

a 28-acre parcel of land situated along Illinois State Highway 50 in the northeast corner of the Village of Beckemeyer, Clinton County, Illinois. The Site was originally constructed as a primary zinc smelter in 1904 and was later converted into a secondary zinc smelter in 1920. The Site also includes areas, such as walkway paths and residential driveways, in the Village of Beckemeyer where hazardous substances came to be located due to smelter operations disposal. Cinders from the smelter were also used in certain areas within the Village as a surface material for walking paths, driveways, and alleys.

Asarco, Inc., entered into an agreement with EPA in 1997 to clean up the former smelter property and the effected residential areas. Under the 1997 Administrative Order on Consent, Asarco, Inc., is required to investigate the nature and extent of the hazardous substances from the former smelter operations and to remove those hazardous substances that exceed EPA's standards. The Administrative Order on Consent requires Asarco, Inc., to remediate the former smelter property to levels suitable for commercial use. Asarco, Inc., began cleanup activities in Fall of 1998. Future cleanup work at the smelter property will include demolishing the remnants of the furnaces, clearing the remaining buildings, and consolidating these materials in a capped repository that will be constructed on a portion of the property. The stockpiled yard, soil, and slag waste remaining on the property will also be consolidated and moved to the repository. The remainder of the site will then be graded and paved with a concrete barrier and a new driveway will be constructed connecting the property to Highway 50.

In exchange for completing the activities described the Prospective Purchaser Agreement, Asarco, Inc. will transfer title of a portion of the Site property to LEAR Enterprises, LLC. LEAR Enterprises, LLC ("LEAR"), is a corporation duly registered in the State of Illinois located at 451 West First Street, Beckemeyer, Illinois. Virgil Holthaus is the Manager of LEAR and is the President of Holthaus Truck Service, Inc. ("Holthaus Truck"). LEAR will lease to Holthaus Truck the portions of the Site to which LEAR takes title. Virgil Holthaus and a wholly owned company which he formed to take ownership of the Site, LEAR Enterprises, LLC, have executed the proposed Prospective Purchaser Agreement.

LEAR intends to acquire a majority portion of the Site in exchange for Holthaus Truck conducting 95% of the

interim remedial actions at the Property. The remedial action is mandated in the Administrative Order on Consent entered into between the United States and Asarco, Inc., the current owner of the Site. Holthaus Truck is a heavy-haul trucking service that will redevelop the property for vehicle maintenance and parking, creating lime slurry for resale to local industry, and possible future warehousing activity. Holthaus Truck employs approximately fifteen individuals and expects that after redevelopment it will expand its operations and possibly create more jobs for the community.

The Prospective Purchaser's use of the Site is for limited activities that will not aggravate or contribute to the existing contamination, will not interfere with the remedy approved by EPA, and will not pose a health risk to the community. The Prospective Purchaser is financially viable and capable of fulfilling all obligations under this Prospective Purchaser Agreement. As part of the remedial activities on the Site, Asarco, Inc., will construct a soil repository on the Site and Settling Respondents will indefinitely maintain the fence and any necessary vegetation control for the soil repository. The Prospective Purchaser has had no involvement with the Site prior to this proposed purchase.

The Settling Parties are purchasers of the property who intend to reuse, redevelop, and resell the property.

A 30-day period, commencing on the date of publication of this document, is open for comments on the proposed Agreement pursuant to section 122(I) of CERCLA, 42 U.S.C. 9622(I). Comments should be sent to the addressee identified in this document.

William E. Munro,

Director, Superfund Division, Region 5.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-3151-EM]

Puerto Rico; Amendment No. 1 to Notice of an Emergency Declaration

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This notice amends the notice of an emergency for the Commonwealth of Puerto Rico (FEMA-3151-EM), dated November 17, 1999, and related determinations.

EFFECTIVE DATE: November 20, 1999.

FOR FURTHER INFORMATION CONTACT:

Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3772.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the incident period for this disaster is closed effective November 20, 1999.

The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.542, Fire Suppression Assistance; 83.543, Individual and Family Grant (IFG) Program; 83.544, Public Assistance Grants; 83.545, Disaster Housing Program; 83.548, Hazard Mitigation Grant Program)

Robert J. Adamcik,

Deputy Associate Director, Response and Recovery Directorate.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1309-DR]

U.S. Virgin Islands; Major Disaster and Related Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the U.S. Virgin Islands (FEMA-1309-DR), dated November 23, 1999, and related determinations.

EFFECTIVE DATE: November 23, 1999.

FOR FURTHER INFORMATION CONTACT:

Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3772.

SUPPLEMENTARY INFORMATION: Notice is hereby given that, in a letter dated November 23, 1999, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*), as follows:

I have determined that the damage in the U.S. Virgin Islands, resulting from Hurricane Lenny on November 17, 1999, and continuing is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Pub. L. 93-288, as amended ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the U.S. Virgin Islands.