

## I. General Information

### A. Does this Notice Apply to Me?

This action is directed to the public in general. This action may, however, be of interest to you if you or your firm is the subject of an EPA enforcement action under the Toxic Substances Control Act (TSCA)". Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

### B. How Can I Get Copies of this Document and Other Related Information?

1. *Docket*. EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPPT-2003-0004. All documents in the docket are listed in the docket index available at <http://www.regulations.gov>. 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 copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available electronically at <http://www.regulations.gov>, or, if only available in hard copy, at the OPPT Docket. The OPPT Docket is located in the EPA Docket Center (EPA/DC) at Rm. 3334, EPA West Bldg., 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number of the EPA/DC Public Reading Room is (202) 566-1744, and the telephone number for the OPPT Docket is (202) 566-0280. Docket visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor bags are processed through an X-ray machine and subject to search. Visitors will be provided an EPA/DC badge that must be visible at all times in the building and returned upon departure.

2. *Electronic access*. You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr>.

## II. What Action is the Agency Taking?

Under Contract Number GS10F0224J, Order Number EP07H000213, contractor Industrial Economics, Inc. of 2067 Massachusetts Avenue, Cambridge, MA,

will assist the Office of Pollution Prevention and Toxics (OPPT) in preparing financial analyses of the firms, individuals and organizations that are the subject of EPA enforcement actions taken under TSCA.

In the course of these enforcement actions, Industrial Economics, Inc. may need to review such documents such as a violators tax returns, financial statements, sales data, bank statements, recent loan applications, W-2 forms, etc. The contractor needs this information in order to determine what the violator can afford vis-à-vis compliance costs, clean-up costs and civil penalties. The contractor may also be reviewing this information in regard to determining how much money and economic benefit, the violators obtained by violating the law. Some of the information may be claimed or determined to be CBI.

In accordance with 40 CFR 2.306(j), EPA has determined that under Contract Number GS10F0224J, Order Number EP07H000213, Industrial Economics, Inc. will require access to CBI submitted to EPA under all sections of TSCA to perform successfully the duties specified under the contract. Industrial Economics, Inc. personnel will be given access to information submitted to EPA under all sections of TSCA.

EPA is issuing this notice to inform all submitters of information under all sections of TSCA that EPA may provide Industrial Economics, Inc. access to these CBI materials on a need-to-know basis only. All access to TSCA CBI under this contract will take place at EPA Headquarters and Industrial Economics, Inc.'s site located in Cambridge, MA, in accordance with EPA's *TSCA CBI Protection Manual*.

Access to TSCA data, including CBI, will continue until March 31, 2010. If the contract is extended, this access will also continue for the duration of the extended contract without further notice.

Industrial Economics, Inc. personnel will be required to sign nondisclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.

### List of Subjects

Environmental protection,  
Confidential Business Information.

Dated: August 21, 2009.

**Matthew G. Leopard,**

*Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.*

[FR Doc. E9-20797 Filed 8-27-09; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8596-7]

### 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 08/17/2009 through 08/21/2009. Pursuant to 40 CFR 1506.9.

EIS No. 20090293, Final EIS, NPS, PA, White-Tailed Deer Management Plan, Development of a Deer Management Strategy that Supports Protection, Preservation, and Restoration of Native Vegetation, Implementation, Valley Forge National Historical Park, Chester and Montgomery Counties, PA, Wait Period Ends: 09/28/2009, Contact: Kristina M. Heister 610-783-0252.

EIS No. 20090294, Draft EIS, AFS, OR, Off-Highway Vehicle (OHV) Management Plan, Including Forest Plan Amendment #17, Designation of Roads, Trails and Areas for OHV Use on Mt. Hood National Forest, Implementation, Clackamas, Hood River, Multnomah, and Wasco Counties, OR, Comment Period Ends: 10/28/2009, Contact: Jennie O'Connor Card 541-352-6002 ext. 634.

EIS No. 20090295, Draft EIS, FRC, 00, Bison Pipeline Project (Docket No. CP09-161-000), Construction, Operation, and Maintenance of Interstate Natural Gas Pipeline Facilities, Application for Right-of-Way Grant and Temporary Use Permit, NPDES Permit and US COE 404 Permit, WY, MT, and ND, Comment Period Ends: 10/13/2009, Contact: Julie Bovey 1-866-208-3372.

EIS No. 20090296, Draft EIS, SFW, CA, Sears Point Wetland and Watershed Restoration Project, To Restore Tidal Wetlands and Rehabilitate Diked Wetlands, Sonoma County, CA, Comment Period Ends: 10/13/2009, Contact: Christy Smith 707-769-4200.

EIS No. 20090297, Final EIS, EPA, ND, Mandan, Hidatsa and Arikara Nation's Proposed Clean Fuels Refinery Project, Construction and Operation of a New 13, 000 Barrel of Production per day Clean Fuels Refinery and Grow Hay for Buffalo, NPDES Permit, Fort Berthold Indian Reservation, Ward County, ND, Wait Period Ends: 09/28/2009, Contact: Steve Wharton 303-312-6935. US EPA and US DOI's BIA are co-lead agencies for the above project.

Agencies contact are: Steve Wharton, EPA (303) 312-6935 and Mike Black, BIA (605) 226-7621.

