

the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the project. Therefore, if a person has comments on community and landowner impacts from this proposal, it is important either to file comments or to intervene as early in the process as possible.

Also, comments protests, and interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

**David P. Boergers,**  
*Secretary.*

[FR Doc. 01-7277 Filed 3-22-01; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP01-104-000]

#### Williams Gas Processing-Gulf Coast Company, L.P.; Notice of Petition for Declaratory Order

March 19, 2001.

Take notice that on March 12, 2001, Williams Gas Processing-Gulf Coast Company, L.P. (WGP), P.O. Box 1396, Houston, Texas 77251, filed a petition for declaratory order in Docket No. CP01-104-000, requesting that the Commission declare that certain pipeline, compression, dehydration and separation facilities located in Offshore Texas and Louisiana and in Cameron Parish, Louisiana to be acquired from Transcontinental Gas Pipe Line Corporation (Transco) would have the primary function of gathering of natural gas and would thereby be exempt from the Commission's jurisdiction pursuant to section 1(b) of the Natural Gas Act, all as more fully set forth in the petition which is on file with the Commission and open to public inspection. This filing may be viewed on the web at <http://www.ferc.us/online/rims.htm> (call 202-208-2222).

WGP states that the pipeline facilities at issue consist of the North High

Island/Cameron Gathering System, consisting of line segments totaling 217.128 miles of 4-to-30 inch segments of pipeline, along with compression, separation and dehydration facilities. It is stated that Transco and WGP have entered into a December 29, 1997, amendment to an existing transfer and assignment agreement, providing for the facility transfer. It is indicated that Transco has filed a companion application to abandon these facilities by transfer to WGP in Docket No. CP01-103-000.

WGP submits that the primary function of the facilities is gathering, consistent with the criteria set forth in *Farmland Industries, Inc.* (23 FERC ¶ 61,063 (1983), as modified in subsequent orders. WGP also urges the Commission to approve the firm-to-gathering rate design proposed by Transco in Docket No. RP92-137-050. WGP submits that WGP's requested gathering determination and Transco's requested firm-to-gathering rate design go hand in hand, i.e., WGP's proposal determining the demarcation line between transmission and gathering, and Transco's proposal implementing firm transmission service to the point of non-jurisdictional gathering.

Any questions concerning this application may be directed to Mari M. Ramsey at (918) 573-2611.

Any person desiring to be heard or to make protest with reference to said petition should on or before April 9, 2001, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 or 385.214) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. The Commission's rules require that protestors provide copies of their protests to the party or parties directly involved. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Commission by sections 7 and 15 of the NGA and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is

filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Also, comments, protests, or interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for WGP to appear or be represented at the hearing.

**David P. Boergers,**

*Secretary.*

[FR Doc. 01-7276 Filed 3-22-01; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL01-51-000, et al.]

#### The Detroit Edison Company, et al.; Electric Rate and Corporate Regulation Filings

March 15, 2001.

Take notice that the following filings have been made with the Commission:

##### 1. The Detroit Edison Company

[Docket No. EL01-51-000]

Take notice that on March 13, 2001, The Detroit Edison Company (Detroit Edison) filed with the Federal Energy Regulatory Commission (the Commission) an unexecuted Distribution Interconnection Agreement between Detroit Edison and Dearborn Industrial Generation, L.L.C. (the Agreement). Detroit Edison requests the Commission to disclaim jurisdiction over the Agreement. In the event the Commission determines the Agreement to be subject to the Commission's jurisdiction, Detroit Edison requests that the Commission accept the Agreement for filing effective as of March 14, 2001.

*Comment date:* April 6, 2001, in accordance with Standard Paragraph E at the end of this notice.

##### 2. Broad River Energy LLC

[Docket No. ER00-38-002]

Take notice that on March 9, 2001, Broad River Energy LLC (Broad River Energy), tendered for filing a

Notification of Change in Status. The Notification of Change in Status is intended to inform the Commission that Broad River Energy has acquired the generation assets of its affiliate Broad River Investors LLC, consisting of Units 4 and 5, located at the Broad River Energy Center near Gaffney in Cherokee County, South Carolina. Units 4 and 5 produce a maximum electrical output of 360 MW.

