

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: the National Pollutant Discharge Elimination System (NPDES) Compliance Assessment/Certification Information (OMB Control No. 2040-0110, expiration date 9/30/96). The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before August 29, 1996.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, (202) 260-2740, and refer to EPA ICR No. 1427.05.

SUPPLEMENTARY INFORMATION:

Title: Information Collection Request for the National Pollutant Discharge Elimination System (NPDES) Compliance Assessment/Certification Information (OMB Control No. 2040-0110; EPA ICR No. 1427.05) expiring 9/30/96. This is a revision of a currently approved collection.

Abstract: Compliance assessment reporting requirements consist of routine submittals which may include annual certifications, reports submitted when a compliance schedule milestone is reached, and non-routine submittals, which are required when certain conditions occur (e.g., unanticipated bypass). Permit writers need this information to determine if permittees are complying with the terms and conditions of their permits. The information is mandatory, established by (1) reporting requirements in 40 CFR Part 122, Sections: 122.41(e)(5); 122.41(j) and (l); 122.41 (m) and (n); 122.44; and, (2) inspection and recordkeeping requirements for storm water associated with industrial discharges in 40 CFR Part 122, Section 122.41(i)(4) (i) and (ii). This ICR fully integrates compliance assessment requirements previously covered under the Storm Water Implementation ICR (OMB No. 2040-0004); sewage sludge; and certification for exemption from monitoring for seven industrial categories (OMB No. 2040-0033); and, includes consideration for new storm water sources, many of which were permitted for the first time in the last three years. Users of the data include Federal (EPA) and State permitting authorities for determining compliance under the above citations.

An agency may not conduct or sponsor, and a person is not required to

respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR Part 9 and 48 CFR Chapter 15. The Federal Register Notice required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 9, 1996 (61 FR 15801; a technical correction was published on May 8, 1996 (61 FR 20814). No comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 6 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: NPDES permittees.

Estimated Number of Respondents: 23,673.

Frequency of Response: Variable, as needed.

Estimated Total Annual Hour Burden: 744,865 hours.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses. Please refer to EPA ICR No. 1427.05 and OMB Control No. 2040-0110 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OPPE Regulatory Information Division (2137), 401 M Street, SW., Washington, DC 20460

and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

Dated: July 23, 1996.

Joseph Retzer,

Director, Regulatory Information Division.

[FR Doc. 96-19324 Filed 7-29-96; 8:45 am]

BILLING CODE 6560-50-P

[FRL-SS44-6]

Proposed Administrative Settlement Under Section 122(h) and Section 106(a) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as Amended, 42 U.S.C. 9622(h) and 42 U.S.C. 9606(a), Black Hawk Iron and Metals Site, Waterloo, IA

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed administrative settlement; Black Hawk Iron and Metal Site, Waterloo, Iowa.

SUMMARY: The 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 (CERCLA), as amended, 42 U.S.C. 9622(h). This settlement is intended to resolve the liability of Chicago Central & Pacific Railroad, for the response costs incurred and to be incurred at the Black Hawk Iron and Metal Superfund Site, Waterloo, Iowa.

DATES: Written comments must be provided on or before August 29, 1996.

ADDRESSES: Comments should be addressed to Belinda Holmes, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101 and should refer to: In the Matter of Black Hawk Iron and Metal Site, Waterloo, Iowa, Chicago Central & Pacific Railroad, EPA Docket No. 96-F-0006.

FOR FURTHER INFORMATION CONTACT: Belinda Holmes, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7714.

SUPPLEMENTARY INFORMATION: The proposed settling party is Chicago Central and Pacific Railroad Company (CCP), the owner and operator of approximately a 0.25 acre active railroad spur, that is part of the Black Hawk Iron and Metal Superfund Site (the Site).

The Black Hawk Iron and Metal Site was operated as a scrap metal salvage operation from the early 1950s until May, 1991. At least three separate businesses have operated at the Site,

including Black Hawk Iron and Metal, Inc., R&M Midwest Metals, Inc., and Capital Metals, Inc. Various salvage operations at the Site included resale of scrap metal and transformers and lead reclamation from batteries, as well as smelting of copper and other metals. The Site is approximately 4.5 acres in size and is comprised of two parcels, divided by a 0.25 acre active railroad spur owned and operated by CCP. The Site is surrounded by approximately twenty-three (23) single family residences on the West, North and East sides. The strip of land on which the rail spur is built was conveyed to the Dubuque & Sioux City Railroad Company by two separate deeds in October, 1925 and June, 1928. The strip of property, including the rail spur, was conveyed to the Illinois Central Railroad Company in December, 1985 as part of CCP's purchase of several rail lines from Illinois Central Railroad. The parcels north and south of the rail spur are owned by other potentially responsible parties. The south 1.3 acre parcel was used for the disposal of broken battery casings and the scrap debris, including empty wooded wire rope spools.

