

no applicable emission limit has been set, the MACT determination shall be made on a case-by-case basis. The source owner or operator must submit certain information to allow the permitting authority to perform a case-by-case MACT determination (40 CFR 63.43(e)). Permitting agencies, either State, local, Tribal or Federal, review information submitted and make case-by-case MACT determinations. Specific activities and requirements are listed and described in the Supporting Statement for the ICR.

Burden Statement: Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information. The reporting and recordkeeping burden was estimated as follows:

Estimated Number of Industry Respondents: 73.

Frequency of Response: Once.

Estimated total average number of responses for each respondent: One title V permit application or amendment, or a notification of MACT approval.

Estimated Total Annual Burden Hours: 6,437.

Estimated Total Annual Cost: \$432,503.

Are There Changes in the Estimates from the Last Approval?

Primarily, the decrease in burden is due to the completion of setting MACT standards for the source category list. Therefore our revised estimate of burden is smaller than that estimated in the last ICR.

What is the Next Step in the Process for This ICR?

EPA will consider any comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval pursuant to 5 CFR 1320.12. At that time, EPA will issue another **Federal Register** notice pursuant to 5 CFR 1320.5(a)(1)(iv) to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB. If you have any questions about this ICR or the approval process, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

Dated: May 15, 2008.

Jenny N. Edmonds,

Acting Director, Office of Air Quality Planning and Standards.

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ENVIRONMENTAL PROTECTION AGENCY

[EPA-R01-OW-2008-0212; FRL-8569-8]

Massachusetts Marine Sanitation Device Standard—Notice of Determination

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Determination.

SUMMARY: The Regional Administrator of the Environmental Protection Agency—New England Region, has determined that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the state waters of Scituate, Marshfield, Cohasset, and the tidal portions of the North and South Rivers.

ADDRESSES: *Docket:* All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copy-righted material, will be publicly available only in hard copy. Publicly available docket materials are available electronically in <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Ann Rodney, U.S. Environmental Protection Agency—New England Region, One Congress Street, Suite 1100, COP, Boston, MA 02114-2023. Telephone: (617) 918-0538. Fax number: (617) 918-1505. E-mail address: Rodney.ann@epa.gov.

SUPPLEMENTARY INFORMATION: This Notice of Determination is for the state waters of Scituate, Marshfield, Cohasset, and the tidal portions of the North and South Rivers. The area of designation includes:

Waterbody/general area	Latitude	Longitude
Northern extent of Green Harbor at the Rt 139 causeway	42°05'11" N	70°39'03" W.
South and west along the South River to the Willow Street Bridge	42°05'34" N	70°42'43" W.
South and west along the North River to Columbia Road Bridge	42°06'26" N	70°48'31" W.
South along the navigable extent of the Gulf River	42°13'30" N	70°47'06" W.

The NDA boundary also includes coastal waters within municipal boundaries, westward of a delineation that extends from:

Waterbody/general area	Latitude	Longitude
Marshfield municipal boundary	42°04'22" N	70°38'54" W.
East to navigational marker R "2GH" located off Howland Ledge	42°04'36" N	70°36'48" W.
North to navigational marker G "21" F1 G 4 S. Whistle located east of Minot Light	42°16'33" N	70°42'20" W.
Northwest on a heading to Thieves Ledge G "1" QG Whistle	42°19' 33"N	70°49' 50" W.
To Cohasset municipal boundary	42°18'34" N	70°47'25" W.
Southwest to Cohasset municipal boundary	42°15'53" N	70°49'34" W.

On April 11, 2008, notice was published that the Commonwealth of Massachusetts had petitioned the Regional Administrator, Environmental Protection Agency, to determine that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the state waters of Scituate, Marshfield, Cohasset, and the tidal portions of the North and South Rivers. No comments were received on this petition.

The petition was filed pursuant to Section 312(f)(3) of Public Law 92-500, as amended by Public Laws 95-217 and 100-4, for the purpose of declaring these waters a "No Discharge Area" (NDA).