*Comment date:* March 30, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 3. New York Independent System Operator, Inc.

[Docket No. ER01-1489-000]

Take notice that on March 9, 2001, the New York Independent System Operator, Inc. (NYISO), tendered for filing a request for an extension of its Temporary Extraordinary Procedures for Correcting Market Design Flaws and Addressing Transitional Abnormalities.

The NYISO requests an effective date of May 1, 2001 and waiver of the Commission's notice requirements.

The NYISO has served a copy of this filing upon each person designated on the official service list compiled by the Secretary in Docket No. ER00-2624-000, on those parties who have executed service agreements under the NYISO's Open Access Transmission Tariff or Market Administration Control Area Services Tariff and on the electric utility regulatory agencies in New York, New Jersey, and Pennsylvania.

*Comment date:* March 30, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 4. Illinois Power Company

[Docket No. ER01-1491-000]

Take notice that on March 12, 2001, Illinois Power Company tendered for filing a fully executed Service Agreement for Network Integration Transmission Service and Network Operating Agreement (Service Agreement) between Tri-County Electric Cooperative, Inc., and Illinois Power Company. The unexecuted Service Agreement originally was filed in this docket. Under the Service Agreement, Illinois Power Company may provide network services to Tri-County Electric Cooperative, Inc. in accordance with Illinois Power Company's FERC Electric Tariff.

Illinois Power Company has requested that the Commission accept the fully executed Service Agreement and that the Service Agreement become effective as of March 1, 2000, as did the unexecuted Service Agreement.

Illinois Power Company has served a copy of this filing upon those parties

listed on the Commission's official service list, as well as on the Illinois Commerce Commission and Tri-County Electric Cooperative, Inc.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 5. Public Service Company of New Hampshire

[Docket No. ER01-1492-000]

Take notice that on March 12, 2001, Public Service Company of New Hampshire, tendered for filing a Notice of Cancellation of its FERC Electric Service Rate Schedules No. 133, which provided Resale Electric Service to the Town of Ashland, New Hampshire, Electric Light Department. On the same date, Public Service Company of New Hampshire (PSNH) also filed a new Interconnection and Delivery Service Agreement with the Town of Ashland. The filing represents the termination of PSNH's full requirements, wholesale for retail service to the Town of Ashland and the beginning of PSNH supplying simple delivery service to the Town of Ashland.

Copies of this filing were served upon the Office of the Attorney General for the State of New Hampshire, and the Executive Director and Secretary of the New Hampshire Public Utilities Commission and the State of New Hampshire Office of Consumer Advocate.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 6. Illinois Power Company

[Docket No. ER01-1493-000]

Take notice that on March 12, 2001, Illinois Power Company (Illinois Power), tendered for filing a fully executed Service Agreement for Network Integration Transmission Service and Network Operating Agreement (Service Agreement) between Clinton County Electric Cooperative, Inc., and Illinois Power Company. The unexecuted Service Agreement originally was filed in this docket. Under the Service Agreement, Illinois Power Company may provide network services to Clinton County Electric Cooperative, Inc. in accordance with Illinois Power Company's FERC Electric Tariff.

Illinois Power Company has requested that the Commission accept the fully executed Service Agreement and that the Service Agreement become effective as of March 1, 2000, as did the unexecuted Service Agreement.

Illinois Power Company has served a copy of this filing upon those parties

listed on the Commission's official service list, as well as on the Illinois Commerce Commission and Clinton County Electric Cooperative, Inc.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 7. Public Service Company of New Hampshire

[Docket No. ER01-1494-000]

Take notice that on March 12, 2001, Public Service Company of New Hampshire, tendered for filing Notice of Cancellation of its FERC Electric Service Rate Schedules No. 134, which provided Resale Electric Service to the Town of New Hampton, New Hampshire, Village Precinct (New Hampton Village Precinct). On the same date, Public Service Company of New Hampshire (PSNH) also filed a new Interconnection and Delivery Service Agreement with the New Hampton Village Precinct. The filing represents the termination of PSNH's full requirements, wholesale for retail service to the New Hampton Village Precinct and the beginning of PSNH supplying simple delivery service to the New Hampton Village Precinct.

