

Container Handling Facility, Department of the Army (DA) Permit Issuance, Mobile County, AL.

*Summary:* EPA continues to express concern due to impacts to wetlands. EPA recommended that the issue of avoiding/minimizing impacts to wetlands be further addressed in the Record of Decision.

ERP No. F-FHW-F40364-WI, Burlington Bypass State Trunk Highway Project, Construction, from WI-36, WI-11 and WI-83, Funding and COE Section 404 Permit, In the City of Burlington, Racine, and Walworth Counties, WI.

*Summary:* While EPA's previous objection regarding direct impacts to the fresh fen have been avoided, EPA continues to express concerns about indirect impacts to the fen and the need to provide a detailed wetland compensation plan.

ERP No. F-IBW-G39039-00, Rio Grande Canalization Project (RGCP), Long-Term River Management Alternatives Practices, Implementation, from below Percha Dam in Sierra County, NM to American Dam in El Paso, TX.

*Summary:* EPA has no objection to the prepared action.

ERP No. F-NPS-G65086-TX, Big Bend National Park General Management Plan, Implementation, Brewster County, TX.

*Summary:* No formal comment letter was sent to the preparing agency.

ERP No. F-NPS-K65251-AZ, Petrified Forest National Park General Management Plan Revision, Implementation, Navajo and Apache Counties, AZ.

*Summary:* No formal comment letter was sent to the preparing agency.

ERP No. F-NPS-K65267-CA, Point Reyes National Seashore (PRNS) and the North District of Golden Gate National Recreation Area (GGNRA) Fire Management Plan, Implementation, Marin County, CA.

*Summary:* No formal comment letter was sent to the preparing agency.

ERP No. FB-NOA-G64002-00, Reef Fish Fishery Management Plan Amendment 22, To Set Red Snapper Sustainable Fisheries Act Targets and Thresholds, Set a Rebuilding Plan, and Establish Bycatch Reporting Methodologies for the Reef Fish Fishery, Gulf of Mexico.

*Summary:* While EPA has no objection to the proposed action, EPA did request clarification on whether additional regulatory controls in the Shrimp FMP may be necessary to limit the juvenile red snapper that are caught as bycatch in shrimp fishery.

Dated: September 28, 2004.

**Ken Mittelholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

[FR Doc. 04-22088 Filed 9-30-04; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6656-2]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed September 20, 2004 through September 24, 2004

Pursuant to 40 CFR 1506.9.

*EIS No. 040455, Draft EIS, AFS, WA, Fish Passage and Aquatic Habitat Restoration at Hemlock Dam, Implementation, Gifford Pinchot National Forest, Mount Adams District, Skamania County, WA, Comment Period Ends:* November 15, 2004, *Contact:* Bengt Coffin (509) 395-3425.

*EIS No. 040456, Draft EIS, NRS, OR, Williamson River Delta Restoration Project, To Restore and Maintain the Ecological Functions of the Delta, Williamson River, Klamath County, OR, Comment Period Ends:* November 15, 2004, *Contact:* Kevin Conroy (541) 883-6924. Ext 115.

*EIS No. 040457, Draft Supplement, AFS, AZ, NM, Southwestern Region Amendment of Forest Plans, Updated Information, Implementation, Standard and Guidelines for Northern Goshawk and Mexican Spotted Owl, AZ and NM, Comment Period Ends:* November 15, 2004, *Contact:* Lou Wottering (505) 842-3898.

*EIS No. 040458, Draft EIS, NIH, MD, National Institutes of Health (NIH) Master Plan 2003 Update, National Institutes of Health Main Campus, Bethesda, MD, Montgomery County, MD, Comment Period Ends:* November 29, 2004, *Contact:* Ron Wilson (301) 496-5037.

*EIS No. 040459, Draft EIS, IBR, CA, Sacramento River Settlement Contractors (SRSR) To Renew the Settlement Contractors Long-Term Contract Renewal for 145 Contractors, Central Valley Project (CVP), Sacramento River, Shasta, Tehama, Butte, Glenn, Colusa, Sutter, Yolo, Sacramento, Portion of Placer and Solano Counties, CA, Comment*

*Period Ends:* November 15, 2004, *Contact:* Buford Holt (916) 989-7179.

Dated: September 28, 2004.

**Ken Mittelholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

[FR Doc. 04-22089 Filed 9-30-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7822-9]

### Availability of FY 03 Grant Performance Reports for State of KY; and the Local Agencies of Louisville, KY, Knox County, TN and Memphis-Shelby County, TN

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

**ACTION:** Notice of availability of grantee performance evaluation reports.

**SUMMARY:** EPA's grant regulations (40 CFR 35.115) require the Agency to evaluate the performance of agencies which receive grants. EPA's regulations for regional consistency (40 CFR 56.7) require that the Agency notify the public of the availability of the reports of such evaluations. EPA performed end-of-year evaluations of one state air pollution control program (Commonwealth of Kentucky); and three local programs (Louisville Metro Air Pollution Control District, KY; Memphis-Shelby County Health Department, TN; and Knox County Department of Air Quality Management, TN). The four evaluations were conducted to assess the agencies' performance under the grants awarded by EPA under authority of section 105 of the Clean Air Act. EPA Region 4 has prepared reports for each agency identified above and these reports are now available for public inspection.

**ADDRESSES:** The reports may be examined at the EPA's Region 4 office, 61 Forsyth Street, SW., Atlanta, Georgia 30303, in the Air, Pesticides, and Toxics Management Division.

**FOR FURTHER INFORMATION CONTACT:** Marie Persinger (404) 562-9048 for information concerning the State of Kentucky and the local agency of Louisville, Kentucky; and Rayna D. Brown (404) 562-9093 for the local agencies of Knox County, Tennessee and Memphis-Shelby County, Tennessee. They may be contacted at the above Region 4 address.

