

The Commission strongly encourages electronic filings of comments, protests and interventions in lieu of paper using the eFiling link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 3 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426.

Dated: March 6, 2020.

Kimberly D. Bose,
Secretary.

[FR Doc. 2020-05069 Filed 3-11-20; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2955-011]

City of Watervliet; Notice of Application Tendered for Filing With the Commission and Soliciting Additional Study Requests and Establishing Procedural Schedule for Relicensing and a Deadline for Submission of Final Amendments

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

- a. *Type of Application:* Subsequent Minor License.
- b. *Project No.:* 2955-011.
- c. *Date Filed:* February 28, 2020.
- d. *Applicant:* City of Watervliet, New York.
- e. *Name of Project:* Normanskill Hydroelectric Project.
- f. *Location:* The project is located on the Normans Kill in Guilderland, Albany County, New York. The project does not occupy any federal land.
- g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791 (a)-825(r).
- h. *Applicant Contact:* Michele E. Stottler, Gomez and Sullivan Engineers, DPC, 399 Albany Shaker Road, Suite 203, Loudonville, NY 12211; (518) 407-0050; email—mstottler@gomezandsullivan.com or Joseph LaCivita, General Manager, The City of Watervliet, 2 Fifteenth Street, Watervliet, NY 12189; (518) 270-3800; email—jlacivita@watervliet.com.
- i. *FERC Contact:* Woohee Choi at (202) 502-6336; or email at woohee.choi@ferc.gov.
- j. *Cooperating agencies:* Federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues that wish to cooperate in the preparation of the environmental

document should follow the instructions for filing such requests described in item l below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. See, 94 FERC 61,076 (2001).

k. Pursuant to section 4.32(b)(7) of 18 CFR of the Commission's regulations, if any resource agency, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate factual basis for a complete analysis of the application on its merit, the resource agency, Indian Tribe, or person must file a request for a study with the Commission not later than 60 days from the date of filing of the application, and serve a copy of the request on the applicant.

l. *Deadline for filing additional study requests and requests for cooperating agency status:* April 28, 2020.

The Commission strongly encourages electronic filing. Please file additional study requests and requests for cooperating agency status using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426. The first page of any filing should include docket number P-2955-011.

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

n. *The Normanskill Project consists of the following existing facilities:* (1) A 380-foot-long reinforced concrete Ambursen-type dam with a 306-foot-long overflow section having a crest elevation of 259 feet National Geodetic Vertical Datum of 1929 (NGVD29) surmounted by 3-foot flashboards; (2) a 380-acre reservoir with a gross volume of 3,600 acre-feet at the normal maximum pool elevation of 262 feet NGVD29; (3) an intake structure and sluiceway; (4) a 700-foot-long, 6-foot-diameter, concrete-encased steel, buried penstock; (5) a reinforced concrete underground powerhouse containing a single 1,250-kilowatt tube-type generating unit; (6) a 600-foot-long, 2.4-kilovolt (kV) transmission line; (7) a 2.4/13.2-kV transformer bank; and (8) appurtenant facilities.

The Normanskill Project is operated in a run-of-river mode with an average annual generation of 2,863 megawatt-hours between 2010 and 2019.

o. 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 also 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.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

p. *Procedural schedule and final amendments:* The application will be processed according to the following preliminary schedule. Revisions to the schedule will be made as appropriate.

| | |
|---|----------------|
| Issue Deficiency Letter (if necessary). | April 2020. |
| Request Additional Information .. | April 2020. |
| Issue Acceptance Letter | July 2020. |
| Issue Scoping Document 1 for comments. | August 2020. |
| Request Additional Information (if necessary). | October 2020. |
| Issue Scoping Document 2 | November 2020. |
| Issue notice of ready for environmental analysis. | November 2020. |
| Commission issues EA | May 2021. |
| Comments on EA | June 2021. |

Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

Dated: March 6, 2020.

Kimberly D. Bose,
Secretary.

[FR Doc. 2020-05067 Filed 3-11-20; 8:45 am]

BILLING CODE 6717-01-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OAR-2019-0338; FRL-10006-53-OAR]

Notice of Finding of Failure To Submit State Plans for the Municipal Solid Waste Landfills Emission Guidelines

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The U.S. Environmental Protection Agency (EPA) finds that 42 states and territories have failed to submit state plans for the 2016 Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills (MSW Landfills EG). According to the MSW

Landfills EG, states were required to submit state plans to the EPA for review and approval by August 29, 2019. The compliance times in the new implementing regulations for the MSW Landfills EG also establish a deadline of 2 years for the EPA to promulgate a federal plan for states that have failed to submit a state plan. It should be noted that the new implementing regulations do not impose sanctions or set deadlines for imposing sanctions for these states.

