

site structures and completing remediation of the TA-18 canyon-bottom site.

- Completing the remediation and closure of TA-21 Delta Prime (DP) Site with an emphasis on DD&D and environmental remediation of MDAs. This would include the DD&D of the TA-21 buildings. Those structures that cover or could interfere with activities to investigate and remediate MDAs and other potential release sites under the Consent Order would be given priority. Both DP West and DP East facilities will undergo DD&D and thorough characterization, decontamination, and demolition, with waste disposal dependent on facility characterization information. The underlying waste sites can then be properly investigated, considered for corrective actions that may be required under the Consent Order and remediated as appropriate.

The NNSA has also decided to implement the additional projects specified in this ROD that involve the design, construction and operation of new replacement buildings, and the renovation of certain existing facilities. This decision includes the implementation of all associated actions needed to facilitate construction or renovation projects, including those related to the transfer of operations, and those necessary for the DD&D of spaces vacated by moving existing facilities. These projects are part of the vision that NNSA has established for the future Nuclear Security Enterprise.

NNSA's vision for the future remains a smaller, safer, more secure and less expensive enterprise that leverages the scientific and technical capabilities of its workforce to meet all our national security requirements. The specific projects that NNSA has decided to implement are:

- Refurbish the Plutonium Facility Complex (PF-4) at TA-55: This refurbishment project consists of seven subprojects that either replace or upgrade obsolete and/or worn-out facility components/safety systems or address regulatory-driven requirements at the PF-4 building in TA-55. Replacement and maintenance of critical infrastructure and safety systems is necessary to ensure the reliability of this facility and compliance with safety and regulatory requirements.

- Construct and operate a new Radioactive Liquid Waste Treatment Facility, (RLWTF), at TA-50 together with the operation of a zero liquid discharge facility at TA-52 as an auxiliary action: These actions replace/restore an existing capability at LANL for processing radioactive liquid wastes. The existing RLWTF at TA-50 is the

only facility available at LANL to treat a broad range of transuranic and low-level radioactive liquid wastes. It is an aging facility (over 40 years old) that has exceeded its design life.

- Install additional processors and equipment as necessary to further expand the capabilities and operation level of the Nicholas C. Metropolitan Center for Modeling and Simulation at TA-3: These actions will be undertaken to support future operations up to the level of operations analyzed in the SWEIS as attainable through the consumption of a maximum electric power use of 15 megawatts, and a maximum potable water use of 51 million gallons per year. Calculations performed at the Nicholas C. Metropolitan Center support the continued certification of the nuclear weapons stockpile without conducting underground nuclear tests, and also support research on global energy challenges and other scientific issues.

- Construct and operate a new Science and Engineering Complex at TA-62 (analyzed as the Science Complex Option 1 in Appendix G of the SWEIS): This action consolidates offices and light laboratories currently located in several outmoded structures at LANL into a new, state-of-the-art facility of approximately 400,000 gsf. It would support scientific research activities in both basic and applied sciences. Execution of this project would be accompanied by DD&D of excess structures at LANL.

The NNSA will implement changes to operational levels at existing facilities and install new infrastructure analyzed as part of the Expanded Operations Alternative that support decisions announced in this ROD, the 2008 SWEIS ROD and the two SPEIS RODs. The changes to on-going operational levels at existing facilities (and their replacement facilities) include: (1) Changes and increases to the capabilities for waste storage, characterization, packaging, and labeling at solid and liquid radioactive waste and chemical waste management and treatment facilities to support the processing and disposition of transuranic, low-level and mixed low-level radioactive waste, and chemical waste from site DD&D activities; and (2) the performance of site assessments, soil remediation, and the enhancement of field capabilities to support of environmental remediation and risk mitigation at LANL.