Section 312(f)(3) states: After the effective date of the initial standards and regulations promulgated under this section, if any State determines that the protection and enhancement of the quality of some or all of the waters within such States require greater environmental protection, such State may completely prohibit the discharge from all vessels of any sewage, whether treated or not, into such waters, except that no such prohibition shall apply until the Administrator determines that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for such water to which such prohibition would apply.

The information submitted to EPA by the Commonwealth of Massachusetts

certifies that there are ten pumpout facilities located within the proposed area. A list of the facilities, with phone numbers, locations, and hours of operation is appended at the end of this determination.

Based on the examination of the petition, its supporting documentation, and information from site visits conducted by EPA New England staff, EPA has determined that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the area covered under this determination.

This determination is made pursuant to Section 312(f)(3) of Public Law 92-500, as amended by Public Laws 95-217 and 100-4.

PUMPOUT FACILITIES WITHIN PROPOSED NO DISCHARGE AREA

Name	Location	Contact info	Hours	Mean low water depth
Cohasset Harbormaster	Cohasset Harbor	(781) 383-0863 VHF 10, 16	15 May-1 Nov 9:00 a.m.-9:00 p.m.	N/A. Boat Service.
Cole Parkway Marina	Scituate Harbor	(781) 545-2130 VHF 9	15 May-15 October 8:00 a.m.-4:00 p.m.	6 ft.
Harbor Mooring Service	North and South Rivers	(781) 544-3130 Cell (617) 281-4365 VHF 9	15 April-1 November Service provided on-call	N/A. Boat Service.
James Landing Marina	Herring River, Scituate	(781) 545-3000	1 May-15 Oct 8 a.m.-4:30 p.m.	6 ft.
Waterline Mooring	Scituate Harbor	(781) 545-4154 VHF 9, 16	15 May-15 Oct 8 a.m.-5 p.m. Or by appointment	N/A. Boat Service.
Green Harbor Town Pier	Green Harbor, Marshfield ...	(781) 834-5541 VHF 9, 16	1 April-15 Nov 24/7 Self-Serve 15 May-30 Sept. Attendant Service 8 a.m.-11:30 p.m..	4 ft.
Bridgeway Marina	South River, Marshfield	(781) 837-9343 VHF 9, 11	15 June-15 October 9-5 p.m.	6 ft.
Erickson's Marina	South River, Marshfield	(781) 837-2687	15 March-15 November 8 a.m.-5 p.m.	4 ft.
White's Ferry Marina	South River, Marshfield	(781) 837-9343 VHF 9, 11	15 June-15 October 9-5 p.m.	4 ft.
Mary's Boat Livery	North River, Marshfield	(781) 837-2322 VHF 9, 16	15 May-1 Oct 8 a.m.-4 p.m.	4 ft.
** Marshfield Yacht Club	South River, Marshfield	TBA	TBA	TBA.
** South River Boat Ramp ...	South River, Marshfield	TBA	TBA	TBA.

** Pending facilities.

Dated: May 14, 2008.
Robert W. Varney,
Regional Administrator, Region 1.
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ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OAR-2008-0380; FRL-8569-5]

Notice of Receipt of a Request From the State of Texas for a Waiver of a Portion of the Renewable Fuel Standard

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with section 211(o)(7) of the Clean Air Act (the Act), 42 U.S.C. 7545(o)(7), EPA is issuing a

notice of receipt of a request for a waiver of 50 percent of the renewable fuel standard (RFS) "mandate for the production of ethanol derived from grain." The request has been made by the Governor of the State of Texas. Section 211(o)(7)(A) of the Act allows the Administrator of the EPA to grant the waiver if implementation of the national RFS requirements would severely harm the economy or environment of a state, a region, or the United States, or if EPA determines that there is inadequate domestic supply of renewable fuel. EPA is required by the Act to provide public notice and