

the landfill, visually inspecting the cap and runoff drainage channels, clearing vegetation from the drainage channels, and performing sampling and analysis for the long-term monitoring program.

The monitoring plan requires the monitoring of groundwater and air. Groundwater samples are collected quarterly from 13 monitoring wells (2 upgradient and 11 downgradient) and sampled for Target Compound List of analytes. Air monitoring is conducted quarterly on the gas vents.

#### Five-Year Review

EPA conducted a Five-Year Review in September 1999. EPA's review determined that the remedy was implemented in accordance with the remedy selected in the ROD and the remedy in the ROD is protective of human health and the environment. However, hazardous substances, pollutants, or contaminants are remaining at the Site. Consequently, a five-year review will be conducted at this site no less often than every five years. The next five-year review will be conducted before the end of September 2004.

#### Applicable Deletion Criteria/Statute Concurrence

All the completion requirements for this Site have been met as described in the Remediation Close Out Report dated April 27, 1993. EPA is proposing deletion of this Site from the NPL. Documents supporting this action are available in the site files. The State of New Jersey, in its letter of July 3, 2003, concurred on the proposed deletion of this Site from the NPL.

Public participation activities for the Combe Fill North Site have been satisfied as required in CERCLA section 113(k), 42 U.S.C. 9613(k), and section 117, 42 U.S.C. 9617. The RI/FS and the ROD were subject to a public review process. All other documents and information which EPA relied on or considered in recommending that the Site be deleted from the NPL are available for the public to review at the information repositories.

The NCP specifies that EPA may delete a site from the NPL if "all appropriate Fund-financed response under CERCLA has been implemented, and no further response action by responsible parties is appropriate." 40 CFR 300.425(e)(1)(ii). EPA, with the concurrence of the State of New Jersey, through the Department of Environmental Protection, believes that this criterion for deletion has been met. Consequently, EPA is proposing deletion of this Site from the NPL.

Dated: February 9, 2004.

Jane M. Kenny,

Regional Administrator, Region 2.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-286; MM Docket No. 01-157, RM-10178]

#### Radio Broadcasting Services; Woodson, TX

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; dismissal.

**SUMMARY:** In response to a *Notice of Proposed Rule Making*, 66 FR 39128 (July 27, 2001), this *Report and Order* dismisses the Petition for Rule Making in MM Docket No. 01-157, proposing to allot Channel 298A at Woodson, Texas. The petitioner had requested this dismissal.

**FOR FURTHER INFORMATION CONTACT:** Victoria McCauley, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 01-157, adopted February 4, 2004 and released February 9, 2004. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

Federal Communications Commission.

John A. Karousos,

Assistant Chief, Audio Division, Media Bureau.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-283; MB Docket No. 04-24; RM-10846]

#### Radio Broadcasting Services; Lincoln and Yuba City, CA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed by Harlan Communications, Inc., licensee of Station KXCL(FM), Channel 280B1, Yuba City, California. The petition proposes to downgrade Channel 280B1 to Channel 280A and to reallocate Station KXCL(FM) from Yuba City to Lincoln, California, and to provide Lincoln with its first local aural transmission service. The coordinates for requested Channel 280A at Lincoln, California, are 38-54-45 NL and 121-23-20 WL, with a site restriction of 8.7 kilometers (5.4 miles) west of Lincoln.

Petitioner's reallocation proposal complies with the provisions of Section 1.420(i) of the Commission's Rules, and therefore, the Commission will not accept competing expressions of interest in the use of Channel 280A at Lincoln, California, or require the petitioner to demonstrate the availability of an additional equivalent class channel.

**DATES:** Comments must be filed on or before April 1, 2004, and reply comments on or before April 16, 2004.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Lee J. Peltzman, Esq., Shainis & Peltzman, Chartered; 1850 M Street, NW., Suite 240; Washington, DC 20036 and Mark N. Lipp, Esq., Vinson & Elkins, LLP; The Willard Office Building, 1455 Pennsylvania Avenue, NW.; Washington, DC 20004-1008.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 04-24, adopted February 4, 2004, and released February 9, 2004. The full text of this Commission decision is available for inspection and copying during regular business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., CY-A257,