

this motor vehicle emissions budget for future transportation conformity determinations.

**DATES:** This finding is effective February 29, 2012.

**FOR FURTHER INFORMATION CONTACT:** The finding will be available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>. You may also contact Wayne Elson, U.S. EPA, Region 10 (OAWT-107), 1200 Sixth Ave, Suite 900, Seattle WA 98101; (206) 553-1463 or [elson.wayne@epa.gov](mailto:elson.wayne@epa.gov).

**SUPPLEMENTARY INFORMATION:** This action provides notice of EPA's adequacy finding regarding the motor vehicle emissions budget (MVEB) in the carbon monoxide Maintenance Plan for Anchorage, Alaska. EPA's finding was made pursuant to the adequacy review process for implementation plan submissions delineated at 40 CFR 93.118(f)(1) under which EPA reviews the adequacy of an implementation plan submission prior to EPA's final action on the implementation plan.

On September 20, 2011, Alaska Department of Environmental Conservation submitted a CO maintenance plan revision to EPA. Pursuant to 40 CFR 93.118(f)(1), EPA notified the public of its receipt of this plan that would be reviewed for an adequacy determination on EPA's Web site and requested public comment by no later than November 7, 2011. EPA received no comments on the plan during that comment period. As part of our review, we also reviewed comments submitted to the Alaska Department of Environmental Conservation on the Maintenance Plan during the public hearing process. There were no adverse comments submitted during the State hearing process regarding the new MVEB. EPA Region 10 sent a letter to the Alaska Department of Environmental Conservation on December 16, 2011, subsequent to the close of the comment period stating EPA found the new MVEB in the submitted Anchorage CO Maintenance Plan to be adequate for use in transportation conformity. The new MVEB that EPA determined to be adequate for purposes of transportation conformity is 156.5 tons of CO per winter day.

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA's conformity rule requires transportation plans, programs, and projects to conform to SIPs and establishes the criteria and procedures for determining whether or not they do. 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 minimum criteria by which we determine whether a SIP's motor vehicle emission budget is adequate for conformity purposes are specified at 40 CFR 93.118(e)(4). EPA's analysis of how the state's submission satisfies these criteria is found in the Technical Support Document. EPA's MVEB adequacy review is separate from EPA's SIP completeness review and it also should not be used to prejudice EPA's ultimate approval of the SIP. Even if we find the budget adequate, the SIP could later be disapproved.

**Authority:** 42 U.S.C. 7401-7671q.

Dated: February 2, 2012.

**Dennis J. McLerran,**  
*Regional Administrator, Region 10.*

[FR Doc. 2012-3389 Filed 2-13-12; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9631-3]

### Notice of Proposed Settlement Agreement and Opportunity for Public Comment: Hidden Lane Landfill Superfund Site

**ACTION:** Notice.

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9622(h)(i), notice is hereby given of a proposed settlement that is intended to resolve the potential liability under CERCLA of two parties for response costs incurred by the Environmental Protection Agency ("EPA") or by the United States Department of Justice ("DOJ") on behalf of EPA, in connection with the Hidden Lane Landfill Superfund Site, Sterling, Loudoun County, Virginia ("Site").

**DATES:** Written comments on the proposed settlement agreement must be received by March 14, 2012.

**ADDRESSES:** Submit your comments, identified by Docket No. CERC-03-2012-0073-CR, by mail to: Docket Clerk (3RC00), United States Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029.

**FOR FURTHER INFORMATION CONTACT:** Ben Joseph (3HS22), U.S. EPA, 1650 Arch Street, Philadelphia, PA 19103-2029, Telephone: (215) 814-3373, Fax number (215)814-3002, Email address: [ben.joseph@epa.gov](mailto:ben.joseph@epa.gov).

Patricia C. Miller, U.S. EPA, 1650 Arch Street, Philadelphia, PA 19103-2010, Telephone: (215) 814-2662, Fax Number (215) 814-2603, Email address: [miller.patricia-c@epa.gov](mailto:miller.patricia-c@epa.gov).

