

CERCLA, 42 U.S.C. 9607, to reimburse the United States for response costs incurred in cleaning up Superfund sites without incurring substantial transaction costs. Under this authority the Environmental Protection Agency proposes to settle with potentially responsible parties at the Elizabethtown Landfill Superfund Site who are responsible for less than one percent of the volume of identified hazardous substances at the Site.

The *de minimis* party listed above will be required to pay its volumetric share of the Government's past response costs and the estimated future response costs at the Elizabethtown Landfill Superfund Site.

The Environmental Protection Agency will receive written comments to this proposed administrative settlement for thirty (30) days from the date of publication of this document. A copy of the Administrative Order on Consent can be obtained from the Environmental Protection Agency, Region III, Office of Regional Counsel, (3RC44), 1650 Arch Street, Philadelphia, Pennsylvania, 19103 by contacting Margaret Cardamone, Associate Regional Counsel, at (215) 814-2477.

Stanley L. Laskowski,

Acting Regional Administrator, Region III.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6363-4]

Proposed Administrative Settlement Under the Comprehensive Environmental Response, Compensation and Liability Act; Elizabethtown Landfill De Minimis Settlement

AGENCY: Environmental Protection Agency.

ACTION: Notice; request for public comment.

SUMMARY: The United States Environmental Protection Agency is proposing to amend a *de minimis* settlement which was entered on June 27, 1996, pursuant to section 122(g)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, (CERCLA), 42 U.S.C. 9622(g)(4). This proposed amendment is intended to resolve the liability under CERCLA of one additional *de minimis* party for response costs incurred by the United States Environmental Protection Agency at the Elizabethtown Landfill Superfund

Site, West Donegal Township, Lancaster County, Pennsylvania.

DATES: Comments must be provided on or before July 19, 1999.

ADDRESSES: Comments should be addressed to the Docket Clerk, United States Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania, 19103, and should refer to: In Re: Elizabethtown Landfill Superfund Site, West Donegal Township, Lancaster County, Pennsylvania, U.S. EPA Docket No. III-96-10-DC.

FOR ADDITIONAL INFORMATION CONTACT: Margaret Cardamone, Associate Regional Counsel, (215) 814-2477, United States Environmental Protection Agency, Office of Regional Counsel, (3RC44), 1650 Arch Street, Philadelphia, Pennsylvania, 19103.

Notice of De Minimis Settlement: In accordance with section 122(i)(1) of CERCLA, 42 U.S.C. 9622(i)(1), notice is hereby given of a proposed amendment to an administrative settlement concerning the Elizabethtown Landfill Superfund Site in West Donegal Township, Lancaster County, Pennsylvania. The amendment to the administrative settlement was signed by the United States Environmental Protection Agency, Region III's Regional Administrator on October 26, 1998, and is subject to review by the public pursuant to this Notice. The agreement has been approved by the Attorney General, United States Department of Justice or her designee. Listed below, is the party who was added to this agreement under the amendment and has executed binding certifications of its consent to participate in the settlement:

Pennsylvania Department of Health

This party agreed to pay \$117,062 to the United States Environmental Protection Agency subject to the contingency that the Environmental Protection Agency may elect not to complete the settlement based on matters brought to its attention during the public comment period established by this document.

EPA is entering into this agreement under the authority of sections 122(g) and 107 of CERCLA, 42 U.S.C. 9622(g) and 9607. Section 122(g) of CERCLA, 42 U.S.C. 9622(g), authorizes early settlements with *de minimis* parties to allow them to resolve their liabilities under, inter alia, section 107 of CERCLA, 42 U.S.C. 9607, to reimburse the United States for response costs incurred in cleaning up Superfund sites without incurring substantial transaction costs. Under this authority the Environmental Protection Agency

proposes to settle with potentially responsible parties at the Elizabethtown Landfill Superfund Site who are responsible for less than .39 percent of the volume of identified hazardous substances at the Site.

The *de minimis* party listed above will be required to pay its volumetric share of the Government's past response costs and the estimated future response costs at the Elizabethtown Landfill Superfund Site.

