

Glacier, Seward and Cordora Ranger Districts, Kenai Peninsula Borough, AK, *Wait Period Ends:* August 26, 2002, *Contact:* Dave R. Gibbons (907) 743-9500. This document is available on the Internet at: <http://www.agdc.usgs.gov/cnp>.

*EIS No. 020312, FINAL EIS, FRC, WA,* Georgia Strait Crossing Pipeline (LP) Project, Construction and Operation, To Transport Natural Gas from the Canadian Border near Sumas, WA to US/Canada Border at Boundary Pass in the Strait of Georgia, Docket Nos. CP01-176-000 and CP01-179-000, Whatcom and San Juan Counties, WA, *Wait Period Ends:* August 26, 2002, *Contact:* Paula Felt (202) 208-1088. This document is available on the Internet at: <http://www.ferc.gov>.

*EIS No. 020313, FINAL EIS, BLM, NV,* Leeville Mining Project, Propose to Develop and Operate an Underground Mine and Ancillary Facilities including Dewatering Operation, Plan-of-Operations/Right-of-Way Permits and COE Section 404 Permit, Elko and Eureka Counties, NV, *Wait Period Ends:* August 26, 2002, *Contact:* Deb McFarlane (775) 753-0200.

*EIS No. 020314, DRAFT EIS, AFS, OR,* Granite Area Mining Projects, Propose to Approve Plans of Operation on 16 Mining Claims within the Granite Creek Watershed, Implementation, North Fork John Day Ranger District, Umatilla National Forest, Grant County, OR, *Comment Period Ends:* September 09, 2002, *Contact:* Robert Reed (541) 427-5335.

*EIS No. 020315, FINAL EIS, FHW, DC, NC, VA,* Southeast High Speed Rail Corridor, From Washington, DC to Charlotte, NC, To Provide a Competitive Transportation Choice to Traveler, Funding and Federal Permits, DC, VA, NC, *Wait Period Ends:* August 26, 2002, *Contact:* Nicholas L. Graf (919) 508-1917.

*EIS No. 020316, DRAFT EIS, NAS, OO,* PROGRAMMATIC—MARS Exploration Rover—2003 (MER—2003) Project, Continuing the Long-Term Exploration of MARS, Implementation, *Comment Period Ends:* September 09, 2002, *Contact:* David Lavery (202) 358-4800. This document is available on the Internet at: <http://www.space-science.nasa.gov/admin/pubs/meris/index.htm>.

*EIS No. 020317, FINAL EIS, BLM, NV,* Table Mountain Wind Generating Facility Project, Construction of a 150 to 205 Megawatt (MW) Wind Powered Electric Generation Facility and Ancillary Facilities, Right-of-Way Grant, Spring Mountain Range between the Communities of

Goodsprings, Sandy Valley, Jean and Primm, Clark County, NV, *Wait Period Ends:* August 26, 2002, *Contact:* Jerry Crockford (505) 599-6333.

#### Amended Notices

*EIS No. 020281, DRAFT EIS, USA, UT,* Activities Associated with Future Programs at US Army Dugway Proving Ground, Implementation, Tooele and Jaub Counties, UT, *Comment Period Ends:* August 19, 2002, *Contact:* Nicholas J. Cavallaro (703) 697-8995. Revision of FR Notice Published on 07/05/2002: CEQ Comment Period Ending 08/19/2002 has been Reestablished to 09/09/2002. Due to Incomplete Distribution of the DEIS at the time of Filing with USEPA under Section 1506.9 of the CEQ Regulations.

Dated: July 22, 2002.

**Joseph C. Montgomery,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 02-19008 Filed 7-25-02; 8:45 am]

**BILLING CODE 6560-50-P**

#### ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6631-5]

#### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under Section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 12, 2002 (67 FR 17992).

#### Draft EISs

*ERP No. D-AFS-L65396-ID Rating LO,* Mann Creek Vegetation Management and Watershed Restoration Project, Implementation, Payette National Forest, Weiser Ranger District, Washington County, ID.

*Summary:* EPA expressed a lack of objections to the proposal.

*ERP No. D-AFS-L65400-ID Rating LO,* The West Gold Creek Project, Forest Management Activities Plan, Implementation, Idaho Panhandle National Forests, Sandpoints Ranger District, Bonner County, ID.

