

## DEPARTMENT OF JUSTICE

**Notice of Lodging of Consent Decree in *In re Kaiser Aluminum Corporation Under the Comprehensive Environmental Response Compensation and Liability Act (CERCLA)***

Notice is hereby given that on August 22, 2003, a proposed Consent Decree was lodged with the United States Bankruptcy Court for the District of Delaware in *In re Kaiser Aluminum Corporation*, No. 02–10429 (JKF) (Bankr. D. Del.). The Consent Decree among the United States on behalf of U.S. EPA, Department of Interior, National Oceanic and Atmospheric Administration of the Department of Commerce, the States of Rhode Island, and Washington, the State of California Department of Toxic Substances Control and the State of California Department of Fish and Game, the Puyallap Tribe of Indians, the Debtor Kaiser Aluminum Corporation and certain of its Debtor affiliates, including Kaiser Aluminum & Chemical Corporation, resolves CERCLA claims against the Debtors for the following 66 hazardous waste sites, denominated as “Liquidated Sites” under the Consent Decree: Aberdeen Pesticide Dumps Superfund Site in Aberdeen, NC; American Chemical Services Site in Griffith, IN; Aqua Tech Environmental Inc. Site in Greer, SC; ARRCOM Corporation Site in Kootenai County, ID; Bay Area Drum Site in San Francisco, CA; Bay Drums (a.k.a. Peak Oil Co.) Site in Brandon, FL; Bayou Sorrel Site in Bayou Sorrell, LA; Breslube Penn Superfund Site in Coropolis, PA; Cannons Engineering Corporation Site in Bridgewater, MA, Plymouth, MA and Londonderry, NH and Gilson Road, a.k.a. Sylvester’s in Nashua, NH; Casmalia Disposal Site in Santa Barbara County, CA; Center for Technology (a.k.a. CFT or Pleasanton Center for Technology) Site in Pleasanton, CA (with respect to the State of California only); Chemical Control Superfund Site in Elizabeth, NJ; Chemical Handling Corporation Site in Broomfield, CO; Coastal Radiation Services Site in St. Gabriel, LA; Combustion Inc. Site in Livingston, LA; Commencement Bay (Hylebos Waterway) Site in Tacoma, WA; Commercial Oil Services Site in Toledo, OH; Custom Distribution Services Site in Perth Amboy, NJ; Diamond State Salvage Yard in Wilmington, DE; Doepke-Holliday Site in Johnson County, KS; Douglassville Disposal/Berks Reclamation Site in Douglassville, PA; Dubose Oil Products Superfund Site in Cantonment, FL; Dutchtown Refinery

Site in Dutchtown, LA; Eastern Diversified Metals Superfund Site in Hometown, PA; Ekotek (a.k.a. Petrochem Recycling) Site in Salt Lake City, UT; Ellis Road Site in Jacksonville, FL; Envirotek II Site in Tonawanda, NY; Ettlenger’s Pit in Duval County, FL; Four County Landfill Site in De Long, IN; French Limited Site in Crosby, TX; Geigy Superfund Site in Aberdeen, NC; General Refining Site in Garden City, GA; Gibson Environmental, Inc. Site in Bakersfield, CA; Great Lakes Container Site in St. Louis, MO; Higgins Disposal Site in Somerset County, NJ; Hillsdale Drums Site in Hillsdale and Amite, LA; Huth Oil Services Site in Cleveland, OH; Laskin Poplar Site in Ashtabula County, OH; Liquid Disposal Site in Utica, MI; Liquid Dynamics Site in Chicago, IL; Lorentz Barrel & Drum Site in San Jose, CA; Marzone Site in Tipton, GA; Metamora Landfill Site in Lapeer County, MI; Moyer’s Landfill Site in Collegeville, PA; Operating Industries, Inc. Corporation Site in Monterey Park, CA; Pickettville Road Landfill Site in Jacksonville, FL; PRC Patterson Site in Patterson, CA; Pristine, Inc. Site in Reading, OH; Quicksilver Products, Inc. Site in Brisbane, CA (with respect to the State of California only); Richmond Railyard Site in Richmond, CA; Richmond Shipyard No. 2 (a.k.a. Marina Bay Development) Site in Richmond, CA; Rouse Steel Drums Site in Jacksonville, FL; Sadler Drum Superfund Site in Mulberry, FL; Sand Springs Petrochemical Complex Site in Sand Springs, OK; Sea Cliff Marina Site in Richmond, CA (with respect to the State of California only); Spokane Junkyard in Spokane, WA; Stickney Ave. Landfill & Tyler St. Dump Site in Toledo, OH; Tacoma Reduction Facility Site in Tacoma, WA; Tex-Tin Site in Texas City, TX; Tremont City Landfill Site in Clark County, OH; Tri-County and Elgin Landfills Site in South Elgin, IL; Waste, Inc. Landfill Site in Michigan City, IN; West County Landfill Site in Contra Costa County, CA; West Virginia Ordnance Works (a.k.a. Point Pleasant Landfill) Site in Mason County, WV; XTRON Site in Blanding, UT; and Yellow Water Road Superfund Site in Baldwin, FL.