DATES: The findings are effective on February 29, 2020.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA-HQ-OAR-2019-0338. All documents in the docket are listed on the <https://www.regulations.gov/>

website. Although listed, some information is not publicly available, e.g., Confidential Business Information or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through <https://www.regulations.gov/>, or in hard copy at the EPA Docket Center, WJC West Building, Room Number 3334, 1301 Constitution Ave. NW, Washington, DC. The Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Eastern Standard Time, Monday through Friday. The telephone number

for the Public Reading Room is (202) 566-1744, and the telephone number for the EPA Docket Center is (202) 566-1742.

FOR FURTHER INFORMATION CONTACT: For questions about this document, contact Andrew Sheppard, Natural Resources Group, Sector Policies and Programs Division (E143-03), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711; telephone number: (919) 541-4161; fax number: (919) 541-0516; and email address: sheppard.andrew@epa.gov. For information regarding state plan submissions, contact the appropriate EPA Regional office listed in Table 1 of this preamble.

TABLE 1—EPA REGIONAL OFFICES

| Region | Address | States and territories |
|-------------|---|--|
| Region I | 5 Post Office Square—Suite 100, Boston, MA 02109-3912. | Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, Vermont. |
| Region II | 290 Broadway, New York, NY 10007-1866 | New York, New Jersey, Puerto Rico, Virgin Islands. |
| Region III | Air Protection Division, Mail Code 3AP00, 1650 Arch Street, Philadelphia, PA 19103-1129. | Virginia, Delaware, District of Columbia, Maryland, Pennsylvania, West Virginia. |
| Region IV | 61 Forsyth Street, SW, Atlanta, GA 30303-3104 | Florida, Georgia, North Carolina, Alabama, Kentucky, Mississippi, South Carolina, Tennessee. |
| Region V | Mail Code A-17J, 77 West Jackson Blvd., Chicago, IL 60604-3590. | Minnesota, Wisconsin, Illinois, Indiana, Michigan, Ohio. |
| Region VI | 1201 Elm Street—Suite 500, Dallas, TX 75270-2102 | Arkansas, Louisiana, New Mexico, Oklahoma, Texas. |
| Region VII | Air and Waste Management Division, 11201 Renner Boulevard, Lenexa, Kansas 66219. | Iowa, Kansas, Missouri, Nebraska. |
| Region VIII | Director, Air Program, Office of Partnerships and Regulatory Assistance, Mail Code 8P-AR, 1595 Wynkoop Street, Denver, CO 80202-1129. | Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming. |
| Region IX | 75 Hawthorne Street, San Francisco, CA 94105 | Arizona, California, Hawaii, Nevada, American Samoa, Guam, Northern Mariana Islands. |
| Region X | 1200 6th Avenue, Suite 155, Seattle, WA 98101 | Washington, Alaska, Idaho, Oregon. |

SUPPLEMENTARY INFORMATION:

Organization of This Document. The information in this document is organized as follows:

- I. Background
- II. Status of State Plan Submittals
- III. Findings for State Plan Submittals

I. Background

In a **Federal Register** document dated August 29, 2016, the EPA promulgated new EG for MSW Landfills (81 FR 59332). Additionally, on August 26, 2019, the EPA revised the MSW Landfills EG to update the timing requirements for the submission, review, and approval of state plans and promulgation of a federal plan (84 FR 44547). Pursuant to 40 CFR 60.30f(b), states were required to submit state plans for the MSW Landfills EG by August 29, 2019. Furthermore, pursuant to 40 CFR 60.27a(c), the EPA is required to promulgate a federal plan applicable to any states that were found to have failed to submit complete state plans

implementing the MSW Landfills EG within 2 years of such a finding. While such findings would typically be included in the preamble to a proposed federal plan, the proposed rule, Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014, was published on August 22, 2019 (84 FR 43748), which preceded the revised state plan due date. Therefore, this notice provides supplemental information to update the list of submitted state plans as of February 29, 2020.

For the purposes of this document, the word “state” means any of the 50 United States, local agencies that have been delegated implementation and enforcement authority within those states, and the protectorates of the United States. The word “protectorate” means American Samoa, the Commonwealth of Puerto Rico, the

District of Columbia, Guam, the Northern Mariana Islands, and the U.S. Virgin Islands.