EIS No. 20090298, Draft EIS, COE, CA, Natomas Levee Improvement Program Phase 4a Landside Improvement Project, Issuing of 408 Permission and 404 Permit, California Department of Water Resources (DWR) and the California Central Valley Flood Protection Board, Sutter and Sacramento Counties, CA, Comment Period Ends: 10/13/2009, Contact: Elizabeth G. Holland 916-557-6763.

EIS No. 20090299, Final EIS, FHW, UT, Geneva Road, Center Street/1600 West (Provo) to Geneva Road/SR-89 (Pleasant Grove), Improvements, U.S. Army COE 404 Permit, Utah County, UT, Wait Period Ends: 09/28/2009, Contact: Bryan Dillon 801-963-0182.

EIS No. 20090300, Final EIS, NPS, AZ, Fire Management Plan, Management of Wildland and Prescribed Fire, Protection of Human Life and Property Restoration and Maintenance of Fire Dependent Ecosystems, and Reduction of Hazardous Fuels, Grand Canyon National Park, Coconino County, AZ, Wait Period Ends: 09/28/2009, Contact: Chris Marks 928-606-1050.

#### Amended Notices

EIS No. 20090279, Draft EIS, BLM, WA, Blackfoot Bridge Mine Project, Developing Three Mine Pits, Haul Roads, Water Management Structures, and Overburden Disposal Areas, Implementation, Caribou County, ID, Comment Period Ends: 10/31/2009, Contact: Kyle Free 208-478-6368.

Revision of FR Notice Published on 08/21/09: Extension to Comment Period from 10/01/2009 to 10/31/2009.

Dated: August 25, 2009.

#### Ken Mittelholtz,

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

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8596-8]

### 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 July 17, 2009 (74 FR 34754).

#### Draft EISs

EIS No. 20090156, ERP No. D-NIH-D99002-MD, National Institute of Health (NIH), Transport of Laboratory Personnel Potentially Exposed to Infectious Agents from Fort Detrick, Frederick, MD to the National Institutes of Health Clinical Center, Bethesda, MD.

*Summary:* EPA does not object to the proposed project. Rating LO.

#### Final EISs

EIS No. 20090095, ERP No. F-NRC-D06005-PA, GENERIC—License Renewal of Nuclear Plants, Supplement 35 to NUREG-1437, Regarding Susquehanna Steam Electric Station, Units 1 and 2, Issuing Nuclear Power Plant Operating Licenses for a 20-Year Period, PA.

*Summary:* NRC has accommodated EPA's recommendations regarding historic and archaeological resources as well as pollution prevention measures. EPA does not object to the proposed action.

EIS No. 20090175, ERP No. F-NRC-A09836-00, GENERIC—In-Situ Leach Uranium Milling Facilities (NUREG-1910), Construction, Operation, Aquifer Restoration and Decommissioning, Potentially Location in Portions of WY, NE, SD and NM.

*Summary:* EPA continues to have environmental concerns about the lack of analysis of impacts of other leaching solutions that are proposed for use including acid lixivants.

EIS No. 20090185, ERP No. F-COE-D39038-00, PROGRAMMATIC—Oyster Restoration in Chesapeake Bay Including the Use of a Native and/or Nonnative Oyster, Implementation, Chesapeake Bay, MD and VA.

*Summary:* EPA restated its support for the native only combination Alternative 8A as representing the best choice among the alternatives presented. EPA provided a number of points to be considered as any Record of Decision is prepared and native oyster restoration plans developed.

EIS No. 20090233, ERP No. F-IBR-G39048-NM, Navajo-Gallup Water Supply Project, To Provide a Long-Term (Year 2040) Water Supply, Treatment and Transmission of Municipal and Industrial (M&I) Water

to Navajo National and Jicarilla Apache Nation, City of Gallup, New Mexico.

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

EIS No. 20090234, ERP No. F-AFS-J61115-SD, Slate Castle Project Area, Proposes to Implement Multiple Resource Management Actions, Mystic Ranger District, Black Hills National Forest, Pennington County, SD.

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

EIS No. 20090238, ERP No. F-USN-D35063-VA, Norfolk Harbor Channel, Proposed Dredging to Deepen Five Miles of the Federal Navigation Channel in the Elizabeth River from Lamberts Bend to the Norfolk Naval Shipyard (NNSY), Norfolk and Portsmouth, VA.

*Summary:* EPA's previous concerns have been resolved; therefore, EPA does not object to the proposed action.

EIS No. 20090240, ERP No. F-FHW-E40818-NC, NC-119 Relocation Project, Transportation Improvement from the I-185/40 Interchange Southwest of Mebane to Existing NC-119 south of NC-1918 (Mrs. White Lane) Mebane, Right-of-Way Acquisition, Alamance County, NC.

*Summary:* EPA continues to have environmental concerns about impacts to streams, agricultural lands, critical water supply areas, and noise receptors.

EIS No. 20090248, ERP No. F-AFS-L65557-OR, Farley Vegetation Management Project, To Conduct Timber Harvest Commercial and Non-Commercial Thinning, Fuels Treatment Prescribed Burning and Reforestation, Desolation Creek, North Fork John Day Ranger District, Umatilla National Forest, Grant County, OR.

*Summary:* EPA continues to have environmental concerns about the wildfire expectations.

EIS No. 20090255, ERP No. F-BLM-J65496-CO, Canyons of the Ancients National Monument Resource Management Plan, To Address Future Management Options for Approximately 165.00 Acres of Land, Dolores and Montezuma Counties, CO.

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

Dated: August 25, 2009.

#### Kenneth Mittelholtz,

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

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