

385.211). All such petitions or protests should be filed on or before November 14, 1995. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,
Secretary.

[FR Doc. 95-27900 Filed 11-9-95; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5330-5]

Acid Rain Program: Notice of Draft Written Exemptions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of draft written exemptions.

SUMMARY: The Environmental Protection Agency is issuing draft written exemptions from Acid Rain permitting and monitoring requirements to 7 utility units at 2 plants in accordance with the Acid Rain Program regulations (40 CFR part 72). Because the Agency does not anticipate receiving adverse comments, the exemptions are also being issued as a direct final action in the notice of written exemptions published elsewhere in today's Federal Register. **DATES:** Comments on the exemptions proposed by this action must be received on or before December 13, 1995.

ADDRESSES: *Comments.* Send comments to: David Kee, Director, Air and Radiation Division, EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

Submit comments in duplicate and identify the exemption to which the comments apply, 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 unit covered by the exemption. *Administrative Records.* The administrative record for the exemptions, except information protected as confidential, may be viewed during normal operating hours at EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

FOR FURTHER INFORMATION CONTACT: For plants in Minnesota, Franklin Echevarria, (312) 886-9653, and for

plants in Wisconsin, Beth Valenziano, (312) 886-2703.

SUPPLEMENTARY INFORMATION: If no significant, adverse comments are timely received, no further activity is contemplated in relation to these draft written exemptions and the exemptions issued as a direct final action in the notice of written exemptions published elsewhere in today's Federal Register will automatically become final on the date specified in that notice. If significant, adverse comments are timely received on any exemption, that exemption in the notice of written exemptions will be withdrawn and all public comment received on that exemption based on the relevant exemption in this notice of draft written exemptions. Because the Agency will not institute a second comment period on this notice of draft written exemptions, any parties interested in commenting should do so during this comment period.

For further information and a detailed description of the exemptions, see the information provided in the notice of written exemptions elsewhere in today's Federal Register.

Dated: November 3, 1995.

Brian J. McLean,

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

[FR Doc. 95-28043 Filed 11-9-95; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5330-6]

Acid Rain Program: Draft Permits and Permit Modifications

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of draft permits and permit modifications.

SUMMARY: The Environmental Protection Agency (EPA) is issuing for comment 5-year sulfur dioxide (SO₂) and nitrogen oxides (NO_x) compliance plans which either amend previously issued Phase I Acid Rain Permits, or will, if approved, result in the issuance of a Phase I Acid Rain Permit to sources not previously required to have one. These actions are taken in accordance with the Acid Rain Program regulations (40 CFR parts 72 and 76).

DATES: Comments on the draft permits and modifications must be received no later than 30 days after the date of this notice or the date of publication of a similar notice in a local newspaper, whichever is later.

ADDRESSES: *Administrative Records.* The administrative record for the

permits, except information protected as confidential, may be viewed during normal operating hours at the following locations: for sources in New York, EPA Region 2, 290 Broadway, New York, NY 10007; for sources in West Virginia, EPA Region 3, 841 Chestnut Building, Philadelphia, PA 19107; for sources in Alabama, Florida, Georgia, and Mississippi, EPA Region 4, 345 Courtland St. NE., Atlanta, GA 30365.

Comments. Send comments, requests for public hearings, and requests to receive notice of future actions to: for sources in New York, EPA Region 2, Air and Waste Management Division, Attn: Gerald DeGaetano (address above); for sources in West Virginia, EPA Region 3, Air, Radiation and Toxics Division, Attn: Linda Miller (address above); and for sources in Alabama, Florida, Georgia, and Mississippi, EPA Region 4, Air, Pesticides and Toxics Management Division, Attn: Brian Beals (address above). Submit comments in duplicate and identify the permit to which the comments apply, 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 all units in the plan. All timely comments will be considered, except those pertaining to standard provisions under 40 CFR 72.9 or issues not relevant to the permit or the permit modification.

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 a compliance plan.

FOR FURTHER INFORMATION: For sources in New York, call Gerry DeGaetano, (212) 637-4020; for sources in West Virginia, call Linda Miller, (215) 597-7547; for sources in Alabama, Florida, Georgia, and Mississippi, call Scott Davis, (404) 347-5014.

