

significantly affecting the quality of the human environment.

David P. Boergers,
Secretary.

[FR Doc. 00-17551 Filed 7-11-00; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 1494-172; Oklahoma]

Grand River Dam Authority; Notice of Availability of Final Environmental Assessment

July 6, 2000.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's regulations, 18 CFR part 380 (Order No. 486, 53 FR 47910), the Office of Energy Projects has prepared a mail environmental assessment (FEA) on the Grand River Dam Authority's application for approval of a new commercial dock facility. The Grand River Dam Authority proposes to permit Lewis Perrault, d/b/a/ Lewie Development Company (permittee), to construct and operation a commercial dock facility on Grand Lake's Grand Craft Cove, about 2 miles from the Pensacola dam. The proposed facility includes nine boat slips and an area for temporary boat mooring and will be used in conjunction with the permittee's planned commercial development on his adjoining property. The Pensacola Project is on the Grand River, in Craig, Delaware, Mayes, and Ottawa Counties, Oklahoma.

The FEA is attached to a Commission order issued on June 27, 2000 for the above application. Copies of the FEA can be obtained by calling the Commission's Public Reference Room at (202) 208-1371. Copies of the FEA can also be obtained through the Commission's homepage at <http://www.ferc.fed.us>. In the FEA, staff concludes that approval of the licensee's proposal would not constitute a major Federal action significantly affecting the quality of the human environment.

David P. Boergers,
Secretary.

[FR Doc. 00-17550 Filed 7-11-00; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of AmerenUE Request To Use Alternative Procedures in Preparing a License Application

July 6, 2000.

Take notice that the following request to use alternative procedures to prepare a license application has been filed with the Commission:

a. Type of Application: Request to use alternative procedures to prepare a new license application.

b. Project No.: FERC No. 459.

c. Date filed: June 14, 2000.

d. Applicant: Union Electric Company (d/b/a AmerenUE).

e. Name of Project: Osage Project.

f. Location: On the Osage River, in Benton, Camden, Miller and Morgan Counties, central Missouri. The project occupies federal lands.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)-825(r).

h. Applicant Contact: Alan Sullivan, Licensing Project Manager, AmerenUE, 617 River Road, Elden, MO 65020, (573) 365-9329.

i. FERC Contact: Any questions on this notice should be addressed to Allan Creamer at (202) 219-0365.

j. Deadline for Comments: 30 days from the date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. Description of the Project: The peaking project consists of an 2,583-foot-long, 148-foot-high concrete dam; a 92-mile-long, 55,000-acre impoundment at a full pool elevation of 660 feet mean sea level; a powerhouse containing eight main and two in-house generating units, having a total installed capacity of 176,200 kilowatts; and appurtenant facilities. The project generates approximately 675,000 megawatt-hours of electricity annually.

l. AmerenUE has demonstrated that it has made an effort to contact all federal

and state resources agencies, non-governmental organizations (NGO), and others affected by the project. AmerenUE has also demonstrated that a consensus exists that the use of alternative procedures is appropriate in this case. AmerenUE has submitted a communications protocol that is supported by the stakeholders.

The purpose of this notice is to invite any additional comments on AmerenUE's request to use the alternative procedures, pursuant to Section 4.34(i) of the Commission's regulations. Additional notices seeking comments on the specific project proposal, interventions and protests, and recommended terms and conditions will be issued at a later date. AmerenUE will complete and file a preliminary Environmental Assessment, in lieu of Exhibit E of the license application. This differs from the traditional process, in which an applicant consults with agencies, Indian tribes, NGOs, and other parties during preparation of the license application and before filing the application, but the Commission staff performs the environmental review after the application is filed. The alternative procedures are intended to simplify and expedite the licensing process by combining the pre-filing consultation and environmental review processes into a single process, to facilitate greater participation, and to improve communication and cooperation among the participants.

AmerenUE has met with federal and state resources agencies, NGOs, elected officials, flood control and downstream interests, environmental groups, business and economic development organizations, the boating industry, and members of the public regarding the Osage Project. AmerenUE intends to file 6-month progress reports during the alternative procedures process that leads to the filling of a license application by February 28, 2004.

David P. Boergers,
Secretary.

