

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7664-4]

**Notice of Proposed Purchaser Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as Amended****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986, ("CERCLA"), 42 U.S.C. 9601-9675, notice is hereby given that a proposed prospective purchaser agreement ("Purchaser Agreement") associated with the Whitmoyer Laboratories Superfund Site, Myerstown, Lebanon County, Pennsylvania was executed by the Environmental Protection Agency and the Department of Justice and is now subject to public comment, after which the United States may modify or withdraw its consent if comments received disclose facts or considerations which indicate that the Purchaser Agreement is inappropriate, improper, or inadequate. The Purchaser Agreement would resolve certain potential EPA claims under sections 106 and 107 of CERCLA, 42 U.S.C. 9606, 9607, against the Jackson Township and Jackson Township Recreational Authority (collectively, the "Purchaser"). The settlement would require the Purchaser to, among other things, use the Property as a recreational green space in accordance with use restrictions to preserve the protective site features and the monitoring, routine maintenance and reporting requirements set forth in the Purchaser Agreement.

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the Purchaser Agreement. The Agency's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103.

**DATES:** Comments must be submitted on or before June 18, 2004.**ADDRESSES:** The Purchaser Agreement and additional background information relating to the Purchaser Agreement are available for public inspection at the U.S. Environmental Protection Agency,

Region III, 1650 Arch Street, Philadelphia, PA 19103. A copy of the Purchaser Agreement may be obtained from Patricia C. Miller (3RC41), Senior Assistant Regional Counsel, U.S. Environmental Protection Agency, 1650 Arch Street, Philadelphia, PA 19103. Comments should reference the "Whitmoyer Laboratories Superfund Site, Prospective Purchaser Agreement" and "EPA Docket No. CERC-03-2004-0003 PP" and should be forwarded to Patricia C. Miller at the above address.

**FOR FURTHER INFORMATION CONTACT:** Patricia C. Miller (3RC41), Senior Assistant Regional Counsel, U.S. Environmental Protection Agency, 1650 Arch Street, Philadelphia, PA 19103, Phone: (215) 814-2662.

Dated: May 10, 2004.

**Donald S. Welsh,***Regional Administrator, Region III.*

[FR Doc. 04-11342 Filed 5-18-04; 8:45 am]

**BILLING CODE 6560-50-P****ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7664-3]

**Proposed Prospective Purchaser Agreement and Covenant Not To Sue Under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 Regarding the General Color Company Superfund Site, Camden, New Jersey****AGENCY:** Environmental Protection Agency.**ACTION:** Notice of proposed prospective purchaser agreement and opportunity for public comment.

**SUMMARY:** The United States Environmental Protection Agency ("EPA") is proposing to enter into an administrative settlement to resolve claims under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9601 *et seq.* Notice is being published to inform the public of the proposed settlement and of the opportunity to comment. This settlement is intended to resolve a prospective purchaser's liability for response costs incurred by EPA at the General Color Company Superfund Site in Camden, New Jersey.

**DATES:** Comments must be provided on or before June 18, 2004.**ADDRESSES:** Comments should be addressed to the U.S. Environmental Protection Agency, Office of Regional Counsel, 290 Broadway-17th Floor,

New York, New York 10007-1866 and should refer to: In the Matter of the General Color Company Superfund Site, U.S. EPA Region II Docket No. CERCLA-02-2004-2013.

**FOR FURTHER INFORMATION CONTACT:** U.S. Environmental Protection Agency, Office of Regional Counsel, 290 Broadway-17th Floor, New York, New York 10007-1866, Attention: Alexandra Ince, Esq. (212) 637-3144.**SUPPLEMENTARY INFORMATION:** In accordance with EPA guidance, notice is hereby given of a proposed administrative settlement concerning the General Color Company Superfund Site, located in the City of Camden, Camden County, New Jersey. CERCLA provides EPA the authority to settle certain claims for response costs incurred by the United States with the approval of the Attorney General of the United States.

The proposed settlement provides that Westfield Acres Urban Renewal Associates II, LP, a private developer which plans on redeveloping the General Color Company Superfund Site, will perform work at the Site in return for a covenant not to sue under sections 106 or 107 of CERCLA from the United States. EPA is also waiving any liens it may have at the General Color Company Superfund Site under sections 107(l) and 107(r) of CERCLA.

A copy of the proposed administrative settlement agreement and covenant not to sue, as well as background information relating to the settlement, may be obtained in person or by mail from EPA's Region II Office of Regional Counsel, 290 Broadway-17th Floor, New York, New York 10007-1866.

Dated: May 6, 2004.

**Anthony Cancro,***Acting Deputy Regional Administrator, Region 2.*

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**BILLING CODE 6560-50-P****ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7664-1]

**Proposed CERCLA Section 122(h) Administrative Agreement for the Lower Passaic River Study Area portion of the Diamond Alkali Superfund Site, located in and about Essex, Hudson, Bergen and Passaic Counties, New Jersey****AGENCY:** Environmental Protection Agency.