In November, 1993, neighborhood residents reported to the Waterloo Fire Department that a child had returned home from the Site with a small jar of metallic mercury which the child had collected while playing at the Site. The Waterloo Fire Department referred the matter to the Black Hawk County Health Department and IDNR for investigation. IDNR requested assistance from EPA, and EPA personnel visited the Site and collected several samples from the Site. Mercury in concentrations of up to 3,490 mg/kg, arsenic in concentrations up to 59.9 mg/kg, antimony in concentrations up to 1,200 mg/kg, copper in concentrations up to 313,000 mg/kg, and lead in concentrations up to 53,000 mg/kg were present in soils at the site. In addition soil samples from ten of the adjacent residents contained lead in concentrations exceeding 500 mg/kg.

A large percentage of the surface area of CCP's property was covered with battery casings and fragments of lead plates.

In June 1994, EPA conducted an emergency removal action to stabilize conditions at the Site. Residential soils containing lead at levels greater than 500 mg/kg were removed and impounded on-site. In addition, 3,500 linear feet of security fencing was installed around the north and south parcels. During the summer of 1995, CCP performed its own investigation of the Soils on the 0.25 acre rail spur. Results of sampling conducted by CCP

showed lead in surface soil at concentrations up to 1,690 mg/kg, and in subsurface soil at concentrations up to 17,840 mg/kg.

On August 28, 1995, the Regional Administrator of EPA Region VII, signed an Action Memorandum authorizing a second removal action at the Site. The Action Memorandum, among other things, authorized EPA to excavate and dispose of contaminated surface soil at the Site, including the soil beneath and around the rail spur owned by Respondent. The total cost of cleanup of the Site was estimated at approximately \$3.8 million. The Action Memorandum includes a determination by EPA that the Site, if unaddressed, presents an imminent and substantial endangerment to public health or welfare or to the environment. Part of the basis for this determination was the continued possibility that neighborhood children would be exposed to the contamination at the Site by trespassing on the Site or by inhalation of dust blown from the Site.

The proposed settlement provides that Respondent shall comply with the following provisions:

1. CCP shall pay to the EPA Hazardous Substance Superfund ninety thousand dollars (\$90,000.00) in reimbursement of past and future response costs. In addition, the settlement required CCP to perform a portion of the work at the Site, including removing and replacing rails and equipment, and grading and building a crossing.

2. CCP is also required to provide access to the property within the site owned by CCP until EPA completion of all response activities at the Site.

3. The proposed settlement further provides CCP with a covenant not to sue CCP for judicial imposition of damages or civil penalties or to take administrative action against CCP provided CCP performs as required under the terms of the settlement.

The settlement has been approved by the Attorney General in accordance with Section 122(h)(1) of CERCLA, 42 U.S.C. 122A(h)(1).

Dated: July 5, 1996.
William Rice,
Acting Regional Administrator.
[FR Doc. 96-19327 Filed 7-29-96; 8:45 am]
BILLING CODE 6560-50-M

[FRL-5540-4]

Notice of Availability for Administrative Records of CERCLA Response Actions

SUMMARY: The Environmental Protection Agency (EPA) announces the

availability of files comprising the administrative record for the selection of response actions at the following sites. The authority for selection of response action at these sites is found in the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) as amended. The administrative record file includes documents which form the basis for the selection of a response action. EPA seeks to inform the public of the availability of the record files. This is not an inclusive list of sites at which EPA is taking action under CERCLA, nor does it provide an inclusive list of actions taking place at any site. The list does not include Federally-owned facilities or response actions for which a State Agency is the lead Agency.

Provisions surrounding administrative record files for CERCLA responses—including provisions for public availability, submission of public comments, and EPA responses to comments—are found in National Contingency Plan (NCP) Sections 300.415(m), 300.439(f)(3), and Subpart I. For the actions listed below, administrative record files have been or soon will be available for public inspection. Among files that are available, some have already entered a public comment period, while others have not.

FOR FURTHER INFORMATION CONTACT: Contact the Administrative Record Coordinator (ARC) for the Region in which the site occurs. Administrative Records Coordinators and their telephone numbers are listed in the notice at the beginning of each Regional section.

Dated: July 1, 1996.
Linda Boornazian,
Acting Director, Office of Site Remediation Enforcement.

For further information on Region 1 sites, contact Administrative Record Coordinator Margaret Meehan, at 617/573-9647.

Atlas Tack Corp MAD001026319,
Bristol County, MA
Operable Unit 01: Remedial
Investigation started on 9/18/89
Barkhamsted-New Hartford Landfill
CTD980732333, Litchfield County,
CT

Operable Unit 01: Remedial
Investigation started on 9/30/91
Bennington Municipal Sanitary Landfill
VTD981064223, Bennington
County, VT

Operable Unit 01: Remedial
Investigation started on 6/28/91
BFI Sanitary Landfill (Rockingham)
VTD980520092, Windham County,
VT