*Summary:* EPA expressed a lack of objections to the proposal.

*ERP No. D-FHW-D40317-VA Rating EC2,* Capital Beltway Study, Transportation Improvements to the 14-mile Section Capital Beltway (I-495) between the I-95/I-395/I-495 Interchange and the American Legion Bridge, Fairfax County, VA.

*Summary:* EPA expressed environmental concern regarding impacts to residences and businesses and the inability of the proposed alternatives to provide a long-term solution to congestion problems. EPA has identified several issues that need to be more thoroughly explained in the Final EIS.

*ERP No. D-FHW-F40406-00 Rating EC1,* Ironton-Russell Bridge Replacement Project, LAW-93C-0.00, PID 17359, Structurally-Deficient and Functionally-Obsolete Bridge Replacement, Funding, NPDES, US Coast Guard Section 9 Bridge Permits and US Army COE Section 10 and 404 Permits Issuance, Lawrence County, OH and Greenup County, KY.

*Summary:* EPA recognizes that the preferred alternative will impact cultural resources, waters of the United States, hazardous material sites, and will require relocations. EPA requests the inclusion of clarifying information in the FEIS.

*ERP No. D-FHW-J40155-CO Rating EC2,* CO-9 (Frisco to Breckenridge) Highway Improvements Project to Improve a 14.5-kilometer (9-mile) stretch of CO-9 between the Towns of Frisco and Breckenridge to Decrease Travel Time, Improve Safety, Support Transportation needs of Local and Regional Travelers, Funding, Right-of-Way and US Army COE Section 404 Permits, Summit County, CO.

*Summary:* EPA expressed environmental concerns regarding direct, indirect and cumulative impacts to wetlands, lynx, and the mountain ecosystem as a result of growth. EPA is concerned that adequate mitigation and environmentally-preferred alternatives were not fully addressed.

*ERP No. D-FTA-G40170-TX Rating LO,* Northwest Corridor Light Rail Transit (LRT) Line to Farmers Branch and Carrollton, Construction and Operation, NPDES and US Army COE Section 404 Permits Issuance, Dallas Area Rapid Transit, Dallas and Denton Counties, TX.

*Summary:* EPA has no objections to the selection of the preferred alternative as described in the DEIS, but requests that additional information be included in the FEIS to strengthen the overall NEPA analysis.

*ERP No. D-NPS-K65239-AZ Rating EC2,* Tonto National Monument, General Management Plan, New

Administrative Facility Construction within the Monument Boundaries, Implementation, AZ.

*Summary:* EPA expressed environmental concerns due to potential impacts to surface/ground water quality from the existing septic tank system and construction-related activities and because the EIS did not reflect a range of feasible mitigation to reduce potential adverse impacts consistent with pollution prevention guidance.

*ERP No. D-USA-E11050-KY Rating LO,* Blue Grass Army Depot, Destruction of Chemical Munitions, Design, Construction, Operation and Closure of a Facility to Destroy the Chemical Agent and Munitions, Madison County, KY.

*Summary:* EPA has no objections to the demilitarization proposal or the various technologies which will be used to accomplish this proposal.

*ERP No. DS-AFS-L65232-OR Rating NS,* Deep Vegetation Management Project, Implementation, Additional Information on Four Alternatives, Ochoo National Forest, Paulina Ranger District, Crook and Wheeler Counties, OR.

*Summary:* EPA Region 10 used a screening tool to conduct a limited review of this action. Based upon this screen, EPA does not foresee having any environmental objections to the proposed project. Therefore, EPA will not be conducting a detailed review.

*ERP No. DS-FHW-D40295-WV Rating EC2,* New River Parkway Project, New and Relevant Information, Design, Construction and Management between I-64 Interchanges to Hinton, Raleigh and Summers Counties, WV.

*Summary:* EPA has environmental concerns regarding the mitigation measures proposed to offset the potential secondary and cumulative impacts likely to occur with project implementation. EPA requests additional information and details regarding the proposed measures.

#### Final EISs

*ERP No. F-AFS-D65024-PA,* Lewis Run Project, Management Strategies for Road Construction and Reconstruction, Timber Management Activities, Soil and Water Improvements, Wildlife Habitat Enhancements and Recreation Improvements, Implementation, Lewis Run Project Area, Bradford Ranger District, Allegheny National Forest, McKean County, PA.