Under the Consent Decree, in addition to amounts previously paid, the Debtors have agreed to allowed claims in the total amount of \$24,486,021. The Consent Decree also contains provisions pertaining to the treatment of four other categories of sites: Debtor-Owned Sites, Discharged Sites, Additional Sites, and Reserved Sites.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments

relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611, and should refer to *In re Kaiser Aluminum Corp.*, D.J. Ref. 90–11–3–00769/1. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Consent Decree may be examined at the Office of the United States Attorney for the District of Delaware, 1201 Market Street, Suite 1100, Wilmington, DE, and at the United States Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514–0097, phone confirmation number (202) 514–1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$11.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Bruce S. Gelber,**

*Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 03–21919 Filed 8–26–03; 8:45 am]

BILLING CODE 4410–15–M

## DEPARTMENT OF JUSTICE

**Notice of Lodging of Material Modification of Consent Decree Under the Residential Lead-Based Paint Hazard Reduction Act of 1992**

Notice is hereby given that on August 12, 2003, a proposed Material Modification of Consent Decree in *United States v. Wolin-Levin, Inc.*, Civil No. 01 C 7580, was lodged with the United States District Court for the Northern District of Illinois.

A Consent Decree was entered in this section on March 12, 2002, between defendant Wolin-Levin, Inc., a real estate management company doing business in the City of Chicago, the United States, and plaintiff-intervenors the State of Illinois, Cook County and the City of Chicago.

The Material Modification of Consent Decree changes the performances standard for the work that will be done pursuant to the Consent Decree. In addition, the Material Modification of Consent Decree provides that defendant Wolin-Levin, Inc. establish a \$300,000 letter of credit to guarantee certain of its obligation under the modified Consent Decree.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication, comments relating to the Material Modification of Consent Decree. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, P.O. Box 7611, Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Wolin-Levin, Inc.*, D.J. Ref. 90-11-2-06829/1.

The Consent Decree may be examined at the Office of the United States Attorney, Jonathan Haile, Assistant U.S. Attorney, 5th Floor, 219 S. Dearborn St., Chicago, Illinois 60604. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Website, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from Consent Decree Library, P.O. Box 76121, U.S. Department of Justice, Washington, DC 20044-7611, or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 616-6584, phone confirmation number (202) 514-1547. In requesting a copy, please enclose a check in the amount of \$12.00 (48 pages at 48 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen Mahan,**

*Assistant Section Chief, Environmental Enforcement Section, Environmental and Natural Resources Division.*

[FR Doc. 03-21922 Filed 8-26-03; 8:45 am]

**BILLING CODE 4410-15-M**

**NUCLEAR REGULATORY COMMISSION**

[Docket No. 70-143]