These findings of failure to submit do not impose sanctions or set deadlines for imposing sanctions. Notably, Clean Air Act (CAA) section 111(d), the new implementing regulations for CAA section 111(d) (84 FR 32564, July 8, 2019), and the MSW Landfills EG adopting the new implementing regulations (84 FR 44547, August 26, 2019) do not contain sanctions provisions. Particularly, the new implementing regulations largely changed the timing of deadlines for submission, review, and approval of state plans and promulgation of a federal plan; as well as clarified the procedures for state plan submission and review. Relevant for this document, the new compliance times established a 2-year deadline from findings of failure to submit state plans for the EPA to promulgate a federal plan to implement the MSW Landfills EG.

II. Status of State Plan Submittals

The EPA previously published a summary of state plan submittals in Table 2 of the proposed rule, Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014, on August 22, 2019 (84 FR 43748). This notice updates that list to reflect the amendments to 40 CFR 60.30f(a) and (b) that changed the deadline for state plan

submittals for the MSW Landfills EG to August 29, 2019, and 40 CFR 60.27a(c)(1) that updated the procedures for the promulgation of the federal plan to include findings of failures to submit state plans. As of February 29, 2020, the EPA had received three negative declarations and 11 plans to implement the MSW Landfills EG. These totals include plans submitted under both the old subpart B and the new subpart Ba implementing regulations in 40 CFR part 60. The EPA reviewed and approved eight of the state plans that

were submitted, which are listed in section I of Table 2 of this document, and documented the plans in the memorandum, *Approved State Plans Implementing the 2016 MSW Landfills Emission Guidelines*, which is available in the docket for this document. The EPA is currently reviewing the other negative declarations and state plans that were submitted (listed in sections II and III of Table 2 of this document). A summary of the status of all state plans is also provided in Table 2 of this document.

TABLE 2—STATUS OF STATE PLAN SUBMITTALS

| Status | States |
|---|---|
| I. EPA-Approved State Plans | Arizona (one plan covering Pinal County and another covering the state), ¹ California (partial approval, partial disapproval), Delaware, New Mexico (one plan covering Albuquerque—Bernalillo County and another covering the state), Virginia, West Virginia. |
| II. Negative Declarations Submitted to the EPA ² | Philadelphia, Vermont, Washington DC. |
| III. Final State Plans Submitted to the EPA ³ | New York, Oregon, South Dakota. |
| IV. EPA Has Not Received a Final State Plan or Negative Declaration | Alabama, ⁴ Alaska, Arkansas, Colorado, Connecticut, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, ⁵ Puerto Rico, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virgin Islands, Washington, Wisconsin, Wyoming. |
| V. Indicated Intent to Submit Negative Declarations to the EPA | Maine, Rhode Island. |
| VI. Indicated Intent to Submit State Plans to the EPA | Arkansas, Minnesota, Michigan, North Dakota, Ohio, Oklahoma, Texas. |
| VII. Indicated Intent to Accept Delegation of Federal Plan | Connecticut, Idaho, Maryland, Massachusetts, New Hampshire, Pennsylvania, Washington. |

¹ The Arizona State Plan does not cover Maricopa, Pinal, or Pima counties. A plan for Maricopa County was submitted but subsequently withdrawn.
² The negative declarations were submitted on the following dates: Philadelphia—March 15, 2018; Vermont—September 10, 2019; Washington, DC—November 15, 2019.
³ The state plans were submitted on the following dates: New York—December 11, 2019; Oregon—August 2, 2019; South Dakota—January 7, 2020.
⁴ A plan for Alabama was submitted but subsequently withdrawn.
⁵ The Pennsylvania State Plan does not cover the City of Philadelphia.

The EPA is not making any finding in this document regarding plans from the eight states that have already been approved. These plans are Arizona; Pinal County, Arizona; California (partial approval, partial disapproval); Delaware; New Mexico; Albuquerque—Bernalillo County, New Mexico; Virginia, and West Virginia. Similarly, the EPA is not making any finding in this action for the six states that have submitted negative declarations or state plans that are currently under review: New York, Oregon, Philadelphia, South Dakota, Vermont, and Washington, DC. The EPA intends to publish any applicable findings for the states that submitted state plans after August 29, 2019, in conjunction with future **Federal Register** documents proposing or promulgating a state plan for the applicable states or the federal plan to implement the MSW Landfills EG. The EPA is making findings that certain states, as identified in section III of this

document, have failed to submit a state plan by February 29, 2020, that implements the MSW Landfills EG. The EPA is committed to working with these states to expedite the needed submissions and to working with all the states to review and act on their MSW Landfills EG state plan submissions.

