

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7017-6]

Proposed Settlement Under Section 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as Amended, Access Road to Old 141 Highway Superfund Site, Arnold, Missouri**AGENCY:** Environmental Protection Agency.**ACTION:** Notice, request for public comment.

SUMMARY: The United States Environmental Protection Agency (EPA) is proposing to enter into an administrative settlement to resolve claims under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended 42 U.S.C. 9622(h). This settlement is intended to resolve the liability of the Simpson Sand and Gravel Company, Valley Disposal Co., Inc., Simpson Materials Company, Simpson Holding Company, Valley Trucking Company, Meramec Trucking, Inc., Missouri Aggregates, Inc., and Simpson Construction Materials, L.L.C. for response costs incurred at the Access Road to Old 141 Highway Superfund Site, near Arnold, Jefferson County, Missouri.

DATES: Written comments must be provided on or before August 27, 2001.**ADDRESSES:** Comments should be addressed to Steven L. Sanders, Assistant Regional Counsel, Office of Regional Counsel, United States Environmental Protection Agency, Region VII, 901 North 5th Street, Kansas City, Kansas 66101 and should refer to: *In the Matter of Access Road to Old 141 Highway Site*, EPA Docket No. CERCLA-07-2001-0054.

The proposed administrative cost recovery settlement may be examined in person at the United States Environmental Protection Agency, Region VII, 901 North 5th Street, Kansas City, Kansas 66101. A copy of the proposed settlement may be obtained from Kathy Robinson, Regional Hearing Clerk, EPA Region VII, 901 North 5th Street, Kansas City, Kansas 66101, telephone (913) 551-7567.

FOR FURTHER INFORMATION CONTACT: Steven L. Sanders, Assistant Regional Counsel, Office of Regional Counsel, EPA Region VII, 901 North 5th Street, Kansas City, Kansas 66101, telephone (913) 551-7010.

Dated: July 11, 2001.

Michael J. Sanderson,
Director, Superfund Division, U.S. EPA,
Region VII.
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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7018-2]

Reissuance of the NPDES General Permit for Seafood Processors Operating Throughout Alaska in Waters of the United States (NPDES General Permit No. AK-G52-0000)**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of Final NPDES General Permit No. AK-G52-0000 for Alaskan Seafood Processors.

SUMMARY: The Director, Office of Water, EPA Region 10 (EPA), is re-issuing the National Pollutant Discharge Elimination System (NPDES) general permit for operators of seafood processing facilities in Alaska, pursuant to the provisions of the Clean Water Act (CWA), 33 U.S.C. 1251 *et seq.* The permit authorizes discharges from off-shore vessels engaged in the processing of fresh, frozen, canned, smoked, salted or pickled seafood or the processing of seafood mince, paste or meal. The permit also authorizes discharges from operators of near-shore vessels and shore-based facilities engaged in the processing of fresh, frozen, canned, smoked, salted or pickled seafood, the processing of unwashed-mince, or the processing of meal and other secondary by-products. Discharges authorized under the permit include seafood processing wastewater and solid wastes, wash-down water, sanitary wastewater, and other wastewater generated in the seafood processing operation, as long as such discharges are in accordance with effluent limitations and treatment requirements specified in the permit. Discharges to numerous excluded areas are not authorized under the permit unless a specific waiver is received.

Pursuant to section 402 of the CWA, 33 U.S.C. 1342, EPA proposed and solicited comments on NPDES general permit AK-G52-0000 at 65 FR 21432 (April 21, 2000). EPA also published notice of the draft permit in the *Anchorage Daily News* (4/21/00) and EPA Region 10's Seafood Permitting Update newsletter (April 2000), and sent out over 300 letters of public notice by U.S. mail. EPA received comments from 17 members of the public and requests and recommendations from the

U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and five Alaskan tribes. EPA has prepared a response to the public comments and the recommendations and requests of the U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and the five Alaskan tribes that comments, and has revised the draft permit as described in the response to comments. EPA has made additional revisions to the draft permit in accordance with the stipulations of the State of Alaska in its water quality certification.

DATES: General NPDES Permit AK-G52-0000 is effective today. No seafood discharger is covered by this permit until it receives a letter of authorization to discharge from EPA. For any permittee authorized to discharge by the previous permit effective on August 4, 1995, EPA intends to use any notice of intent (NOI) submitted by that permittee for extended coverage as that seafood processor's application for coverage under today's re-issued general permit, unless additional information is required or a waiver under the permit must be applied for. Applicants who have not previously submitted an NOI to EPA and who are seeking coverage under this general permit must submit a complete NOI in accordance with the requirements and forms of this re-issued general permit to EPA Region 10 within 90 days from the effective date of this general permit.

EPA intends to process these NOIs and respond to applicants during the next 90 days. EPA's response will specify when coverage begins for each permittee. No previous permittee will be required to comply with the new general permit until it has received a letter of authorization to discharge under the permit from EPA. The first day of coverage will be at least 30 days from the effective date of the permit, unless an applicant requests an earlier date. All coverage under the administratively extended version of NPDES general permit AK-G52-0000 that was effective on August 4, 1995, shall expire on December 31, 2001. Applicants which have not received coverage under the current NPDES general permit by January 1, 2002, could be found to be discharging without the authorization of an NPDES permit and therefore potentially subject to an enforcement action brought by EPA or a citizen.

ADDRESSES: EPA will send copies of both the permit and the response to comments to all past permittees and commenters. Anyone else who wants copies, or wishes to obtain copies more quickly, has three options: (1) Download