Dated: September 16, 2004.

**A. Stanley Meiburg,**

*Deputy Regional Administrator, Region 4.*

[FR Doc. 04-22085 Filed 9-30-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7822-8]

### Valley Chemical Superfund Site Notice of Proposed Settlement

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

**ACTION:** Notice of proposed settlement.

**SUMMARY:** The United States Environmental Protection Agency is proposing to enter into an Agreement that will settle a section 106(b) Petition that Hercules filed in 1997 pursuant to section 122 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9622(h)(1) concerning the Valley Chemical Superfund Site in Greenville, Washington County, Mississippi. In the Agreement, Hercules agrees to drop its section 106(b) Petition in exchange for addressing past costs at three other sites in Region 4. The sites are the Terry Creek Dredge Spoil Area/Hercules Outfall Superfund Site located in Brunswick, Glynn County, Georgia; the Hercules 009 Landfill Superfund Site located in Brunswick, Glynn County, Georgia; and the T.H. Agriculture & Nutrition Company Superfund Site located in Albany, Dougherty County, Georgia. EPA will consider public comments on the proposed settlement until November 1, 2004. EPA may withdraw from or modify the proposed settlement should such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper or inadequate. Copies of the proposed settlement are available from: Ms. Paula V. Batchelor, U.S. EPA, Region 4, (WMD-SEIMB), 61 Forsyth Street, SW, Atlanta, Georgia 30303, (404) 562-8887, [Batchelor.Paula@EPA.GOV](mailto:Batchelor.Paula@EPA.GOV).

Written comments may be submitted to Ms. Batchelor within 30 calendar days of the date of this publication.

Dated: September 20, 2004.

**Rosalind Brown,**

*Chief, Superfund Enforcement & Information Management Branch, Waste Management Division.*

[FR Doc. 04-22086 Filed 9-30-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7823-1]

### Notice of Availability of Draft NPDES General Permits for Certain Publicly Owned Treatment Works and Other Treatment Works in the States of Massachusetts and New Hampshire and Indian Country Lands in the State of Massachusetts

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

**ACTION:** Notice of Availability of Draft NPDES General Permits MAG580000 and NHG580000.

**SUMMARY:** The Director of the Office of Ecosystem Protection, Environmental Protection Agency—Region 1, is today providing notice of availability for public comment the Draft National Pollutant Discharge Elimination System (NPDES) general permits for certain Publicly Owned Treatment Works (POTWs) and other treatment works treating domestic sewage in the States of Massachusetts and New Hampshire and Indian Country Lands located in the State of Massachusetts. These draft general permits establishes notification requirements, effluent limitations, standards, and prohibitions, for discharges to freshwaters and marine waters.

Coverage under these general permits will be available to facilities classified as minor facilities in Massachusetts or classified as major or minor facilities in New Hampshire. Owners and/or operators of POTWs and other treatment works treating domestic sewage, including those facilities currently authorized to discharge under individual NPDES permits, will be eligible to apply for coverage under the final general permit and will receive a written notification from EPA whether permit coverage and authorization to discharge under one of the general permits is approved. The eligibility requirements, including the requirement that the facility have a dilution factor equal to or greater than 50 in the receiving water, are discussed in detail in the fact sheet and general permits. These general permits do not cover new sources as defined under 40 CFR 122.2.

**DATES:** Comments must be received or postmarked by midnight on November 1, 2004. Interested persons may submit comments on the draft general permits as part of the administrative record to the EPA—Region 1 at the address given below. Within the comment period, interested persons may also request in writing a public hearing pursuant to 40

CFR 124.12 concerning the draft general permits. All public comments or requests for a public hearing must be submitted to the address below.

**ADDRESSES:** Written comments may be hand delivered or mailed to: EPA—Region 1, Office of Ecosystem Protection (CPE), 1 Congress Street, Suite 1100, Boston, Massachusetts 02114-2023 and also sent via e-mail to [wandle.bill@epa.gov](mailto:wandle.bill@epa.gov). No facsimiles (faxes) will be accepted. The draft permits are based on an administrative record available for public review at EPA—Region 1, Office of Ecosystem Protection (CPE), 1 Congress Street, Suite 1100, Boston, Massachusetts 02114-2023. Copies of information in the record are available upon request. A reasonable fee may be charged for copying.

**FOR FURTHER INFORMATION CONTACT:** Additional information concerning the draft permits may be obtained between the hours of 8 a.m. and 4 p.m. Monday through Friday excluding holidays from: William Wandle, Office of Ecosystem Protection, Environmental Protection Agency, 1 Congress Street, Suite 1100 (CPE), Boston, MA 02114-2023, telephone: (617) 918-1605, e-mail: [wandle.bill@epa.gov](mailto:wandle.bill@epa.gov).

**SUPPLEMENTARY INFORMATION:** The draft general permit may be viewed over the Internet via the EPA—Region 1 Web site for dischargers in Massachusetts at <http://www.epa.gov/ne/npdes/mass.html> and for dischargers in New Hampshire at <http://www.epa.gov/ne/npdes/newhampshire.html>. The draft general permits include the freshwater and marine acute toxicity protocols, sludge guidance, standard permit conditions in Part II and the fact sheet which sets forth principal facts and the significant factual, legal, and policy questions considered in the development of the draft permits and provides the facilities eligible for permit coverage. To obtain a paper copy of the documents, please contact William Wandle using the contact information provided above. A reasonable fee may be charged for copying requests.

When the general permits are issued, the notice of final issuance will be published in the **Federal Register**. The general permits shall be effective on the date specified in the notice of final issuance of the general permits published in the **Federal Register** and will expire five years from the effective date.