SUPPLEMENTARY INFORMATION: Title IV of the Clean Air Act directs EPA to establish a program to reduce the adverse effects of acidic deposition by promulgating rules and issuing permits to emission sources subject to the program. In today's action, EPA is issuing to the following utility plants draft permits and draft permit modifications that propose to allocate SO₂ emission allowances, approve SO₂ compliance plans, and approve NO_x compliance plans under 40 CFR parts 72 and 76:

Region 2

Dunkirk in New York: Ten conditional substitution plans for units 3 and 4, one

for each year, 1995–1999, that designate Roseton unit 1 as a substitution unit; and one for each year, 1995–1999, that designate Roseton unit 2 as a substitution unit. The designated representative is Clement E. Nadeau.

Roseton in New York: 19,147 conditional substitution allowances to unit 1 for each year, 1995–1999; 16,872 conditional substitution allowances to unit 2 for each year, 1995–1999; ten conditional substitution plans, five for unit 1 (one for each year, 1995–1999) and five for unit 2 (one for each year, 1995–1999) in which units 1 and 2 are designated as substitution units for Dunkirk units 3 and 4; ten conditional reduced utilization plans, five for unit 1 (one for each year, 1995–1999) and five for unit 2 (one for each year, 1995–1999) in which units 1 and 2 will rely on improved unit efficiency, energy conservation and sulfur-free generation to account for any underutilization. The designated representative is Ronald P. Brand.

Region 3

Harrison in West Virginia: Two substitution plans for unit 1 for 1995–1999, one that designates Rivesville unit 7 and one that designates Rivesville unit 8 as a substitution unit; two substitution plans for unit 3 for 1995–1999, one that designates Willow Island unit 1 and one that designates Willow Island unit 2 as a substitution unit. The designated representative is David C. Benson.

Rivesville in West Virginia: 1,009 substitution allowances to unit 7 for each year, 1995–1999; 3,059 substitution allowances to unit 8 for each year, 1995–1999; two substitution plans for 1995–1999, one in which unit 7 is designated as a substitution unit and one in which unit 8 is designated as a substitution unit, both for Harrison unit 1. The designated representative is David C. Benson.

Willow Island in West Virginia: 1,855 substitution allowances for unit 1; 7,765 substitution allowances for unit 2; two substitution plans for 1995–1999, one in which unit 1 is designated as a substitution unit, and one in which unit 2 is designated as a substitution unit, both for Harrison unit 3. The designated representative is David C. Benson.

Region 4

E.C. Gaston in Alabama: Units 1, 2, 3, 4, and 5 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x shall not exceed the alternative contemporaneous annual emission limitation of 0.48 lbs/MMBtu for units 1, 2, 3, and 4, and 0.52 lbs/MMBtu for unit 5, and the actual

annual heat input for units 1, 2, 3, and 4 shall not be less than the annual heat input limits of 14,841,000 MMBtu, 13,018,000 MMBtu, 15,826,000 MMBtu, and 14,978,000 MMBtu, respectively, and the actual annual heat input for unit 5 shall not be greater than the annual heat input limit of 50,992,000 MMBtu. The other units designated in this plan are Gadsden units 1 and 2, Gorgas units 6, 7, 8, and 9, and J.H. Miller unit 4. The designated representative is Willard L. Bowers.

Gadsden in Alabama: Units 1 and 2 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for each of these units shall not exceed the alternative contemporaneous annual emission limitation of 0.70 lbs/MMBtu and the actual annual heat input for units 1 and 2 shall not be greater than the annual heat input limits of 3,300,000 MMBtu, and 1,189,000 MMBtu, respectively. The other units designated in this plan are E.C. Gaston units 1, 2, 3, 4, and 5, Gorgas units 6, 7, 8, and 9, and J.H. Miller unit 4. The designated representative is Willard L. Bowers.

Gorgas in Alabama: Units 6, 7, 8, and 9 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x shall not exceed the alternative contemporaneous annual emission limitation of 0.70 lbs/MMBtu for units 6, 7, and 8, and 0.46 lbs/MMBtu for unit 9, and the actual annual heat input shall not be greater than the annual heat input limits of 3,904,000 MMBtu, 4,472,000 MMBtu, and 12,984,000 MMBtu for units 6, 7, and 8, respectively, and the actual annual heat input shall not be less than annual heat input limit of 9,401,000 MMBtu for unit 9. The other units designated in this plan are Gadsden units 1 and 2, E.C. Gaston units 1, 2, 3, 4, and 5, and J. H. Miller unit 4. The designated representative is Willard L. Bowers.

