

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5965-5]

Proposed Settlement Under Section 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as Amended, Riverfront Landfill Superfund Site, Kansas City, Missouri**AGENCY:** Environmental Protection Agency.**ACTION:** Notice of proposed cost recovery settlement under Section 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. 9622(h), Riverfront Landfill Superfund Site, Kansas City, Missouri.**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to enter into an administrative cost recovery settlement to resolve claims under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. 9622(h). This settlement is intended to resolve the liability of the City of Kansas City, Missouri, for the response costs incurred by EPA at and in connection with the Riverfront Landfill Superfund Site, Kansas City, Missouri.**DATES:** Written comments must be provided on or before March 16, 1998.**ADDRESSES:** Comments should be addressed to J.D. Stevens, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, and should refer to: Riverfront Landfill Superfund Site, Agreement for Recovery of Past Response Costs, EPA Docket No. VII-97-F-0023.**FOR FURTHER INFORMATION CONTACT:** J.D. Stevens, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101; telephone number (913) 551-7322.**SUPPLEMENTARY INFORMATION:** The proposed settling party is the City of Kansas City, Missouri.

The Riverfront Landfill Superfund Site (Site) was operated by the City of Kansas City (City), Missouri, from approximately the 1950's until 1972. The site is located between the Missouri River and the levee on the southern bank, and extends for approximately 3,500 feet southeast of the I-435 bridge. A removal action was completed at the

Site by the City under EPA oversight in January 1995. EPA incurred response costs in connection with the Site and in September 1995 EPA requested the City to pay \$321,976 in reimbursement of EPA's costs.

The proposed settlement agreement (Agreement) provides that the City will pay EPA \$180,000 in settlement EPA's demands for reimbursement of response costs incurred by EPA in connection with the Site. EPA's response costs, plus accrued interest on amounts demanded through October 31, 1997, amounted to \$361,846. The proposed Agreement also provides that EPA will covenant not to sue the City to recover past response costs under Section 107(a) of CERCLA, 44 U.S.C. 9607(a).

The designee of the Attorney General of the United States has approved the settlement embodied in the Agreement in accordance with Section 122(h)(1) of CERCLA, 42 U.S.C. § 9622(h)(1). The effective date of the Agreement is the date upon which EPA issues written notice to the City that the public comment period has closed and that comments received, if any, do not require modification of or EPA withdrawal from the Agreement. The Agreement was filed with the Region VII, Regional Hearing Clerk on January 22, 1998 and is available for public review at the Regional offices.

Dated: February 3, 1998.

Dennis Grams, P.E.,
Regional Administrator.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5966-3]

Final Modified General NPDES Permit for Facilities Related to Oil and Gas Extraction on the North Slope of the Brooks Range, Alaska (Permit Number AKG-31-0000)**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of a final modified general permit.**SUMMARY:** The Director, Office of Water, EPA Region 10 is issuing a modified General NPDES permit for facilities related to Oil and Gas Extraction on the North Slope of the Brooks Range in Alaska. This general permit regulates activities related to the extraction of oil and gas on the North Slope of the Brooks Range in the North Slope Borough in the state of Alaska. The modified general permit includes a

provision to extend the area of coverage to include facilities off-shore of the North Slope Borough. The extension would cover sanitary and/or domestic wastewater discharges, construction dewatering, and hydrostatic test water. The modified general permit also includes a new outfall designation for the discharge of hydrostatic test water. In addition, several sections of the permit have been changed to provide clarification on issues that have been confusing during the administration of the permit to date. This permit will be used to cover dischargers that have been previously unpermitted due to resource constraints. The permit establishes effluent limitations, standards, prohibitions and other conditions on discharges from covered facilities. These conditions are based on existing national effluent guidelines, the state of Alaska's Water Quality Standards and material contained in the administrative record. A description of the basis for the conditions and requirements of the modified general permit was given in the fact sheet and changes to the proposed general permit are documented in the Response to Comments.

DATES: The general permit will become effective on March 16, 1998 and will expire on April 10, 2002.**FOR FURTHER INFORMATION CONTACT:** Copies of the final general NPDES permit, response to comments, and today's publication will be provided upon request by EPA Region 10, Public Information Office, at (800) 424-4372 or (206) 553-1200 or upon request to Cindi Godsey at (907) 271-6561. Requests may also be electronically mailed to: GODSEY.CINDI@EPAMAIL.EPA.GOV**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget has exempted this action from the review requirements of Executive Order 12866 pursuant to section 6 of that order.

The state of Alaska, Department of Environmental Conservation (ADEC), has certified that the subject discharges comply with the applicable provisions of sections 208(e), 301, 302, 306 and 307 of the Clean Water Act. The State of Alaska, Office of Management and Budget, Division of Governmental Coordination (DGC), has certified that the general NPDES permit is consistent with the approved Alaska Coastal Management Program.

Comments were received which caused changes to the proposed permit. These are detailed in the Response to Comments. The following is a summary of some of the changes:

ADEC had authorized a mixing zone for chlorine for discharges of sanitary