[FR Doc. 00-17549 Filed 7-11-00; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Application for Transfer of License and Soliciting Comments, Motions to Intervene, and Protests

July 6, 2000.

Take notice that the following hydroelectric application has been filed

with the Commission and is available for public inspection:

a. Application Type: Transfer of License.

b. Project No: 2355-005.

c. Date Filed: June 13, 2000.

d. Applicants: PECO Energy Company and Exelon Generation Company, LLC (to be formed).

e. Name of Project: Muddy Run.

f. Location: The project is located on the Susquehanna River in Lancaster and York Counties, Pennsylvania. The project does not occupy federal or tribal lands.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)-825(r).

h. Applicant Contacts: Vilna Waldron Gaston, H. Alfred Ryan, Assistant General Counsel, PECO Energy Company, 2301 Market Street, Philadelphia, Pennsylvania 19101, (215) 841-4265 and Brian J. McManus, Jones, Day, Reavis & Pogue, 51 Louisiana Avenue, NE, Washington, DC 20001-2113, (202) 879-5452.

i. FERC Contact: Any questions on this notice should be addressed to Dave Snyder at (202) 219-2385.

j. Deadline for filing comments and or motions: August 11, 2000.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

Please include the Project Number (2355-005) on any comments or motions filed.

k. Description of Transfer: The applicants propose a transfer of the license for Project No. 2355 from PECO Energy Company (PECO) to Exelon Generation Company, LLC (GenCo), a still-to-be incorporated affiliate. GenCo will be a wholly-owned subsidiary of Exelon Corporation, a currently existing subsidiary of PECO. The transfer is being sought as part of a corporate restructuring of PECO. The application includes a proposal providing for PECO to operate the project's primary transmission lines according to the terms and conditions of a lease agreement.

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on the web at www.ferc.fed.us/online/rims.htm. Call (202) 208-2222 for assistance. A copy is also available for inspection and reproduction at the address in item h above.

m. Individuals desiring to be included on the Commission's mailing list should

so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a part to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,

Secretary.

[FR Doc. 00-17553 Filed 7-11-00; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6734-1]

Proposed Settlement Agreement, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed consent decree; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree, which was lodged with the United States District Court for the District of Columbia by the United States Environmental Protection Agency ("EPA") on May 26, 1999, to address a lawsuit filed by the Midwest Ozone Group and the West Virginia Chamber of Commerce (collectively referred to as "MOG"). This lawsuit, which was filed pursuant to section 304(a) of the Act, 42 U.S.C. 7604(a), addresses EPA's alleged failure to meet mandatory deadlines under section 110(c) of the Act, 42 U.S.C. 7410(c), to promulgate federal implementation plans for certain areas establishing (1) attainment demonstrations; (2) inspection and maintenance ("I/M") programs, and (3) 15% rate-of-progress ("ROP") requirements. *Midwest Ozone Group et al., v. EPA*, No. 1:00CV01047 (D.D.C.).

DATES: Written comments must be received by August 11, 2000.

ADDRESSES: Written comments should be sent to Jan M. Tierney, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. Copies of the proposed consent decree are available from Phyllis J. Cochran, (202) 564-7606. A copy of the proposed consent decree was lodged with the Clerk of the United States District Court for the District of Columbia on May 26, 2000.

SUPPLEMENTARY INFORMATION: MOG alleges that EPA has a mandatory duty to promulgate federal implementation plans ("FIPs") establishing (1) attainment demonstrations for the Greater Connecticut ozone nonattainment area; the Springfield, Massachusetts ozone nonattainment area; and the New York and Connecticut portions of the New York-Northern New Jersey-Long Island ozone nonattainment area; (2) I/M programs for Portland, Maine; Providence, Rhode Island; and the portions of the Boston-Lawrence-Worcester and Portsmouth-Dover-Rochester ozone nonattainment areas located in New Hampshire; and (3) a 15% ROP program for the Springfield, Massachusetts Ozone nonattainment area.

The proposed consent decree provides, in part, that EPA will promulgate full attainment demonstration FIPs by May 15, 2001 for the Greater Connecticut and Springfield ozone nonattainment areas if EPA has not fully approved attainment demonstration SIPs for each area as of