J.H. Miller in Alabama: Unit 4 will comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for this unit shall not exceed the alternative contemporaneous annual emission limitation of 0.33 lbs/MMBtu and the actual annual heat input for this unit shall not be less than the annual heat input limit of 50,323,000 MMBtu. The other units designated in this plan are Gadsden units 1 and 2, Gorgas units 6, 7, 8, and 9, and E.C. Gaston units 1, 2, 3, 4, and 5. The designated representative is Willard L. Bowers.

Big Bend in Florida: One NO_x compliance plan for 1996–1999 in which unit BB04 will comply with the standard emission limitation of 0.45 lbs/MMBtu. The designated representative is A. Spencer Autry.

Crist in Florida: Units 4, 5, and 6 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for each of these units shall not exceed the alternative contemporaneous annual emission limitation of 0.60 lbs/MMBtu for units 4 and 5 and 0.55 lbs/MMBtu for unit 6, and the actual annual heat input for units 4, 5, and 6 shall not be greater than the annual heat input limits of 4,330,920 MMBtu, 3,518,988 MMBtu, and 13,451,097 MMBtu, respectively. The other units designated in this plan are Jack Watson units 4 and 5, Scholz units 1 and 2, Victor J. Daniel units 1 and 2, and Lansing Smith units 1 and 2. The designated representative is Frederick D. Kuester.

Jack Watson in Florida: Units 4 and 5 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for each of these units shall not exceed the alternative contemporaneous annual emission limitation of 0.53 lbs/MMBtu, and the actual annual heat input for units 4 and 5 shall not be greater than the annual heat input limits of 12,086,872 MMBtu and 20,127,887 MMBtu, respectively. The other units designated in this plan are Scholz units 1 and 2, Lansing Smith units 1 and 2, Victor J. Daniel units 1 and 2, and Crist units 4, 5, and 6. The designated representative is Frederick D. Kuester.

Lansing Smith in Florida: Units 1 and 2 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x shall not exceed the alternative contemporaneous annual emission limitation of 0.67 lbs/MMBtu for unit 1 and 0.45 lbs/MMBtu for unit 2, and the actual annual heat input for unit 1 shall not be greater than the annual heat input limit of 11,490,877 MMBtu. The other units designated in this plan are Jack Watson units 4 and 5, Scholz units 1 and 2, Victor J. Daniel units 1 and 2, and Crist units 4, 5, and 6. The designated representative is Frederick D. Kuester.

Scholz in Florida: Units 1 and 2 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for each of these units shall not exceed the alternative contemporaneous annual emission limitation of 0.68 lbs/MMBtu, and the

actual annual heat input for units 1 and 2 shall not be greater than the annual heat input limits of 723,608 MMBtu and 731,528 MMBtu, respectively. The other units designated in this plan are Jack Watson units 4 and 5, Lansing Smith units 1 and 2, Victor J. Daniel units 1 and 2, and Crist units 4, 5, and 6. The designated representative is Frederick D. Kuester.

Victor J. Daniel in Florida: Units 1 and 2 will each comply with a NO_x averaging plan for 1996–1999. For each year under the plan, the actual annual average emission rate for NO_x for each of these units shall not exceed the alternative contemporaneous annual emission limitation of 0.34 lbs/MMBtu, and the actual annual heat input for units 1 and 2 shall not be less than the annual heat input limits of 21,244,417 MMBtu and 29,987,051 MMBtu, respectively. The other units designated in this plan are Jack Watson units 4 and 5, Lansing Smith units 1 and 2, Scholz units 1 and 2, and Crist units 4, 5, and 6. The designated representative is Frederick D. Kuester.

Arkwright in Georgia: One NO_x compliance plan for 1996–1999 in which units 1 and 2 will comply with the standard emission limitation of 0.45 lbs/MMBtu, and units 3 and 4 will comply with the standard emission limitation of 0.50 lbs/MMBtu. The designated representative is C.M. Hobson.

Harlee Branch in Georgia: One NO_x compliance plan for 1996–1999 in which unit 3 will comply with the standard emission limitation of 0.50 lbs/MMBtu. The designated representative is C.M. Hobson.

McIntosh in Georgia: One NO_x compliance plan for 1996–1999 in which unit 1 will comply with the standard emission limitation of 0.50 lbs/MMBtu. The designated representative is L.O. Keller.