III. Findings for State Plan Submittals

The EPA is finding that the 42 states and territories listed in section IV of Table 2 of this document have not met the requirements of 40 CFR 60.23a(a)(1) and 60.30f(b) for the MSW Landfills EG because they have not submitted a negative declaration or a final state plan. The following states and territories failed to make a complete submittal to satisfy the requirements of the MSW Landfills EG: Alabama, Alaska, Arkansas, Colorado, Connecticut, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland,

Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania (except for Philadelphia), Puerto Rico, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virgin Islands, Washington, Wisconsin, and Wyoming.

By this action, the EPA is starting a 2-year deadline by which time the EPA must promulgate a federal plan implementing the MSW Landfills EG for these states, unless a state submits, and the EPA approves a state plan prior to promulgation of a federal plan for the MSW Landfills EG. As noted earlier, this finding does not impose sanctions and the EPA is committed to working with these states to expedite the needed submissions and to review and act on their state plan submissions.

Dated: March 6, 2020.

Anne L. Idsal,

Principal Deputy Assistant Administrator,
Office of Air and Radiation.

[FR Doc. 2020-05079 Filed 3-11-20; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-R08-OW-2019-0404; FRL-10006-26-
Region 8]

Proposed Information Collection Request; Comment Request; Filter Adoption Survey

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency is planning to submit an information collection request (ICR), "Filter Adoption Survey" (EPA ICR No. 2615.01, OMB Control No. 2008-New) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. Before doing so, EPA is soliciting public comments on specific aspects of the proposed information collection as described below. This is a request for approval of a new collection. An Agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

DATES: Comments must be submitted on or before May 11, 2020.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-R08-OW-2019-0404, to the Federal Rulemaking Portal: <https://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from www.regulations.gov. The EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.*, on the web, cloud, or other file sharing system). For additional submission methods, the full EPA public comment policy,

information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <http://www2.epa.gov/dockets/commenting-epa-dockets>. 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 Division, Environmental Protection Agency (EPA), Region 8, 1595 Wynkoop Street, Denver, Colorado 80202-1129. The EPA requests that if at all possible, you contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section to view the hard copy of the docket. You may view the hard copy of the docket Monday through Friday, 8:00 a.m. to 4:00 p.m., excluding federal holidays.

FOR FURTHER INFORMATION CONTACT: Angelique Diaz, Ph.D., P.E., Section Chief, Drinking Water Section B, Water Division, 8WD-SDB, Environmental Protection Agency Region 8, 1595 Wynkoop Street, Denver, Colorado 80202-1129 telephone number: (303) 312-6344; email address: diaz.angelique@epa.gov.

SUPPLEMENTARY INFORMATION: Supporting documents which explain in detail the information that the EPA will be collecting are available in the public docket for this ICR. The docket can be viewed online at www.regulations.gov or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit <http://www.epa.gov/dockets>.

Pursuant to section 3506(c)(2)(A) of the PRA, EPA is soliciting comments and information to enable it to: (i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility; (ii) evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (iii) enhance the quality, utility, and clarity of the information to be collected; and (iv) minimize the burden of the collection of information on those who are to respond, including through

the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of responses. EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval. At that time, EPA will issue another **Federal Register** document to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB.

Abstract: Denver Water is a public water system which must comply with applicable requirements of the lead and copper rule (LCR). On September 6, 2019 Denver Water submitted to the U.S. Environmental Protection Agency Region 8 office a request for a Variance from the optimal corrosion control treatment requirements under the Safe Drinking Water Act's LCR. The request included a multi-pronged approach to result in at least as efficient lead removal to orthophosphate, the designated optimal corrosion control treatment. Three of those prongs of the variance request are: pH and alkalinity adjustments to reduce corrosivity of the water; accelerated lead service line removal; and a filter program where Denver Water will distribute pitcher filters to consumers with known, suspected, and possible lead service lines. Under section 1415(a)(3) of the Safe Drinking Water Act, on December 16, 2019, the U.S. EPA granted Denver Water a variance from the definition of "optimal corrosion control treatment" in 40 CFR 141.2. The Variance contains requirements to determine the efficacy of the filter program. EPA will use the survey results that Denver Water annually distributes, to determine the consumer filter adoption rate, and to confirm whether customers are using and maintaining the filters correctly, and per manufacturer's instructions. Each year, the filter adoption survey will be sent by Denver Water via postal mail to as many as 20,000 consumers that have known, suspected, and possible lead service lines. Surveys will be sent via direct mailings and will include an online completion option (the survey questions are included below). Direct mailings will be sent with a unique QR code to track which addresses responses have been received from. Surveys will be sent out in both English and Spanish. Additionally, Denver Water will annually conduct, in-person surveys at a minimum of 50 locations in use by customers enrolled in the filter program. Information being collected is information on if, and how,