#### Mitigation Measures

As described in the SWEIS, NNSA and LANL operate pursuant to a number of Federal laws including

environmental laws, DOE Orders, and Federal, State, and local controls, and agreements. Many of these mandate actions that serve to mitigate potential adverse environmental impacts. A Los Alamos Mitigation Action Plan (MAP) for the SWEIS RODs has been issued and will be reviewed and updated as necessary to implement this ROD. As discussed in the 2008 ROD, this MAP contains a summary of all commitments for LANL that are either underway or will be initiated. These commitments include such actions as continued forest management efforts, trail management efforts, and implementation of a variety of site sampling and monitoring measures, as well as additional measures to reduce potable water use and pollutant emissions and implement resource conservation initiatives.

In addition, with respect to concerns raised by the Santa Clara Pueblo, as discussed in the 2008 ROD, NNSA will continue its efforts to support the Pueblo and other tribal entities in matters of human health and will participate in various intergovernmental efforts to protect indigenous practices and locations of concern. NNSA will conduct government-to-government consultations with the Pueblo and other tribal entities to incorporate these matters into the MAP.

Issued at Washington, DC, this 29 day of June 2009.

**Thomas P. D'Agostino,**  
*Administrator, National Nuclear Security Administration.*

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8595-2]

### Environmental Impacts Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-1399 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed 06/29/2009 Through 07/03/2009 Pursuant to 40 CFR 1506.9.

*EIS No. 20090222, Draft EIS, AFS, NM, Rinconada Communication Site, Designation of Site to Serve Present and Future High Power Communication Needs and to Permit the Development of a Radio Transmission Facility within Site, Mt. Taylor Ranger District, Cibola National Forest, Cibola County, NM,*

Comment Period Ends: 08/24/2009, Contact: Keith Baker 505-346-3820. *EIS No. 20090223, Draft EIS, AFS, NV, Jarbridge Ranger District Rangeland Management Project, Proposed Reauthorizing Grazing on 21 Existing Grazing Allotments, Humboldt Toiyabe National Forest, Elko County, NV, Comment Period Ends: 08/24/2009, Contact: Vern Keller 775-355-5356.*

*EIS No. 20090224, Final EIS, AFS, SD, Telegraph Project Area, Proposes to Implement Multiple Resource Management Actions, Northern Hills Ranger District, Black Hills National Forest, Lawrence and Pennington Counties, SD, Wait Period Ends: 08/10/2009, Contact: Chris Stores 605-642-4622*

*EIS No. 20090225, Draft EIS, AFS, ND, North Billings County Allotment Management Plan Revisions, Proposes to Continue to Permit Livestock Grazing on 43 Allotments, Medora Ranger District, Dakota Prairie Grasslands, Billings County, ND, Comment Period Ends: 08/24/2009, Contact: Jeff Adams 701-227-7800.*

*EIS No. 20090226, Draft EIS, FHW, CA, 6th Street Viaduct Seismic Improvement Project, Retrofitting or Demolition and Replacement of the Existing Viaduct over the Los Angeles River between Mateo and Mill Streets, Los Angeles County, CA, Comment Period Ends: 08/24/2009, Contact: Eric Worrell 916-498-5890.*

*EIS No. 20090227, Draft EIS, UAF, AZ, Barry M. Goldwater Ranger East Range Enhancements, Proposes to Take Ten Different Actions would Enhance Range Operations and Training, Yuma, Pima and Maricopa Counties, AZ, Comment Period Ends: 08/24/2009, Contact: Lisa McCarrick 623-856-9475.*

*EIS No. 20090228, Final EIS, CGD, FL, Port Dolphin LLC Liquefied Natural Gas Deepwater Port License Application, Proposes to Own, Construct and Operate a Deepwater Port, Outer Continental Shelf, Manatee County, FL, Wait Period Ends: 08/10/2009, Contact: Raymond Martin 202-372-1449.*

*EIS No. 20090229, Draft EIS, NPS, FL, Big Cypress National Preserve Addition, General Management Plan/Wilderness Study/Off-Road Vehicle Management Plan, Implementation, Collier County, FL, Comment Period Ends: 09/08/2009, Contact: Patrick Malone 303-969-2415.*

