

Protection Agency, Research Triangle Park, North Carolina 27711.

Designation of these new reference and equivalent methods is intended to assist the States in establishing and operating their air quality surveillance systems under 40 CFR 58. Questions concerning the commercial availability or technical aspects of the method should be directed to the applicant.

**Jewel F. Morris,**

*Acting Director, National Exposure Research Laboratory.*

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**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8203-2]

### Proposed Agreement for Settlement of Response Costs, Site Access, Institutional Controls and Conditional Covenant Not To Sue for the Superior Waste Rock Superfund Site, Mineral County, MT

#### Environmental Protection Agency.

**ACTION:** Notice of proposed agreement; request for public comment.

**SUMMARY:** In accordance with the requirements of section 122(h)(1) of the Comprehensive Environmental Response Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9622(h)(1), notice is hereby given of the proposed administrative settlement under section 122(h) of CERCLA, 42 U.S.C. 9622(h) between the U.S. Environmental Protection Agency ("EPA") and Mineral County Montana; the Town of Superior, Montana; and the Superior School District, Montana (collectively, "Settling Parties"). The Settling Parties will consent to and will not contest the authority of the United States to enter into this Agreement or to implement or enforce its terms. In return, the Settling Parties receive a Covenant Not to Sue from EPA. The EPA has incurred response costs totaling approximately \$1,109,446.43 through February 28, 2006, and any additional Response Costs through the present date. EPA alleges that Settling Parties are Potentially Responsible Parties pursuant to Section 107(a) of CERCLA, 42 U.S.C. 9607(a), and are jointly and severally liable for Response Costs incurred and to be incurred at or in connection with the Site. EPA has reviewed the financial information submitted by Settling Parties and based upon this information, EPA has determined that none of the three

Settling Parties has the financial ability to pay for Response Costs incurred and to be incurred at the Site. The Settling Parties agree to provide EPA access at all reasonable times to the Site and to any other property owned or controlled by the Settling Parties for the purpose of conducting any response activity related to the Site. The Settling Parties shall refrain from using the Site, or such other property, in any manner that would interfere with or adversely affect the implementation, integrity, ongoing operations and maintenance of the containment cell or protectiveness of the Site response. Such restrictions are defined as Institutional Controls, and are part of the subject Agreement. The Settling Parties agree to fulfill all Notice and Recording requirements associated with the terms of the subject Agreement.

The Settling Parties have executed and recorded certain Institutional Controls in the Office of the Clerk and Recorder of Mineral County, Montana and provided EPA with a certified copy of the original recorded Institutional Controls, showing the clerk's recording stamps. Notwithstanding any provision of this Agreement, EPA retains all of its access authorities and rights, including enforcement authorities related thereto, under CERCLA, the Resource Conservation and Recovery Act (RCRA), and any other applicable statutes or regulations. EPA's covenant not to sue is conditioned upon the satisfactory performance by the Settling Parties of their obligations under this Agreement. This covenant not to sue is also conditioned upon the veracity and completeness of the Financial Information provided to EPA by the Settling Parties. The Settling Parties recognize that this Agreement has been negotiated in good faith and that this Agreement is entered into without the admission or adjudication of any issue of fact or law.

**DATES:** Comments concerning this Agreement are due by August 24, 2006. The Agency will consider all comments received and may modify or withdraw its consent to the Agreement if comments received disclose facts or considerations that indicate that the Agreement is inappropriate, improper, or inadequate.

**ADDRESSES:** The Agency will place its response to any comments received as a result of this Notice, the proposed Agreement and additional background information relating to the Agreement in the Superfund Records Center where documents are available for public inspection. The EPA Superfund Record Center is located at 999 18th Street, Suite 300, 5th Floor, in Denver,

Colorado. Comments and requests for a copy of the proposed Agreement should be addressed to Maureen O'Reilly, Enforcement Specialist, Environmental Protection Agency—Region 8, Mail Code 8ENF-RC, 999 18th Street, Suite 300, Denver, Colorado 80202-2466, and should reference the Superior Waste Rock Superfund Site, SSID# 08ER, Mineral County, Montana.

#### FOR FURTHER INFORMATION CONTACT:

Steven Moores, Enforcement Attorney, Legal Enforcement Program, Environmental Protection Agency—Region 8, Mail Code 8ENF-L, 999 18th Street, Suite 300, Denver, Colorado 80202-2466, (303) 312-6857.

Dated: July 12, 2006.

**Carol Rushin,**

*Assistant Regional Administrator, Office of Enforcement, Compliance and Environmental Justice, Region VIII.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8203-4]

### Extension of Public Comment Period for the Proposed Reissuance of General NPDES Permits (GPs) for Aquaculture Facilities in Idaho Subject to Wasteload Allocations Under Selected Total Maximum Daily Loads (Permit Number IDG-13-0000), Cold Water Aquaculture Facilities in Idaho (Not Subject to Wasteload Allocations) (Permit Number IDG-13-1000), and Fish Processors Associated With Aquaculture Facilities in Idaho (Permit Number IDG-13-2000)

**AGENCY:** Environmental Protection Agency.

**ACTION:** Extension of Public Comment Period on three draft general NPDES permits for Idaho aquaculture facilities and associated fish processors.

**SUMMARY:** On June 19, 2006, EPA Region 10 proposed to reissue three general permits to cover aquaculture facilities and associated fish processors in Idaho. 71 FR 35269. In response to requests from the regulated community, EPA is extending the public comment period from August 3 to August 18, 2006.

**DATES:** The end of the public comment period is now extended to August 18, 2006. Comments must be received or postmarked by that date.

*Public Comment:* Interested persons may submit written comments on the draft permits to the attention of Sharon Wilson at the address below. All comments should include the name,