

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Docket No. RM95-9-003]

Open Access Same-Time Information
System and Standards of Conduct;
Notice of Filing of Emergency Motion
for Clarification

February 26, 1999.

Take notice that on February 25, 1999, Enron Power Marketing, Inc. (EPMI) and Coral Poser, L.L.C. (collectively Movants) jointly filed an emergency motion for clarification of the Commission's notice of proposed rulemaking issued in this proceeding on February 3, 1999.¹ Movants state that, on February 23, 1999, Mid-Continent Area Power Pool (MAPP) notified EPMI and others that, starting on March 1, 1999, MAPP intends to change the confirmation time limits in Schedule F of its Individual Open Access Tariff,² to match the guides on confirmation time limits contained in Table 4-2 of the "Industry Report to the Federal Energy Regulatory Commission on OASIS Phase IA Business Practices" jointly submitted to the Commission by the Commercial Practices Working Group and the OASIS How Working Group.

Movants argue that the Commission should clarify that MAPP and other transmission providers may not implement any of the proposals in the NOPR until they demonstrate that those proposals are consistent with or superior to the pro forma tariff or until the Commission issues a final rule after review of the comments to the NOPR (due on or before April 5, 1999).

Any person desiring to be heard or to protest said filing should file an answer with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Rule 213 of the Commission's Rules of Practice and Procedure (18 CFR 385.213). All such answers should be filed on or before March 12, 1999. Copies of this filing are on file with the Commission and are available for public inspection.

David P. Boergers,

Secretary.

[FR Doc. 99-5339 Filed 3-3-99; 8:45 am]

BILLING CODE 6717-01-M

¹ Open Access Same-Time Information System and Standards of Conduct, *notice of proposed rulemaking*, 64 Fed. Reg. 5206 (1999) (NOPR).

² See Attachment A to MAPP filing in Docket No. ER99-993-000, dated December 23, 1998. This filing was approved by the Commission in Mid-Continent Area Power Pool, 86 FERC ¶ 61,155 (1999).

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Project No. 2042-010]

Public Utility District No. 1 of Pend
Oreille County; Notice of Availability of
Environmental Assessment

February 26, 1999.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47910), the Office of Hydropower Licensing (OHL) reviewed the proposal to add project lands in the upstream portion of the project reservoir that were not included within the original project boundary for the Box Canyon Hydroelectric Project in Pend Oreille County, Washington. In addition OHL reviewed an Offer of Settlement made by the parties to this proceeding. The Commission prepared an environmental assessment (EA) for the proposed action and offer of settlement. In the EA, the Commission concludes that approval of the proposed boundary change and offer of settlement will not constitute a major federal action significantly affecting the quality of the human environment.

A copy of the EA is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The EA may be viewed on the web at www.ferc.fed.us/online/rims.htm (call 202-208-2222 for assistance).

Any questions on this notice should be addressed to James Hastreiter, E-mail address james.hastreiter@ferc.fed.us, or telephone 503-326-5858, ext. 225.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 99-5338 Filed 3-3-99; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION
AGENCY

[FRL-6306-3]

San Fernando Valley—Burbank
Operable Unit Superfund Site;
Proposed Notice of Administrative
SettlementAGENCY: 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 *et seq.*, notice is hereby given that a proposed Prospective Purchaser Agreement associated with the San Fernando Valley North Hollywood Superfund Site—Burbank Operable Unit was executed by the United States Environmental Protection Agency ("EPA") on December 30, 1998. The proposed Prospective Purchaser Agreement would resolve certain potential claims of the United States under sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607, against Cinnabar, Inc., Cinnabar California, Cinnabar Florida, and Kamork Partners (collectively the "Purchaser"). The Purchaser plans to acquire a three-acre parcel located within the Burbank Operable Unit in Burbank, California, which the Purchaser currently leases. The Purchaser intends to continue the current use of the property as the location of its business for the manufacture of scenery, props and movie miniatures. The proposed settlement would require the Purchaser to pay EPA \$ 50,000. EPA agreed to this amount based on the Purchaser's demonstration to EPA that the Purchaser has a limited ability-to-pay.

For thirty (30) calendar days following the date of publication of this notice, EPA will receive written comments relating to the proposed settlement. If requested prior to the expiration of this public comment period, EPA will provide an opportunity for a public meeting in the affected area. EPA's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105.

DATES: Comments must be submitted on
or before April 5, 1999.

ADDRESSES: *Availability:* The proposed Prospective Purchaser Agreement and additional background documentation relating to the settlement are available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105. A copy of the proposed settlement may be obtained from Marie M. Rongone, Assistant Regional Counsel (ORC-3), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105. Comments should reference "Cinnabar Prospective Purchaser Agreement, San Fernando Valley Superfund Site, Burbank Operable Unit," and "Docket

No. 99-04" and should be addressed to Marie M. Rongone at the above address.

FOR FURTHER INFORMATION CONTACT: Marie M. Rongone, Assistant Regional Counsel (ORC-3), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105; E-mail: rongone.marie@epamail.epa.gov; Phone: (415) 744-1313.

Dated: February 19, 1999.

Keith Takata,

Director, Superfund Division, U.S. EPA, Region IX.

[FR Doc. 99-5238 Filed 3-3-99; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6237-7]

No Discharge Zone Determinations for Broad Creek, Lake Keowee, Lake Murray, Lake Thurmond, and Lake Wylie

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) Region 4 has received petitions from the State of South Carolina requesting a determination that adequate and reasonably available pump out facilities exist for Broad Creek, Lake Keowee, Lake Murray, Lake Thurmond, and Lake Wylie. The purpose of this petition is to enable these water bodies to qualify for No Discharge Zone (NDZ) designation. The State of Georgia concurs with this determination for Lake Thurmond (known as Clarks Hill Lake in Georgia), and the State of North Carolina concurs with this determination for Lake Wylie.

