June 24, 1996 or 30 days after the publication date of a similar notice in local newspapers.

ADDRESSES: Administrative Records. The administrative records for the draft opt-in permits, except information protected as confidential, may be viewed during normal operating hours at the following locations:

For Dupont: EPA Region 4 Library, EPA Region 4, 345 Courtland Street NE, Atlanta, GA 30365.

For Warrick: EPA Region 5, Ralph H. Metcalfe Federal Bldg., 77 West Jackson Blvd., Chicago, IL 60604.

Comments. Send comments to the following addresses:

For Dupont: Winston Smith, Director, Air, Pesticides and Toxics Management Division, EPA Region 4 (address above).

For Warrick: David Kee, Director, Air and Radiation Division, EPA Region 5 (address above).

Submit comments in duplicate and identify the commenter's name, address, and telephone number, and the commenter's interest in the matter and affiliation, if any, to the owners and operators of the units covered by the permits. All timely comments will be considered, except those pertaining to standard provisions under 40 CFR 72.9 and issues not relevant to the permits.

Hearings. To request a public hearing, state the issues proposed to be raised in the hearing. EPA may schedule a hearing if EPA finds that it will contribute to the decision-making process by clarifying significant issues affecting the draft permits.

FOR FURTHER INFORMATION CONTACT: For Dupont: Jenny Jachim, (404) 347–3555, extension 4166, EPA Region 4; for Warrick: Cecilia Mijares, (312) 886–0968, EPA Region 5.

SUPPLEMENTARY INFORMATION: The Opt-in Program, as part of the Acid Rain Program, is designed to allow certain non-utility units that are otherwise not obligated to participate in the Acid Rain Program (''unaffected'' units) to voluntarily elect to become affected and subject to the requirements of the Acid Rain Program. As such, opt-in units must hold allowances to account for sulfur dioxide emissions, monitor emissions in the same way that other affected sources do, and apply for and obtain an opt-in permit. The U.S. Environmental Protection Agency is issuing for comment draft opt-in permits for the DuPont and Warrick facilities in accordance with the Acid Rain Permits and Opt-in regulations (40 CFR parts 72 and 74, respectively). The draft permit for DuPont specifies the following allowances to be allocated annually by EPA to each boiler (unit) at DuPont: 889 for 1996 and 1,778 for each year 1997 through 1999 to unit JVD–1; 889 for 1996 and 1,778 for each year 1997 through 1999 to unit JVD–2; 889 for 1996 and 1,777 for each year 1997 through 1999 to unit JVD–3; 888 for 1996 and 1,777 for each year 1997 through 1999 to unit JVD–4. These allowances will be transferred annually from the EPA Allowance Tracking System (ATS) accounts for DuPont-Johnsonville Plant, units JVD–1, JVD–2, JVD–3 and JVD–4, into the ATS accounts for Tennessee Valley Authority (TVA)-Johnsonville Plant, units 1, 2, 3, and 4, because the TVA-Johnsonville units are replacing the thermal energy formerly produced at the Dupont-Johnsonville Plant, as specified in the opt-in permit application and Thermal Energy Plan between DuPont-Johnsonville Plant and TVA-Johnsonville Plant in the draft permit. The allowance transfer will be adjusted according to the actual level of replacement documented in the opt-in source's and the replacement units' annual compliance certification report.

The draft permit for Warrick specifies the following allowances to be allocated annually by EPA to each boiler (unit) at Warrick: 15,272 for 1996 and 30,372 for each year 1997 through 1999 to unit 1; 15,895 for 1996 and 30,732 for each year 1997 through 1999 to unit 2; 13,777 for 1996 and 27,668 for each year 1997 through 1999 to unit 3. The 1996 allowance allocation for Warrick units 1–3 is contingent upon the successful completion of monitor system certification under 40 CFR part 75 no later than June 30, 1996.

These opt-in permits do not affect the responsibility of units at DuPont-Johnsonville, TVA-Johnsonville, or Warrick to meet all other existing local, state, and federal requirements related to sulfur dioxide. The designated representatives are J. Michael Edenfield for DuPont-Johnsonville facility, Joseph W. Dickey for TVA-Johnsonville facility, and J. Gordon Hurst for Warrick facility.

Dated: May 20, 1996.

Brian J. McLean,

Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.

[FR Doc. 96–13152 Filed 5–23–96; 8:45 am]

BILLING CODE 6560–50–P

[FRL 5508–7]

Proposed Settlement Agreement, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed settlement; Request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended, (''Act''), notice is hereby given of a proposed partial consent decree, which was lodged with the United States District Court for the District of Columbia by the United States Environmental Protection Agency (''EPA'') on May 9, 1996, in a lawsuit filed by the Sierra Club Legal Defense Fund. This lawsuit, which was filed pursuant to section 304(a) of the Act, 42 U.S.C. § 7604(a), concerns, among other things, EPA's alleged failure to meet a mandatory deadline under section 112(g) of the Clean Air Act. The proposed partial consent decree provides that EPA shall promulgate the guidance identified in section 112(g) of the CAA, with respect to constructions and reconstructions of major sources of hazardous air pollutants, no later than December 15, 1996.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the proposed partial consent decree from persons who were not named as parties to the litigation in question. EPA or the Department of Justice may withhold or withdraw consent to the proposed partial consent decree if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, following the comment period, that consent is inappropriate, the final partial consent decree will establish a deadline for the promulgation of the guidance provided for in § 112(g).