Copies of this filing were served upon the Office of the Attorney General for the State of New Hampshire, and the Executive Director and Secretary of the New Hampshire Public Utilities Commission and the State of New Hampshire Office of Consumer Advocate.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 8. Pacific Gas and Electric Company

[Docket No. ER01-1495-000]

Take notice that on March 12, 2001, Pacific Gas and Electric Company (PG&E), tendered for filing a Generator Special Facilities Agreement (GSFA), and a Generator Interconnection Agreement (GIA) between PG&E and Wheelabrator Shasta Energy Company, Inc. (Wheelabrator) (collectively Parties).

The GSFA permits PG&E to recover the ongoing costs associated with owning, operating and maintaining the Special Facilities. As detailed in the Special Facilities Agreement, PG&E proposes to charge Wheelabrator a monthly Cost of Ownership Charge equal to the rates for transmission-level, customer-financed and distribution-level, utility-financed facilities in PG&E's currently effective Electric Rule 2, as filed with the California Public Utilities Commission (CPUC). PG&E's currently effective rates of 0.31% and

1.33%, respectively, for transmission-level, customer-financed and distribution-level, utility-financed Special Facilities are contained in the CPUC's Advice Letter 1960-G/1587-E, effective August 5, 1996, a copy of which is included as Attachment 3 of this filing.

PG&E has requested certain waivers.

Copies of this filing have been served upon Wheelabrator, the California Independent System Operator Corporation and the CPUC.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 9. Sundance Energy

[Docket No. ER01-1496-000]

Take notice that on March 12, 2001, Sundance Energy (Sundance), petitions the Commission for acceptance of Sundance Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission Regulations.

Sundance intends to engage in wholesale electric power and energy purchases and sales as a marketer. Sundance is not in the business of generating or transmitting electric power. Sundance is a wholly-owned sole proprietorship of Cayse L. Cummings. Sundance has no other business interests.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 10. Brooke Power, LLC

[Docket No. ER01-1497-000]

Take notice that on March 12, 2001, Brooke Power, LLC (Brooke), petitions the Commission for acceptance of Brooke Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission Regulations.

Brooke intends to engage in electric power generation and wholesale electricity sales. Brooke's general partner is Antelope Hills Partners, LP, a general partnership whose partners include Chrystal Investments, LLC, as general partner, Virginia Trust #2, limited partner, and Richard Woodall, Incorporated, limited partner. Chrystal Investments, LLC is primarily engaged in general investing. Antelope Hills, LP is primarily engaged in investing in oil and gas exploration and production.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 11. American Transmission Systems, Inc.

[Docket No. ER01-1498-000]

Take notice that on March 12, 2001, American Transmission Systems, Inc., tendered for filing a Service Agreement to provide Non-Firm Point-to-Point Transmission Service for Ameren Energy Marketing Company, the Transmission Customer. Services are being provided under the American Transmission Systems, Inc., Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER99-2647-000.

The proposed effective date under the Service Agreement is March 9, 2001 for the above mentioned Service Agreement in this filing.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 12. American Transmission Systems, Inc.

[Docket No. ER01-1499-000]

Take notice that on March 12, 2001, American Transmission Systems, Inc., tendered for filing a Service Agreement to provide Firm Point-to-Point Transmission Service for Ameren Energy Marketing Company, the Transmission Customer. Services are being provided under the American Transmission Systems, Inc., Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER99-2647-000.

The proposed effective date under the Service Agreement is March 9, 2001 for the above mentioned Service Agreement in this filing.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 13. The Dayton Power and Light Company

[Docket No. ER01-1500-000]

Take notice that on March 12, 2001, The Dayton Power and Light Company (Dayton), tendered for filing service agreements establishing Allegheny Energy Supply Company, LLC as customers under the terms of Dayton's Open Access Transmission Tariff.

