

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. EL13-43-000]

**Council of the City of New Orleans; Mississippi Public Service Commission; Arkansas Public Service Commission; Notice of Petition for Declaratory Order**

Take notice that on January 22, 2013, pursuant to section 207 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure 18 CFR 385.207, the Council of the City of New Orleans, the Mississippi Public Service Commission and the Arkansas Public Service Commission (together, the Entergy Retail Regulators) filed a petition for declaratory order requesting the Commission issue a declaratory order determining whether the Entergy Operating Companies' proposed avoided cost calculation methodology satisfies the Public Utility Regulatory Policies Act of 1978 (Petition) and request for exemption from filing fee. On January 23, 2013 the Entergy Retail Regulators filed errata to the Petition.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of 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 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive email notification when a document is added to a subscribed

docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5:00 p.m. Eastern Time on February 21, 2013.

Dated: January 28, 2013.

**Nathaniel J. Davis, Sr.**,  
*Deputy Secretary.*

[FR Doc. 2013-02182 Filed 1-31-13; 8:45 am]

**BILLING CODE 6717-01-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[ER-FRL-9007-4]

**Environmental Impacts Statements; Notice of Availability**

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7146 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements  
Filed 01/22/2013 Through 01/25/2013  
Pursuant to 40 CFR 1506.9.

**Notice**

Section 309(a) of the Clean Air Act requires that EPA make public its comments on EISs issued by other Federal agencies. EPA's comment letters on EISs are available at: <http://www.epa.gov/compliance/nepa/eisdata.html>.

**SUPPLEMENTARY INFORMATION:** As of October 1, 2012, EPA will not accept paper copies or CDs of EISs for filing purposes; all submissions on or after October 1, 2012 must be made through e-NEPA.

While this system eliminates the need to submit paper or CD copies to EPA to meet filing requirements, electronic submission does not change requirements for distribution of EISs for public review and comment. To begin using e-NEPA, you must first register with EPA's electronic reporting site—[https://cdx.epa.gov/epa\\_home.asp](https://cdx.epa.gov/epa_home.asp)

*EIS No. 20130016, Draft EIS, USFS, MN, Boundary Waters Canoe Area Wilderness (BWCAW) Non-native Plant Management Project, Cook, Lake and St. Louis Counties, MN, Comment Period Ends: 03/18/2013, Contact: Jack Greenlee 218-229-8817.*

*EIS No. 20130017, Final EIS, AFS, OR, Rim Paunina Project and Forest Plan Amendments, Crescent Ranger District, Deschutes National Forest, Klamath County, OR, Comment Period Ends: 03/15/2013, Contact: Tim Foley 541-433-3200.*

*EIS No. 20130018, Final EIS, BIA, WA, Spokane Tribe of Indians West Plains Casino and Mixed-Use Development Project, Approval of Gaming Development and Management, Spokane County, WA, Review Period Ends: 03/04/2013, Contact: Dr. B.J. Howerton 503-231-6749.*

Dated: January 29, 2013.

**Cliff Rader,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 2013-02205 Filed 1-31-13; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-9775-3]

**National and Governmental Advisory Committees to the U.S. Representative to the Commission for Environmental Cooperation**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of advisory committee meeting teleconference call.

**SUMMARY:** Under the Federal Advisory Committee Act, Public Law 92-463, EPA gives notice of a meeting of the National Advisory Committee (NAC) and Governmental Advisory Committee (GAC) to the U.S. Representative to the North American Commission for Environmental Cooperation (CEC). The National and Governmental Advisory Committees advise the EPA Administrator in her capacity as the U.S. Representative to the CEC Council. The Committees are authorized under Articles 17 and 18 of the North American Agreement on Environmental Cooperation (NAAEC), North American Free Trade Agreement Implementation Act, Public Law 103-182, and as directed by Executive Order 12915, entitled "Federal Implementation of the North American Agreement on Environmental Cooperation." The NAC is composed of 14 members representing academia, environmental non-governmental organizations, and private industry. The GAC consists of 15 members representing state, local, and Tribal governments. The Committees are responsible for providing advice to the U.S. Representative on a wide range of strategic, scientific, technological, regulatory, and economic issues related to implementation and further elaboration of the NAAEC.

The purpose of this teleconference is to inform committee members on the status of Tribes in the U.S., Canada and Mexico. The presenter will be Mr. James

Anaya, Special Rapporteur on the rights of Indigenous peoples in the United Nations Office of the High Commissioner for Human Rights. A copy of the agenda will be posted at <http://www.epa.gov/ofacmo/nacgac-page.htm>.

**DATES:** The NAC/GAC will hold a public teleconference on Friday, February 15, 2013, from 12:30 p.m. to 1:30 p.m. Eastern Standard Time.

**ADDRESSES:** The meeting will be held at the U.S. EPA East Building, 1201 Constitution Ave. NW., Room 1132, Washington, DC 20004.

**FOR FURTHER INFORMATION CONTACT:** Oscar Carrillo, Designated Federal Officer, [carrillo.oscar@epa.gov](mailto:carrillo.oscar@epa.gov), 202-564-0347, U.S. EPA, Office of Federal Advisory Committee Management and Outreach (1601-M), 1200 Pennsylvania Avenue NW., Washington, DC 20460.