*EIS No. 20090230, Draft EIS, AFS, CO, North San Juan Sheep and Goat Allotments, Proposal to Permit Domestic Livestock Grazing Management, Conejos Peak Ranger*

*District, Rio Grande National Forest, Conejos, Rio Grande and Archuleta Counties, CO, Comment Period Ends: 08/24/2009, Contact: Kelly Garcia 719-274-8971.*

*EIS No. 20090231, Draft EIS, BIA, CA, Point Molate Mixed-Use Tribal Destination Resort and Casino, Proposed Project is to Strengthen the Tribal Government and Improve the Socioeconomic Status, Gudiville Band of Pomo Indian of the Gudiville Rancheria (Tribe), City of Richmond, Contra Costa County, CA, Comment Period Ends: 09/23/2009, Contact: Larry Blevin 916-978-6037.*

*EIS No. 20090232, Draft EIS, BIA, CA, Soboba Band of Luiseno Indians Horseshoe Grande Fee-to-Trust Project, Construction of a Hotel and Casino, City of San Jacinto, Riverside County, CA, Comment Period Ends: 09/15/2009, Contact: Pat O'Mallan 916-978-6043.*

Dated: July 7, 2009.

**Robert W. Hargrove,**  
Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E9-16353 Filed 7-9-09; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8595-3]

### 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 202-564-7146.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 17, 2009 (74 FR 17860).

#### Draft EISs

*EIS No. 20090044, ERP No. D-IBR-J28023-CO, Aspinall Unit Operations—Colorado River Storage Project, Modifying Water Flow Operations, Implementation, Gunnison River, Gunnison, Montrose, Delta, and Mesa Counties, CO.*

*Summary:* EPA expressed concerns because it appears that the proposed operations plan may not include sufficient peak flows to maintain high quality fish habitat. EPA also requested additional information on how the plan

would meet the federal reserved water rights for the Black Canyon of the Gunnison National Park. Rating EC2. *EIS No. 20090115, ERP No. D-SFW-L65571-00, Western Snowy Plover Habitat Conservation Plan, Proposed Issuance of an Incidental Take Permit, Oregon Parks and Recreation Department, Oregon Coast, OR, CA, WA.*

*Summary:* EPA has no objection to the proposed action. Rating LO.

*EIS No. 20090122, ERP No. D-FRC-E03019-00, Phase VIII Expansion Project, Proposed to Construct, Own, Operate, and Maintain New Interstate National Gas Pipeline, Compressor, and Ancillary Facilities in Alabama and Florida.*

*Summary:* EPA expressed concerns regarding potential impacts to noise, aquatic habitats, water resources, and wetlands, and made recommendations for mitigation measures. Rating EC2.

*EIS No. 20090127, ERP No. D-FHW-E40826-TN, Interstate 55 Interchange at E.H. Crump Boulevard and South Boulevard Project, To Provide a Balanced Solution for Safety and Capacity Issues at the I55 Interchange, City of Memphis, Shelby County, TN.*

*Summary:* EPA expressed concerns about mobile source air toxics and environmental justice. Rating EC2.

*EIS No. 20090132, ERP No. D-NPS-D61063-00, Harpers Ferry National Historical Park, General Management Plan, Implementation, Harpers Ferry, Jefferson County, WV; Loudoun County, VA; and Washington County, MD.*

*Summary:* EPA does not object to the proposed action. However, EPA requested clarifying information on a proposed pedestrian bridge and vegetation removal/manipulation in relation to rewatering the canal and as well as maintaining historic or scenic vistas in specified areas. Rating LO.

#### Final EISs

*EIS No. 20090172, ERP No. F-NOA-K80052-CA, Southwest Fisheries Science Center Replacement, Construction and Operation, located on University of California, La Jolla, CA.*

*Summary:* EPA does not object to the proposed action.

*EIS No. 20090148, ERP No. FS-COE-E01013-FL, Rock Mining in the Lake Belt Region Plan, Continuance of Limestone Mining Construction, Section 404 Permit, Miami-Dade County, FL.*

*Summary:* EPA expressed objections to impacts to wetlands from the