Dayton requests an effective date of one day subsequent to this filing for the service agreements. Accordingly, Dayton requests waiver of the Commission's notice requirements.

Copies of this filing were served upon Allegheny Energy Supply Company, LLC and the Public Utilities Commission of Ohio.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 14. Consumers Energy Company

[Docket No. ER01-1501-000]

Take notice that on March 12, 2001, Consumers Energy Company (Consumers), tendered for filing a Letter Agreement between Dynegy Engineering, Inc., as agent for Westdeutsche Landesbank Girozentrale, New York Branch [Generator] and Consumers, dated February 16, 2001, (Agreement). Under the Agreement, Consumers is to undertake certain pre-construction activities associated with providing an electrical connection between Consumers' transmission system and a generating plant to be built by Generator.

Consumers requests that the Agreements be allowed to become effective January 8, 2001.

Copies of the filing were served upon Generator and the Michigan Public Service Commission.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

#### 15. Northern Indiana Public Service Company

[Docket No. ER01-1502-000]

Take notice that on March 12, 2001, Northern Indiana Public Service Company tendered for filing an executed Standard Transmission Service Agreement for Firm Point-to-Point Transmission Service between Northern Indiana Public Service Company and Aquila Energy Marketing Corporation (Aquila Energy).

Under the Transmission Service Agreement, Northern Indiana Public Service Company will provide Point-to-Point Transmission Service to Aquila Energy pursuant to the Transmission Service Tariff filed by Northern Indiana Public Service Company in Docket No. OA96-47-000 and allowed to become effective by the Commission.

Northern Indiana Public Service Company has requested that the Service Agreement be allowed to become effective as of June 1, 2001.

Copies of this filing have been sent to Aquila Energy Marketing Corporation, the Indiana Utility Regulatory Commission, and the Indiana Office of Utility Consumer Counselor.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**16. Northern Indiana Public Service Company**

[Docket No. ER01-1503-000]

Take notice that on March 12, 2001, Northern Indiana Public Service Company tendered for filing an executed Standard Transmission Service Agreement for Firm Point-to-Point Transmission Service between Northern Indiana Public Service Company and Aquila Energy Marketing Corporation (Aquila Energy).

Under the Transmission Service Agreement, Northern Indiana Public Service Company will provide Point-to-Point Transmission Service to Aquila Energy pursuant to the Transmission Service Tariff filed by Northern Indiana Public Service Company in Docket No. OA96-47-000 and allowed to become effective by the Commission.

Northern Indiana Public Service Company has requested that the Service Agreement be allowed to become effective as of April 1, 2001.

Copies of this filing have been sent to Aquila Energy Marketing Corporation, the Indiana Utility Regulatory Commission, and the Indiana Office of Utility Consumer Counselor.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**17. Xcel Energy Services Inc.**

[Docket No. ER01-1504-000]

Take notice that on March 12, 2001, Xcel Energy Services Inc. (XES), on behalf of Public Service Company of Colorado (Public Service), tendered for filing a Master Power Purchase and Sale Agreement between Public Service and City of Azusa, which is an umbrella service agreement under Public Service's Rate Schedule for Market-Based Power Sales (Public Service FERC Electric Tariff, First Revised Volume No. 6).

XES requests that this agreement become effective on March 8, 2001.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**18. Central Illinois Light Company**

[Docket No. ER01-1505-000]

Take notice that on March 12, 2001, Central Illinois Light Company (CILCO), 300 Liberty Street, Peoria, Illinois 61202, tendered for filing with the Commission an Index of Customers under its Market Rate Power Sales Tariff and one service agreement with one new customer, the Village of Riverton.

CILCO requested an effective date of March 1, 2001.