A copy of the proposed partial consent decree was lodged with the Clerk of the United States District Court for the District of Columbia on May 9, 1996. Copies are also available from Sonja Lee, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (703) 235–5330. Written comments should be sent to Jan M. Tierney at the address above and must be submitted on or before June 24, 1996.

Dated: May 10, 1996.

Scott C. Fulton,

Acting General Counsel.

[FR Doc. 96–13086 Filed 5–23–96; 8:45 am]

BILLING CODE 6560–50–M

[ER–FRL–5469–8]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared May 06, 1996 Through May 10, 1996 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) 564–7167.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 05, 1996 (61 FR 15251).

Draft EISs

ERP No. D–DOE–A09827–00

Rating EC2, Programmatic EIS—Storage and Disposition of Weapon-Usable Fissile Materials, Implementation, Storage of all Plutonium and Highly Enriched Uranium and the Disposition of Surplus Plutonium, Sites Considered: Hanford Site, Idaho National Engineering Lab., Nevada Test Site, Oak Ridge Reservation, Pantex Plant and Savannah River Site.

Summary: EPA requested that DOE provide additional information and clarity concerning several issues common to all the alternatives including accident risk analysis, cumulative impacts, and environmental justice.

ERP No. D–MMS–A02239–00

Rating EC2, Gulf of Mexico and Offshore Alaska Outer Continental Shelf (OCS) Oil and Gas Leasing Program 1997 to 2002 for 16 Lease Sales on Five-Year Leasing Program.

Summary: EPA's review identified potentially signifcant environmental impacts that should be avoided in order to adequately protect the environment, in particular related to the need to include commitments in the EIS to situations to ensure the protection by mitigation for important resources, i.e., live bottom, topographic features, archaeological resources and military areas. EPA also found that the draft does not contain sufficient information to fully assess environmental impacts in such areas as impacts to Canada, environmental justice concerns, and leasing proposals included in one alternative.

ERP No. D–MMS–L02010–AK

Rating LO, 1997 Outer Continental Shelf Oil and Gas Lease Sale 158, Yakutat Planning Area, Implementation, Gulf of Alaska, AK.

Summary: EPA had no objections to the preferred alternative as described in the EIS. No formal comment letter was sent to the preparing agency.

Final EISs

No. F–AFS–K65175–CA

Pilot Creek Watershed Land Management Plan, Implementation, Hayfork Adaptive Management Area, Six Rivers National Forest, Mad River Ranger District, Humboldt and Trinty Counties, CA.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–BLM–L60102–OR

Tucker Hill Perlite Quarry Project, Implementation, Mining Plan of Operation, Approval, Town of Lakeview, Lake County, OR.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–BLM–L61205–OR

Bal'diyaka Interpretive Center Construction and Operation to Present the Natural History of Oregon's Southern Coast; the Cultural Heritage of the Coos, Lower Umpqua and Siuslaw Indians and Local U.S. Coast Guard History, Implementation, Coos Bay District, Gregory Point, Coos County, OR.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–DOE–L05210–00

Resource Contingency Program, Construction and Operation, Site Specific, Hermiston Power Project, Umattilla County, OR.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–DOE–L09804–00

Delivery of the Canadian Entitlement by the United States Entity of Power Benefits, Implementation, WA, OR, ID, MI, WY, CA, NV, AZ and British Columbia.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–GSA–K80037–CA

San Diego—United States Courthouse, Site Selection and Construction within a portion of the Central Business District (CBD), City of San Diego, San Diego County, CA.

Summary: Review of the final EIS was not deemed necessry. No formal comment letter was sent to the preparing agency.

ERP No. F–MMS–L02024–AK

Cook Inlet Planning Area, Alaska Outer Continental Shelf Oil and Gas Sale 149, Leasing Offering, AK.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–SFW–K99027–CA

Stephens' Kangaroo Rat (SKR) Authorization for Incidental Take and Implementation of a Long-Term Habitat Conservation Plan, Western Riverside County, CA.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

Dated: May 21, 1996

William D. Dickerson,

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 96–13183 Filed 5–23–96; 8:45 am]

BILLING CODE 6560–50–P

[ER–FRL–5469–7]

Environmental Impact Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 564–7167, or (202) 564–7153.

Weekly receipt of Statements Filed May 13, 1996 Through May 17, 1996 Pursuant to 40 CFR 1506.9;

EIS No. 960230, Final Supplement, COE, IL, Sugar Creek Municipal Water Supply Reservoir Construction, Additional Information, COE Section 404 Permit Issuance, City of Marion, Williamson and Johnson Counties, IL, Due: June 17, 1996, Contact: Ronny Sadri (502) 582–5452.

The above EIS should have appeared in the May 17, 1996 Federal Register. The 30 day Wait Period is Calculated from the Intended Federal Register Date of May 17, 1996.

EIS No. 960231, Draft EIS, NPS, CA, Santa Rosa Island Resources Management Plan, Improvements of Water Quality and Conservation of Rare Species and their Habitats, Channel Islands National Park, Santa Barbara County, CA, Due: July 23, 1996, Contact: Allen Schmierer (415) 744–3971.

EIS No. 960232, Draft EIS, FHW, NY, Stutson Street BIN–3317120 Over