Inglis Hydropower, LLC; Notice Soliciting Scoping Comments

March 26, 2010.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

a. Type of Application: Original Major License.

b. Project No.: P–12783–003.

c. Date filed: July 22, 2009.

d. Applicant: Inglis Hydropower, LLC.

e. Name of Project: Inglis Hydropower Project.

f. Location: The proposed project would be located at the existing Inglis Bypass Channel and Spillway on the Withlacoochee River, west of Lake Rousseau and the existing Inglis Dam, within the town of Inglis, in Levy, Citrus, and Marion counties, Florida. No federal lands would be occupied by the proposed project.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r).

h. Applicant Contacts: Mr. Dean Edwards, P.O. Box 1565, Dover, FL 33527, (813) 659–3014; and Mr. Kevin Edwards, P.O. Box 143, Mayodan, NC 27027, (336) 589–6138.

i. FERC Contact: Jennifer Adams at (202) 502–8087, or jennifer.adams@ferc.gov.

j. Deadline for filing scoping comments: 30 days from the issuance date of this notice, or April 25, 2010.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission’s Web site (http://www.ferc.gov/docs-filing/ferconline.asp) under the “eFiling” link. For a simpler method of submitting text only comments, click on “Quick Comment.” For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov; call toll-free at (866) 208–3676; or, for TTY, contact (202) 502–8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and eight copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission’s Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

c. This application is not ready for environmental analysis at this time.

1. The proposed 2.0-megawatt project would consist of: (1) A 43-foot-long by 100-foot-wide intake conveying water from the Bypass Channel; (2) a 130-foot-long penstock consisting of two 14-foot by 14-foot reinforced concrete conduits; (3) a 60-foot-long by 80-foot-wide by 30-foot-high concrete powerhouse containing two 0.8 megawatt (MW) and one 0.4 MW vertical shaft turbines; (4) a 100-foot-long concrete discharge channel carrying the water from the powerhouse back into the Bypass Channel below the spillway; (5) a new substation adjacent to the powerhouse; (6) a 120-foot long, 24-kilovolt transmission line, connecting the project substation to the local utility; and (7) appurtenant facilities. The Inglis Project would generate approximately 12,300 Megawatt-hours.

m. A copy of the application is available for review at the Commission in the Public Reference Room, or may be viewed on the Commission’s website at http://www.ferc.gov using the “eLibrary” link. Enter the docket number, excluding the last three digits in the docket number field, to access the document. For assistance, contact FERC Online Support. A copy is available for inspection and reproduction at the address in item h above.

You may also register online at http://www.ferc.gov/docs-filing/eSubscription.aspx to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. Scoping Process:

The Commission staff intends to prepare a single Environmental Assessment (EA) for the Inglis Hydropower Project in accordance with the National Environmental Policy Act. The EA will consider both site-specific and cumulative environmental impacts and reasonable alternatives to the proposed action.

Commission staff does not propose to conduct any on-site scoping meetings at this time. Instead, we are soliciting comments, recommendations, and information on the Scoping Document (SD) issued on March 26, 2010.

Copies of the SD outlining the subject areas to be addressed in the EA were distributed to the parties on the Commission’s mailing list and the applicant’s distribution list. Copies of the SD may be viewed on the Web at http://www.ferc.gov, using the “eLibrary” link. Enter the docket number, excluding the last three digits in the docket number field, to access the document. For assistance, call 1–866–208–3676 or for TTY, (202) 502–8659.

Kimberly D. Bose, Secretary.
ACTION: Notice of adequacy determination.

SUMMARY: EPA is notifying the public that it has found that the motor vehicle emissions budgets (MVEB) in the Beaumont-Port Arthur, Texas (BPA) Redesignation Request/Maintenance Plan State Implementation Plan (SIP) revision, submitted on December 16, 2008, by the Texas Commission on Environmental Quality (TCEQ) are adequate for transportation conformity purposes. As a result of EPA’s finding, the BPA area must use these budgets for future conformity determinations for the 1997 8-hour ozone standard.

DATES: These budgets are effective April 16, 2010.

FOR FURTHER INFORMATION CONTACT: The essential information in this notice will be available at EPA’s conformity Web site: http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm. You may also contact Mr. Jeffrey Riley, Air Planning Section (6PD–L), U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202–2733, telephone (214) 665–8542, E-mail address: Riley.Jeffrey@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document “we,” “us,” and “our” refers to EPA. The word “budget(s)” refers to the mobile source emissions budget for volatile organic compounds (VOCs) and the mobile source emissions budget for nitrogen oxides (NOx).

On December 16, 2008, we received a State Implementation Plan (SIP) revision from the Texas Commission on Environmental Quality (TCEQ). This revision consisted of a Redesignation Request/Maintenance Plan SIP for the Beaumont-Port Arthur (BPA) ozone nonattainment area. This submission established the mobile vehicle emissions budgets (MVEB) for the BPA area for the year 2021. The MVEB is the amount of emissions allowed in the state implementation plan for on-road motor vehicles; it establishes an emissions ceiling for the regional transportation network. The MVEB is provided in Table 1:

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<th>2021</th>
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<tr>
<td>NOx</td>
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<tr>
<td>VOC</td>
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</tbody>
</table>

**Includes an allocation of 1 tpd from the available NOx safety margin.

On April 15, 2009, EPA posted the availability of the BPA area budget on EPA’s Web site, as part of the adequacy process, for the purpose of soliciting public comments. The comment period closed on May 15, 2009, and we received no comments.

Today’s notice is simply an announcement of a finding that EPA has already made. EPA Region 6 sent a letter to TCEQ on March 4, 2010, finding that the MVEB in the BPA Redesignation Request/Maintenance Plan SIP, submitted on December 16, 2008, is adequate and must be used for transportation conformity determinations in the BPA area. This finding has also been announced on EPA’s conformity Web site: http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm.

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA’s conformity rule, 40 Code of Federal Regulations (CFR) part 93, requires that transportation plans, programs and projects conform to state air quality implementation plans and establishes the criteria and procedures for determining whether or not they do so. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which EPA determines whether a SIP’s MVEB is adequate for transportation conformity purposes are outlined in 40 CFR 93.118(e)(4). We have also described the process for determining the adequacy of submitted SIP budgets in our July 1, 2004, final rulemaking entitled, “Transportation Conformity Rule Amendments for the New 8-hour Ozone and PM2.5 National Ambient Air Quality Standards and Miscellaneous Revisions for Existing Areas; Transportation Conformity Rule Amendments: Response to Court Decision and Additional Rule Changes” (69 FR 40004). Please note that an adequacy review is separate from EPA’s completeness review, and it should not be used to prejudge EPA’s ultimate approval of the BPA Redesignation Request/Maintenance Plan SIP revision submittal. Even if EPA finds a budget adequate, the Redesignation Request/Maintenance Plan SIP revision submittal could later be disapproved.

Within 24 months from the effective date of this notice, the transportation partners will need to demonstrate conformity to the new MVEB if the demonstration has not already been made, pursuant to 40 CFR 93.104(e).

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<tr>
<th>Source</th>
<th>2021</th>
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<tr>
<td>NOx</td>
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<td>VOC</td>
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See, 73 FR 4419 (January 24, 2008).

SUPPLEMENTARY INFORMATION: EPA has submitted the following ICR to OMB for