Mitchell in Georgia: One NO_x compliance plan for 1996–1999 in which unit 3 will comply with the standard emission limitation of 0.45 lbs/MMBtu. The designated representative is C.M. Hobson.

Port Wentworth in Georgia: One NO_x compliance plan for 1996–1999 in which units 1, 2, and 3 will each comply with the standard emission limitation of 0.45 lbs/MMBtu. The designated representative is L.O. Keller.

Scherer in Georgia: One NO_x compliance plan for 1996–1999 in which unit 3 will comply with the standard emission limitation of 0.45 lbs/MMBtu. The designated representative is R.H. Haubein.

Dated: November 3, 1995.

Brian J. McLean,

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

[FR Doc. 95–28040 Filed 11–9–95; 8:45 am]

BILLING CODE 6560–50–P

[FRL–5330–7]

Acid Rain Program: Notice of Written Exemptions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of written exemptions.

SUMMARY: The Environmental Protection Agency is issuing, as a direct final action, written exemptions from the Acid Rain permitting and monitoring requirements to 7 utility units at 2 plants in accordance with the Acid Rain Program regulations (40 CFR part 72). Because the Agency does not anticipate receiving adverse comments, the exemptions are being issued as a direct final action.

DATES: Each of the exemptions issued in this direct final action will be final on December 26, 1995, unless significant, adverse comments are received by December 13, 1995. If significant, adverse comments are timely received on any exemption in this direct final action, that exemption will be withdrawn through a notice in the Federal Register.

ADDRESSES: *Administrative Records.* The administrative record for the exemptions, except information protected as confidential, may be viewed during normal operating hours at EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604.

FOR FURTHER INFORMATION CONTACT: For plants in Minnesota, Franklin Echevarria, (312) 886–9653, for plants in Wisconsin, Beth Valenziano, (312) 886–2703.

SUPPLEMENTARY INFORMATION: All public comment received on any exemption in this direct final action on which significant, adverse comments are timely received will be addressed in a subsequent issuance or denial of exemption based on the relevant draft exemption in the notice of draft written exemptions that is published elsewhere in today's Federal Register and that is identical to this direct final action.

Under the Acid Rain Program regulations (40 CFR 72.7), utilities may petition EPA for an exemption from permitting and monitoring requirements for any new utility unit that serves one or more generators with total nameplate capacity of 25 MW or less and burns

only fuels with a sulfur content of 0.05 percent or less by weight. On the earlier of the date a unit exempted under 40 CFR 72.7 burns any fuel with a sulfur content in excess of 0.05 percent by weight or 24 months prior to the date the exempted unit first serves one or more generators with total nameplate capacity in excess of 25 MW, the unit shall no longer be exempted under 40 CFR 72.7 and shall be subject to all permitting and monitoring requirements of the Acid Rain Program.

EPA is issuing written exemptions to the following new units, effective from January 1, 1996 through December 31, 2000:

IEA Georgia Pacific units 1, 2, 3, 4, and 5 in Minnesota. The designated representative is William C. Douglas.

Oneida Casino units 1 and 2 in Wisconsin. The designated representative is Gary T. Van Helvoirt.

Dated: November 3, 1995.

Brian J. McLean,

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

[FR Doc. 95–28041 Filed 11–9–95; 8:45 am]

BILLING CODE 6560–50–P

[FRL–5331–5]

Common Sense Initiative Council, Iron and Steel Sector Subcommittee Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of open meeting of the Public Advisory Common Sense Initiative Council, Iron and Steel Sector Subcommittee.

SUMMARY: Pursuant to the Federal Advisory Committee Act, Public Law 92–463, notice is given that, pending resolution of EPA's FY 1996 appropriation, the Iron and Steel Sector Subcommittee of the Common Sense Initiative Council will meet on Thursday, December 7, 1995 in Washington, D.C. The Subcommittee is currently overseeing approved projects and exploring issues related to the iron and steel industry. Limited time will be provided for members of the public to make oral comments at the meeting.

OPEN MEETING NOTICE: Notice is hereby given that the Environmental Protection Agency, pending resolution of its FY 1996 appropriation, is convening an open meeting of the Iron and Steel Sector Subcommittee on Thursday, December 7, 1995. The meeting will begin at 8:00 a.m. est and run until 4:00 p.m. est, and will be held at the Doubletree Hotel Park Terrace, 1515