**SUPPLEMENTARY INFORMATION:** Requests to make oral comments or to provide written comments to NAC/GAC should be sent to Oscar Carrillo at [carrillo.oscar@epa.gov](mailto:carrillo.oscar@epa.gov) by Thursday, February 7, 2013. The meeting is open to the public, with limited seating on a first-come, first-served basis. Members of the public wishing to participate in the teleconference should contact Oscar Carrillo at [carrillo.oscar@epa.gov](mailto:carrillo.oscar@epa.gov) or (202) 564-0347 by February 7, 2013.

**Meeting Access:** For information on access or services for individuals with disabilities, please contact Oscar Carrillo at 202-564-0347 or [carrillo.oscar@epa.gov](mailto:carrillo.oscar@epa.gov). To request accommodation of a disability, please contact Oscar Carrillo, preferably at least 10 days prior to the meeting, to give EPA as much time as possible to process your request.

Dated: January 24, 2013.

**Oscar Carrillo,**  
Designated Federal Officer.

[FR Doc. 2013-02215 Filed 1-31-13; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9775-1]

### Clean Air Act Operating Permit Program; Petition for Objection to State Operating Permit for Noranda Alumina, LLC

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of final action.

**SUMMARY:** This document announces that the EPA Administrator has responded to a citizen petition asking

EPA to object to an operating permit (Permit Number 2453-V2) issued by the Louisiana Department of Environmental Quality (LDEQ). Specifically, the Administrator has denied the March 28, 2011 petition, submitted by the Louisiana Environmental Action Network (LEAN), Sierra Club, and O'Neil Couvillion (the Petitioners), to object to the operating permit issued on February 15, 2011 to Noranda Alumina, LLC, for the operation of the alumina production plant located in Gramercy, St James Parish, Louisiana. Sections 307(b) and 505(b)(2) of the Act provide that a petitioner may ask for judicial review of those portions of the petition which EPA denies in the United States Court of Appeals for the appropriate circuit. Any petition for review shall be filed within 60 days from the date this notice appears in the **Federal Register**, pursuant to section 307 of the Act.

**ADDRESSES:** You may review copies of the final Order, the petition, and other supporting information at EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733.

EPA requests that if at all possible, you contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section to view copies of the final Order, petition, and other supporting information. You may view the hard copies Monday through Friday, from 9:00 a.m. to 3:00 p.m., excluding Federal holidays. If you wish to examine these documents, you should make an appointment at least 24 hours before the visiting day. Additionally, the final Order for Noranda Alumina LLC is available electronically at: [http://www.epa.gov/region07/air/title5/petitiondb/petitions/noranda\\_response2011.pdf](http://www.epa.gov/region07/air/title5/petitiondb/petitions/noranda_response2011.pdf).

**FOR FURTHER INFORMATION CONTACT:** Brad Toups at (214) 665-7258, email address: [toups.brad@epa.gov](mailto:toups.brad@epa.gov) or the above EPA, Region 6 address.

**SUPPLEMENTARY INFORMATION:** The CAA affords EPA a 45-day period to review, and object to as appropriate, a Title V operating permit proposed by State permitting authorities. Section 505(b)(2) of the CAA authorizes any person to petition the EPA Administrator, within 60 days after the expiration of this review period, to object to a Title V operating permit if EPA has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the State, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issue arose after this period.

EPA received a petition from the Petitioners dated March 28, 2011, requesting that EPA object to the issuance of the Title V operating permit to Noranda Alumina LLC (Noranda), for the operation of the alumina production plant in Gramercy, St. James Parish, Louisiana for the following reasons: (1) The Title V Permit fails to incorporate applicable PSD requirements because: LDEQ violated the PSD public participation requirements; certain stack tests show the NO<sub>x</sub> emissions exceed PSD thresholds, yet the Title V Permit fails to include applicable PSD requirements for NO<sub>x</sub> emissions; LDEQ failed to support its conclusion that emissions from the yield improvement project do not trigger PSD review; and LDEQ failed to apply Best Available Control Technology to NO<sub>x</sub> emissions from the yield improvement project; (2) LDEQ failed to include emission limits for PM<sub>2.5</sub> emissions; and (3) the Title V Permit fails to include a case-specific Maximum Achievable Control Technology Standard for Noranda's Industrial Boilers.

On December 14, 2012, the Administrator issued an Order denying the petition. The Order explains the reasons behind EPA's conclusion to deny the petition.

Dated: January 17, 2013.

**Ron Curry,**

Regional Administrator, Region 6.

[FR Doc. 2013-02229 Filed 1-31-13; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9774-7]

### Notice of Proposed Administrative Cashout Agreement Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act; In Re: The Miller Salvage Superfund Site, Latham, Pike County, OH

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

**ACTION:** Notice; request for public comment.

**SUMMARY:** Notice is hereby given of a proposed administrative settlement under CERCLA concerning the Miller Salvage Superfund Site ("Site") in Latham, Pike County, Ohio. Subject to review and comment by the public pursuant to this Notice. The settlement resolves a United States Environmental Protection Agency claim under Sections 106, 107(a), and 122 of CERCLA, against one party who has executed binding