

provide such capacity, but due to circumstances beyond its control, such capacity could not reasonably be made available by the effective date. Great Lakes adequately met these requirements and was granted an initial Case-By-Case Extension for one year effective June 30, 1994 to June 30, 1995, with the option to renew this extension for up to one additional year (see FR 5151-3). Based on the Case-By-Case extension provisions and request by Great Lakes to extend the ban date, Great Lakes will be allowed, upon final approval to land dispose of its K117, K118, K131, K132, AND F039 wastes upon final approval, until September 30, 1995, without being subject to the land disposal restrictions applicable to such wastes. Final Approval of this extension, will only be valid for injection into Well Nos. 5 and 6.

EFFECTIVE DATE: This approved extension of the LDR effective date becomes effective May 11, 1995.

ADDRESSES: Environmental Protection Agency, Region 6, Water Management Division, Water Supply Branch (6W-SU), 1445 Ross Avenue, Dallas, Texas 75202-2733.

FOR FURTHER INFORMATION CONTACT: The RCRA/Superfund Hotline, at (800) 424-9346 (toll free) or (703) 412-9810, in the Washington, DC metropolitan area.

Dated: May 11, 1995.

Myron O. Knudson,

Director, Water Management Division.

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Gulf of Mexico Program Technical Advisory Committee Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of meeting of the Technical Advisory Committee of the Gulf of Mexico Program.

SUMMARY: The Gulf of Mexico Program's Technical Advisory Committee will hold a meeting at the Marriott Hotel, 555 Canal Street, New Orleans, Louisiana.

FOR FURTHER INFORMATION CONTACT: Dr. Douglas Lipka, Acting Director, Gulf of Mexico Program Office, Building 1103, Room 202, John C. Stennis Space Center, Stennis Space Center, MS 39529-6000, at (601) 688-3726.

SUPPLEMENTARY INFORMATION: A meeting of the Technical Advisory Committee of the Gulf of Mexico Program will be held June 20, 1995, at the Marriott Hotel, 555 Canal Street, New Orleans, Louisiana. The committee will meet from 8 a.m. to 5 p.m. Agenda items will include: A

report from Battelle on the draft QA/QC plan for the Gulf of Mexico Program; Development of a conceptual model for the Gulf of Mexico; Strategies for locating long-term monitoring sites on the Gulf coast (this will focus on possible integration of GEMS, LTER sites, LMER sites and REMAP); A research needs/coordination conference for the Gulf Program partner agencies; Hypoxia (Dead Zone) Symposium Planning; and Introduce the role of the TAC in the issue integration process. The meeting is open to the public.

Douglas A. Lipka,

Acting Director, Gulf of Mexico Program

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[FRL-5210-4]

Clean Water Act (CWA) 304(l): Availability of List of Submissions and Proposed Approval Decisions

AGENCY: U.S. Environmental Protection Agency (U.S. EPA).

ACTION: Notice of availability.

SUMMARY: This notice announces the availability of a list submitted to U.S. EPA pursuant to Section 304(l)(1)(C) of the CWA, 33 U.S.C. 1314(l)(1)(C) as well as U.S. EPA's proposed approval decision, and request for public comment.

DATES: Comments must be submitted to U.S. EPA on or before June 23, 1995.

ADDRESSES: Copies of these items can be obtained by writing or calling: Mr. Howard Pham, U.S. EPA—Region 5, 304(l) Coordinator, U.S. Environmental Protection Agency-Region 5, Water Division (Mail Code WQP-16J), 77 West Jackson Blvd., Chicago, Illinois 60604-3507, telephone: (312) 353-2310.

Comments on these items should be sent to Howard Pham, U.S. EPA—Region 5 at the address given above.

FOR FURTHER INFORMATION CONTACT: Howard Pham at the address and telephone number given above.

SUPPLEMENTARY INFORMATION: Section 304(l) of the CWA, 33 U.S.C. 1314(l), required each State, within 2 years after February 4, 1987, to submit to the U.S. EPA, three lists of waters, including a list of those waters in which the State does not expect to achieve applicable water quality standards, after application of technology-based controls, due to discharges of toxic pollutants from point sources (the "B List" or "Short List"). 33 U.S.C. 1314(l)(1)(B). The second, or "Mini" list consists of waters that are not meeting the new water quality standards

developed under Section 303(c)(2)(B) for toxic pollutants because of pollution from point and nonpoint sources. 33 U.S.C. 1314(l)(1)(A)(i). The third, or "Long" list includes all waters on the other two lists, plus any waters which, after the implementation of technology-based controls, are not expected to meet the water quality goals of the Act. 33 U.S.C. 1314(l)(1)(A)(ii).

For each water segment identified in these lists, the State was required, by February 4, 1989, to submit a "C List" specifying point sources discharging toxic pollutants believed to be preventing or impairing such water quality. 33 U.S.C. 1314(l)(1)(C).

For each point source identified on the State's C list as discharging toxic pollutants into a water segment on the State's B list, the State was further required to submit to U.S. EPA, an individual control strategy (ICS) that the State determined would serve to reduce point source discharges of toxic pollutants to the receiving water to a degree sufficient to attain water quality standards in that water within 3 years after the date of the establishment of the ICS. 33 U.S.C. 1314(l)(1)(D).

U.S. EPA initially interpreted the statute to require States to identify on the C list, only those facilities that discharge toxic pollutants believed to be impairing waters listed on the B list. In *Natural Resources Defense Council (NRDC) v. U.S. EPA*, the Ninth Circuit Court of Appeals remanded that portion of the regulation and directed U.S. EPA to amend the regulations to require the States to identify all point sources discharging any toxic pollutant that is believed to be preventing or impairing water quality of any stream segment listed on any of the three lists of waters, and to indicate the amount of the toxic pollutant discharges by each source. See *NRDC v. U.S. EPA*, 915 F.2d 1313, 1323-24 (9th Cir. 1990). U.S. EPA amended 40 CFR 130.10(d)(3) accordingly. See 57 FR 33040 (July 24, 1992).

Consistent with U.S. EPA's amended regulation, the State of Ohio submitted on April 20, 1992, to U.S. EPA, for approval a supplemental facility list (SFL) as required under Section 304(l)(1)(C). U.S. EPA's review of Ohio's 304(l) SFL and its procedures used to develop the list, found the procedures to be consistent with the requirements of the amended regulations. Based on the above findings, U.S. EPA noticed the availability of Ohio's SFL, as well as the Agency's proposed approval decisions and request for public comments (see U.S. EPA's Notice of Availability and Proposed Approval Decisions published at FR 12332, March 24, 1994).