Copies of the filing were served on the affected customer and the Illinois Commerce Commission.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**19. The Dayton Power and Light Company**

[Docket No. ER01-1506-000]

Take notice that on March 12, 2001, The Dayton Power and Light Company (Dayton), tendered for filing a service agreement establishing Consumers Energy, as a customer under the terms of Dayton's FERC Electric Tariff, Original Volume No. 10.

Dayton requests an effective date of one day subsequent to this filing for the service agreements. Accordingly, Dayton requests waiver of the Commission's notice requirements.

Copies of this filing were served upon Consumers Energy and the Public Utilities Commission of Ohio.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**20. Lumberton Power, LLC**

[Docket No. ER01-1507-000]

Take notice that on March 12, 2001, Lumberton Power, LLC (Lumberton) tendered for filing an application for waivers and blanket approvals under various regulations of the Commission and for an order accepting Lumberton's FERC Electric Rate Schedule No. 1 and accompanying Code of Conduct.

Lumberton requests waiver of the 60-day prior notice requirement to permit Lumberton's Rate Schedule and Code of Conduct to be effective May 1, 2001, and requests expeditious Commission approval of this Application prior to May 1, 2001.

Lumberton intends to engage in electric power and energy transactions as a marketer. In transactions where Lumberton sells electric energy, it proposes to make such sales on rates, terms and conditions to be mutually agreed to with the purchasing party. Lumberton's proposed Rate Schedule also permits it to reassign transmission capacity.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**21. American Transmission Company LLC**

[Docket No. ER01-1508-000]

Take notice that on March 12, 2001, American Transmission Company LLC (ATCLLC), tendered for filing a Firm Point to Point Service Agreement with Consolidated Water Power Company.

ATCLLC requests an effective date of January 1, 2001.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**22. Elizabethtown Power, LLC**

[Docket No. ER01-1509-000]

Take notice that on March 12, 2001, Elizabethtown Power, LLC (Elizabethtown), tendered for filing an application for waivers and blanket approvals under various regulations of the Commission and for an order accepting Elizabethtown's FERC Electric Rate Schedule No. 1 and accompanying Code of Conduct.

Elizabethtown requests waiver of the 60-day prior notice requirement to permit Elizabethtown's Rate Schedule and Code of Conduct to be effective May 1, 2001, and requests expeditious Commission approval of this Application prior to that date.

Elizabethtown intends to engage in electric power and energy transactions as a marketer. In transactions where Elizabethtown sells electric energy, it proposes to make such sales on rates, terms and conditions to be mutually agreed to with the purchasing party. Elizabethtown's proposed Rate Schedule also permits it to reassign transmission capacity.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

**23. New York Independent System Operator, Inc.**

[Docket No. ER01-1517-000]

Take notice that on March 12, 2001, the New York Independent System Operator, Inc. (NYISO), acting pursuant to Section 205 of the Federal Power Act at the direction of the NYISO's independent Board of Directors (NYISO Board) with the concurrence of the Management Committee, filed a proposed amendment to the NYISO's Market Administration and Control Area Services Tariff. The proposed amendment would extend the duration of bid caps in certain NYISO-administered markets until October 31, 2002.

The NYISO requests a waiver of the Commission's notice requirements.

A copy of this filing was served upon all parties in Docket No. ER01-181-000, on all parties that have executed Service Agreements under the NYISO's Open Access Transmission Tariff or Market Administration and Control Area Services Tariff, and on the electric utility regulatory agencies in New York, New Jersey, and Pennsylvania.

*Comment date:* April 2, 2001, in accordance with Standard Paragraph E at the end of this notice.

### Standard Paragraph

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of these filings are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance). Comments, protests, and interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

David P. Boergers,  
Secretary.

[FR Doc. 01-7201 Filed 3-22-01; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6957-3]

### Agency Information Collection Activities: Proposed Collection; Comment Request; Compliance Assistance Surveys for the Marina, Metal Finishing, Construction Site, and Salvage Yard Sectors

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the following proposed Information Collection Request (ICR) to the Office of Management and Budget (OMB): Compliance Assistance Surveys for the Marina, Metal Finishing, Construction Site, and Salvage Yard Sectors, [EPA ICR Number 2021.01]. This information request has no prior OMB Control Number. Before submitting the ICR to

OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before May 22, 2001.