*Summary:* EPA's prior comments on the draft EIS have been adequately addressed in this document. Therefore, EPA concurs with your analysis of impacts and findings.

*ERP No. F-AFS-L36113-WA,* Upper Charley Subwatershed Ecosystem

Restoration Projects, Implementation, Pomeroy Ranger District, Umatilla National Forest, Garfield County, WA.

*Summary:* EPA has no objection to the proposed action, as this document adequately responded to EPA's previous comments on the draft EIS.

*ERP No. F-AFS-L65382-ID,* Meadow Face Stewardship Pilot Project, Implementation, Nez Perce National Forest, Clearwater Ranger District, Idaho County, ID.

*Summary:* No formal comment letter was sent to the preparing agency.

*ERP No. F-FTA-L54004-WA,* Sound Transit, Lakewood-to-Tacoma Commuter Rail and WA-512 Park and Ride Expansion, Construction and Operation, Central Puget Sound Regional Transit Authority, City of Tacoma and City of Lakewood, WA.

*Summary:* No formal comment letter was sent to the preparing agency.

Dated: July 23, 2002.

**Joseph C. Montgomery,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 02-19009 Filed 7-25-02; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7251-8]

### Proposed Settlement Agreement, Clean Air Act Citizen Suit

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

**ACTION:** Notice of proposed settlement agreement; 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 two proposed settlement agreements. On July 15, 2002, the United States Environmental Protection Agency ("EPA") filed one settlement agreement with the United States Court of Appeals for the District of Columbia Circuit, and the other settlement agreement with the United States Court of Appeals for the First Circuit. These two settlement agreements address challenges to two separate final actions EPA took, determining that the one-hour ozone national ambient air quality standard ("NAAQS") no longer applied in different areas of the country. On August 8, 1998, Environmental Defense filed a petition for review pursuant to section 307(b) of the Act, 42 U.S.C. 7607(b), challenging EPA's June 5, 1998 rule determining that the one-hour ozone NAAQS no longer applied in approximately 2000 counties across the

country. *Environmental Defense v. EPA*, No. 98-1363 (DC Cir.). On August 9, 1999, Appalachian Mountain Club filed a petition for review under section 307(b) of the CAA, challenging EPA's June 9, 1999, final rule determining that the one-hour ozone standard no longer applied in an additional ten areas. *Appalachian Mountain Club v. EPA*, No. 99-1880 (1st Cir.).

**DATES:** Written comments on the proposed settlement agreements must be received by August 26, 2002.

**ADDRESSES:** Written comments should be sent to Jan M. Tierney, Air and Radiation Law Office (2344), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460. Copies of the proposed settlement agreements are available from Phyllis J. Cochran, (202) 564-5566. On July 15, 2002, a copy of the proposed settlement agreement with Environmental Defense was filed with the Clerk of the United States Court of Appeals for the District of Columbia Circuit and a copy of the proposed settlement agreement with Appalachian Mountain Club was filed with the Clerk of the United States Court of Appeals for the First Circuit.

#### SUPPLEMENTARY INFORMATION:

Environmental Defense and Appalachian Mountain Club (collectively referred to as "Petitioners") allege that EPA acted contrary to law by determining that the one-hour ozone standard no longer applied to the areas in the challenged actions.

The EPA promulgated the one-hour ozone standard in 1979. On July 18, 1997, EPA promulgated a revised ozone standard—the eight-hour ozone standard. At that time, EPA also promulgated a regulation providing that the one-hour standard would "no longer apply to an area once EPA determines that the area has air quality meeting the 1-hour standard." 62 FR 38856, codified at 40 CFR 50.9(b) (revised on July 20, 2000). In part, EPA based this approach on its interpretation that the provisions of subpart 2 of part D of title I of the CAA applied only for purposes of the one-hour ozone standard. Thus, once an area attained the one-hour standard, EPA could determine the one-hour standard and thus, subpart 2, no longer applied to that area. Subsequently, EPA took three final actions in which it determined the one-hour standard no longer applied to most areas in the country. 63 FR 31014 (June 5, 1998); 63 FR 39432 (July 22, 1998); 64 FR 30911 (June 9, 1999). These actions are commonly referred to as "revoking" the one-hour standard.