## SUPPLEMENTARY INFORMATION:

### I. Additional Information About the Proposed Settlement Agreement

Notice is hereby given of a proposed Administrative Settlement Agreement for the Recovery of Response Costs among the United States Environmental Protection Agency, the Estate of Philip W. Smith and the Philip W. Smith Revocable Trust that has been approved, subject to public comment, pursuant to Section 122(h)(1) of CERCLA. The Administrative Settlement Agreement was signed by the Director, Hazardous Site Cleanup Division, U.S. EPA Region III, on January 20, 2012. The proposed settlement provides for recovery of \$33,057.67 from the Estate of Philip W. Smith and the Philip W. Smith Revocable Trust, which effectively represents the remaining assets in accounts, to resolve the liability for costs incurred by EPA and DOJ on behalf of EPA in connection the Site. The proposed settlement was approved by the Acting Assistant Attorney General for the Environment and Natural Resources Division of DOJ.

The United States Environmental Protection Agency will receive written comments on the proposed settlement for a period of thirty (30) days from the date of publication of this Notice. EPA or the DOJ may withdraw or withhold consent to the proposed settlement agreement if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of CERCLA. Unless EPA or DOJ determines, based on any comments which may be submitted, that consent to the settlement agreement should be withdrawn, the terms of the agreement will be affirmed.

### II. Additional Information About Commenting on the Proposed Settlement Agreement

#### A. How can I get a copy of the settlement agreement?

A copy of the proposed Settlement Agreement for Recovery of Response Costs may be obtained from the United States Environmental Protection Agency, Region III, Office of Regional Counsel (3RC00), 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029 by contacting Patricia C. Miller, Senior Assistant Regional Counsel, at (215) 814-2662, or via email at

*miller.patricia-c@epa.gov*. It is important to note that it is EPA's policy to make public comments, whether submitted electronically or in paper, available to the public, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute.

#### *B. How and to whom do I submit comments?*

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and email address or other contact information in the body of your comment. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment. If EPA cannot read your comments due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

Dated: January 20, 2012.

**Kathryn Hodgkiss,**

*Acting Director, Hazardous Site Cleanup Division, Region III.*

[FR Doc. 2012-3427 Filed 2-13-12; 8:45 am]

**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OAR-2011-0542; FRL-9631-4]

### **Notice of Data Availability Concerning Renewable Fuels Produced From Palm Oil Under the RFS Program; Extension of Comment Period**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice; extension of comment period.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA) is announcing an extension in the public comment period for the "Notice of Data Availability Concerning Renewable Fuels Produced From Palm Oil Under the RFS Program" (the notice is herein referred to as the "palm oil NODA"). EPA published a NODA, which

included a request for comment, in the **Federal Register** on January 27, 2012 (77 FR 4300). The public comment period was to end on February 27, 2012—30 days after publication in the **Federal Register**. The purpose of this document is to extend the comment period an additional 30 days until March 28, 2012. This extension of the comment period is provided to allow the public additional time to provide comment on the NODA.

**DATES:** Comments must be received on or before March 28, 2012.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2011-0542, by one of the following methods:

- *www.regulations.gov*: Follow the on-line instructions for submitting comments.
- *Email: a-and-r-docket@epa.gov.*
- *Mail:* Air and Radiation Docket and Information Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460.
- *Hand Delivery:* Air and Radiation Docket and Information Center, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington DC 20004. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-OAR-2011-0542. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at *www.regulations.gov*, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through *www.regulations.gov* or *asinfo@epa.gov*. The *www.regulations.gov* Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to EPA without going through *www.regulations.gov* your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any

disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

*Docket:* All documents in the docket are listed in the *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 copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in *www.regulations.gov* or in hard copy at the Air and Radiation Docket and Information Center, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC 20004. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the Air Docket is (202) 566-1742.

#### **FOR FURTHER INFORMATION CONTACT:**

Aaron Levy, Office of Transportation and Air Quality, Transportation and Climate Division, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460 (MC: 6041A); telephone number: 202-564-2993; fax number: 202-564-1177; email address: [levy.aaron@epa.gov](mailto:levy.aaron@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

*Background:* In a separate notice of data availability, EPA provided an opportunity to comment on EPA's analyses of palm oil used as a feedstock to produce biodiesel and renewable diesel under the Renewable Fuel Standard (RFS) program. EPA's analysis of palm oil-based biofuels is a supplement to the final rule published on March 26, 2010, which made changes to the RFS program (75 FR 14670). EPA's analysis of the two types of biofuel shows that biodiesel and renewable diesel produced from palm oil have estimated lifecycle greenhouse gas (GHG) emission reductions of 17% and 11%, respectively, for these biofuels compared to the statutory baseline petroleum-based diesel fuel used in the RFS program. This analysis indicates that both palm-oil-based biofuels would not qualify as meeting the minimum