**ADDRESSES:** To request a copy of the information collection request, explanatory information and related forms, contact Ms. Lynn Vendinello, at (202) 564-7066, and refer to EPA ICR No. 2021.01. Comments may be mailed to Ms. Lynn Vendinello, U.S. EPA (2222A), 401 M St. SW, Washington, D.C. 20460. Comments may also be submitted electronically to [vendinello.lynn@epa.gov](mailto:vendinello.lynn@epa.gov).

**FOR FURTHER INFORMATION CONTACT:** Ms. Lynn Vendinello at (202) 564-7066, facsimile (202) 564-0031, [vendinello.lynn@epa.gov](mailto:vendinello.lynn@epa.gov).

**SUPPLEMENTARY INFORMATION:** Affected entities: Entities potentially affected by this action are the following:

- Marinas located in EPA Region I states: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont;
- Facilities in the Metal Finishing Sector (covered by SIC 347) located in the vicinity of Detroit, MI and Philadelphia, PA.;
- Facilities in the Construction Site Sector (covered by SIC 15-17) located nationally; and
- Facilities in the Salvage Yard Sector (covered by SIC 5015, 5093) located nationally.

*Title:* Compliance Assistance Surveys for the Marina, Metal Finishing, Construction Site, and Salvage Yard Sectors; EPA ICR No. 2021.01

*Abstract:* EPA Region I and the Office of Compliance (OC) within the Office of Enforcement and Compliance Assurance (OECA) are planning to conduct a performance baseline survey and follow-up survey for the Marina sector, and a performance snapshot for the Metal Finishing sector. In addition, OC is interested in conducting a baseline performance survey and compliance assistance needs assessment for either the Construction Site or Salvage Yard sectors and is seeking comment on which of the two sectors is in need of compliance assistance. There are three main purposes for these compliance assistance surveys:

- To collect actual cost and hour burden estimates per respondent and response rates for information collected through mailed survey instruments versus a site visit survey approach. Site visit surveys are believed to require more respondent time but should result in an excellent response rate and more

accurate data when compared to a mailed survey. OC would like to test this hypothesis by conducting parallel mailed and site visit surveys to two or more industry sectors.

- To determine a baseline level of regulatory awareness and compliance from which to measure the success of the Agency's compliance outreach efforts for reporting under the Government Performance and Results Act (GPRA). For key sectors for which EPA is planning to initiate compliance assistance, a baseline level of compliance and regulatory awareness is needed from which to measure future progress.

- To identify those topical areas of poor regulatory compliance or regulatory confusion for each sector studied so that compliance outreach resources can be targeted to those issues.

EPA Region I is planning a Clean Marinas Initiative. The activities planned under this initiative are designed to provide marinas with basic regulatory information and to encourage "beyond compliance" behaviors through the dissemination of a wide variety of tools. EPA Region I would like to conduct a statistically valid voluntary mail survey and site-visit survey of a sample of the approximate 1,200 marinas in the Region. These surveys will be used to (1) determine what compliance outreach tools are useful and (2) get a better sense of the compliance challenges faced by this sector. The results of the survey will be used to establish a performance baseline at the start of this initiative. A follow-up survey will then be conducted to determine progress against the baseline.

EPA's Office of Enforcement and Compliance Assurance has adopted a sector approach for many of its compliance assistance activities. The metal finishing industry is an example of a sector for which EPA has focused many of its compliance assistance activities. There is considerable debate as to the extent of environmental releases, environmental impacts associated with these releases, compliance rates, the need for additional compliance assistance, and the effectiveness of compliance assistance tools developed for this industry. OECA would like to conduct a statistically valid voluntary mail survey and site-visit survey of a sample of metal finishing facilities in two geographical areas to determine a performance snapshot of this sector which reflects current facility performance with respect to key federal regulations. The surveys will be conducted as a voluntary blind sample