**Nuclear Fuel Services, Inc.; Correction of Amendment 39 Authorizing Operations in the Uranyl Nitrate Building**

**ACTION:** Notice of availability; Corrected Amendment 39 to Materials License SNM-124.

**FOR FURTHER INFORMATION CONTACT:** Mary Adams, Fuel Cycle and Safety Branch, Office of Nuclear Materials,

Safety and Safeguards, 11554 Rockville Pike, Rockville, MD 20852; telephone (301) 415-7249; or by e-mail at [mta@nrc.gov](mailto:mta@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

Amendment 39 to Materials License SNM-124 was issued on July 7, 2003. Safety Condition S-1 in Amendment 39 failed to reference the supplement to the Nuclear Fuel Services (NFS) license application dated April 16, 2003. NRC staff used the commitments in this supplement as the basis for approving management measures for items relied on for safety at the Uranyl Nitrate Building. Safety Condition S-1 has been corrected to add the date of April 16, 2003.

The corrected Amendment 39 is available electronically for public inspection and copying for a fee in the NRC Public Document Room, One White Flint North Building, 11555 Rockville, MD 20852, or from the Publicly Available Records (PARS) component of NRC's Agency-wide Documents Access and Management System (ADAMS) under accession number ML031890762. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). If you do not have access to ADAMS, or if there are problems accessing the documents located in ADAMS, contact the NRC Public Document Room Reference staff at 1(800) 397-4209 or by e-mail at [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 13th day of August, 2003.

For the U.S. Nuclear Regulatory Commission.

**Mary T. Adams,**

*Project Manager, Fuel Cycle Facilities Branch, Division of Fuel Cycle Safety and Safeguards, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 03-21881 Filed 8-26-03; 8:45 am]

**BILLING CODE 7590-01-P**

**NUCLEAR REGULATORY COMMISSION**

[Docket Nos. 50-272 and 50-311]

**PSEG Nuclear, LLC, Salem Nuclear Generating Station, Unit Nos. 1 and 2; Environmental Assessment and Finding of No Significant Impact**

The U.S. Nuclear Regulatory Commission (NRC) is considering the issuance of amendments to Facility Operating License Nos. DPR-70 and DPR-75, issued to PSEG Nuclear, LLC (the licensee), for operation of the Salem Nuclear Generating Station (Salem),

Unit Nos. 1 and 2, located in Salem County, New Jersey. Therefore, as required by Title 10 of the Code of Federal Regulations (10 CFR) Section 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

**Environmental Assessment**

*Identification of the Proposed Action:* The proposed action would allow the licensee to make an editorial change to the Salem Technical Specifications (TSs) by revising the description of the P-7 permissive interlock defined in TS Table 3.3-1, "Reactor Trip System Instrumentation," in accordance with the licensee's application dated April 10, 2003.

*The Need for the Proposed Action:* The proposed action would revise the description of the P-7 permissive interlock defined in TS Table 3.3-1 due to changes in the design of the high pressure turbine. As part of this design change, the pressure taps for transmitters PT505 and PT506 will be relocated. Consequently, the description for the "Turbine impulse chamber pressure" will be changed to "Turbine steam line inlet pressure." The proposed action is considered an editorial change.

*Environmental Impacts of the Proposed Action:* The NRC has completed its evaluation of the proposed action and concludes, as set forth below, that there are no significant environmental impacts associated with the administrative and editorial changes to the Salem TSs.

The proposed action will not significantly increase the probability or consequences of accidents, no changes are being made in the types of effluents that may be released offsite, and there is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential nonradiological impacts, the proposed action does not have a potential to affect any historic sites. It does not affect nonradiological plant effluents and has no other environmental impact. Therefore, there are no significant nonradiological environmental impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

*Environmental Impacts of the Alternatives to the Proposed Action:* As an alternative to the proposed action, the staff considered denial of the