The EPA Regional Administrator for Region 4 concurs with the State of South Carolina's determination. This action is taken pursuant to section 312(f)(3) of the Clean Water Act (CWA) and Public Law 92-500 as amended by Public Law 95-217 and Public Law 100-4, that adequate facilities for the safe and sanitary removal of sewage from all vessels are reasonably available for these water bodies to qualify as NDZs.

EPA's action allows prohibition regarding discharge from vessels to be applied by these States. Specifically, section 312(f)(3) of the CWA states:

After the effective date of the initial standards and regulations promulgated under this section, if any State determines that the protection and enhancement of the quality of some or all of the waters within such States

require greater environmental protection, such State may completely prohibit the discharge from all vessels of any sewage, whether treated or not into such waters, except that no such prohibition shall apply until the Administrator determines that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for such water to which such prohibition would apply.

According to the State of South Carolina, the following facilities and conditions exist for these five water bodies.

Broad Creek

Broad Creek is located on the Island of Hilton Head just north of Calibogue Sound. It is a shallow estuary extending across much of the island in a northeast to southwest direction, from its headwaters not far from the Atlantic Ocean to the mouth at Calibogue Sound. Its surface waters cover an area of 1.08 square miles (approximately 692 acres) in Beaufort county, South Carolina.

The facilities available for pumping out vessel holding tanks, addresses, telephone number, hours of operation, and vessel drafts are as follows:

- (1) Palmetto Bay Marina; 164-D Palmetto Bay Road, Hilton Head, South Carolina 29928; 843-785-3910; 8 AM-6:30 PM (summer) 8 AM-5:30 PM (winter); 22' draft.
- (2) Wexford Lock Harbor Marina; Wexford Plantation, Hilton Head, South Carolina 29928; 843-686-8805; 8 AM-5 PM year round; 8' draft.
- (3) Shelter Cove Marina; PO Box 5628, Hilton Head, South Carolina 29938; 843-842-7001; 7:30 AM-7 PM (summer) 7:30 AM-5PM (winter); 9' draft.

Marine toilet waste from all of these facilities will be treated in municipal wastewater treatment plants. It is estimated that 395 vessels in this area are equipped with Marine Sanitation Devices (MSD). Therefore the ratio of boats with MSDs to pump out facilities is 132 boats per pump out facility.

Lake Thurmond

Lake Thurmond (Clarks Hill Lake in Georgia) straddles the Georgia South Carolina Border. The dam is located approximately 10 miles north of Augusta, Georgia. This lake is a reservoir of approximately 70,000 acres with 1,200 miles of shoreline.

The facilities available for pumping out vessel holding tanks, addresses, telephone number, hours of operation, and vessel drafts are as follows:

- (1) Plum Branch Yacht Club; PO Box 370, Plum Branch, South Carolina 29845; 864-443-1380; 9 AM-9 PM (summer) 10 AM-2 PM (winter); 15' draft.
- (2) Tradewinds Marina; 5577 Marina Parkway, Appling, Georgia 30802; 706-541-1380; 9 AM-5:30 PM year round; 30' draft.

Marine toilet waste from these marinas will be treated in state approved septic tank systems. It is estimated that 74 vessels in this area are equipped with MSDs. Therefore, the ratio of boats with MSDs to pump out facilities is 37 boats per pump out facility.

Lake Murray

Lake Murray is located just north of the City of Columbia, South Carolina. This lake is a reservoir of approximately 78 square miles (50,000 acres) with 520 miles of shoreline.

The facilities available for pumping out vessel holding tanks, addresses, telephone number, hours of operation, and vessel drafts are as follows:

- (1) Dreher Island State Park; 3677 State Park Road, Prosperity, South Carolina 29127; 803-364-4152; 6 AM-9 PM (summer) 6 AM-6 PM (winter); 12' draft.
- (2) Jakes Landing; 220 Jakes Landing Road #2, Lexington, South Carolina 29072; 803-359-9268; 9 AM-8 PM (summer) 9 AM-5 PM (winter); 8' draft.
- (3) Lake Murray Marina; 1600 Marina Road, Ballentine, South Carolina 29002; 803-781-1585; 8 AM-7 PM (summer) 8 AM-5 PM (winter); 15' draft.
- (4) Lighthouse Marina; 1925 Johnson's Marina Road, Chapin, South Carolina 29026; 8 AM-8 PM (summer) 8 AM-5 PM (winter); 8' draft.
- (5) Night Harbor; 824 Yacht Club Point, PO Box 107, Ballentine, South Carolina 29002; hours of operation not available; 13' draft.
- (6) Robisons Lakeside Marina; 3072 Hwy 378, Leesville, South Carolina 29070; 803-532-4231; 9 AM-6 PM (summer) 9 AM-5 PM (winter); 5' draft.
- (7) Windward Point Yacht Club; PO Box 327, Irmo, South Carolina 29063; 803-781-2285; open 24 hours year round; 5' draft.

Marine toilet waste from these marinas will be treated as follows:

- Dreher Island State Park—.06 mgd package plant (NPDES Permit SC0026048).
- Jakes Landing, Lake Murray Marina, Windward Point—state approved septic tank Lighthouse Marina—public wastewater collection and treatment system.
- Night Harbor, Robison's Lakeside Marina—holding tank which is hauled to a municipal treatment facility.

It is estimated that 256 vessels in this area are equipped with MSDs. Therefore, the ratio of boats with MSDs to pump out facilities is 37 boats per pump out facility.

Lake Keowee

Lake Keowee is located in the northwest corner of South Carolina, approximately 30 miles west of Greenville, South Carolina. The surface