The Environmental Protection Agency will receive written comments to this proposed administrative settlement for thirty (30) days from the date of publication of this document. A copy of the proposed amendment to the Administrative Order on Consent, as well as the Administrative Order on Consent can be obtained from the Environmental Protection Agency, Region III, Office of Regional Counsel, (3RC44), 1650 Arch Street, Philadelphia, Pennsylvania, 19103 by contacting Margaret Cardamone, Associate Regional Counsel, at (215) 814-2477.

Stanley L. Laskowski,

Acting Regional Administrator, Region III.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6362-7]

Notice of Proposed Administrative Settlement Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as Amended by the Superfund Amendments and Reauthorization Act; Havertown PCP Superfund Site; CERCLA § 122(g) Administrative Settlement

AGENCY: Environmental Protection Agency.

ACTION: Notice; request for public comment.

SUMMARY: In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. 9622(i), notice is hereby given of two proposed administrative *de minimis* settlements concerning the Havertown PCP Superfund Site (the Site), Haverford Township, Delaware County, Pennsylvania (Proposed Settlements). The Proposed Settlements with the Philadelphia Chewing Gum Corporation and R&E Investments, Inc. (Settling Parties) has been approved by the Attorney General, or her designee, of the United States Department of Justice. The

Proposed Settlements were signed by the Regional Administrator of the United States Environmental Protection Agency (EPA), Region III, on February 9, 1999, pursuant to section 122(g) of CERCLA, 42 U.S.C. 9622 (g), and is subject to review by the public pursuant to this notice.

The Proposed Settlements resolve any potential claims that EPA may have had against the settling parties, who own property located above the plume of contaminated groundwater originating at the former National Wood Preservers, Inc. facility. The properties owned by the Settling Parties are located across the street from the former National Wood Preservers, Inc. Property. As part of the settlement, the Settling Parties have granted to EPA access rights and easements onto their properties so that EPA can implement its groundwater remedial action at the Site. The settlements do not require the payment of any money by the Settling Parties.

For thirty (30) days following the date of publication of this notice, EPA will receive written comments relating to the Proposed Settlement. EPA will consider all comments received and may withdraw or withhold consent to the Proposed Settlements if such comments disclose facts or considerations which indicate the Proposed Settlement are inappropriate, improper, or inadequate. EPA's response to any written comments received will be available for public inspection at the U.S. Environmental Protection Agency, Region III, 1605 Arch Street, Philadelphia, PA 19103.

DATES: Comments must be provided on or before July 19, 1999.

ADDRESSES: The proposed Settlement agreements are available for public inspection at the U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103. A copy of the Proposed Settlement agreements may be obtained from Suzanne Canning, Regional Docket Clerk (3RC00), U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103; telephone number (215) 814-2476. Comments should reference the "Havertown PCP Superfund Site" and EPA Docket Nos. III-98-095 and III-98-096 and should be forwarded to Suzanne Canning at the address above.

FOR FURTHER INFORMATION CONTACT: Andrew Duchovnay (3RC42), (215) 814-2484, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103.

Dated: June 3, 1999.

Thomas Voltaggio,

Acting Regional Administrator, Region III.

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OFFICE OF SCIENCE AND TECHNOLOGY POLICY

Evaluation of Performance as Required Under the Government Performance and Results Act

AGENCY: Office of Science and Technology Policy.

ACTION: Request for comments.

SUMMARY: This notice describes a survey that will be conducted by the President's Committee of Advisors on Science and Technology (PCAST) to evaluate the performance of the Office of Science and Technology Policy (OSTP) as required under the Government Performance Results Act (GPRA). Because the survey will be sent to more than nine non-governmental employees, the Office of Management and Budget must approve the survey instrument and thus notification to the public is required.

DATES: Comments must be received on or before August 17, 1999.

ADDRESSES: Submit written comments by mail to: GPRA/PCAST Review Committee, Office of Science and Technology Policy, Room 435, OEOB, Washington, DC 20502 or by fax to 202-456-6026.

FOR FURTHER INFORMATION CONTACT: Mr. Brian Kahin or Dr. Joan Porter, GPRA/PCAST Review Committee, Office of Science and Technology Policy, Room 435, OEOB, Washington, DC 20502 or by phone 202-456-6035 (Kahin) or 202-456-6101 (Porter).

SUPPLEMENTARY INFORMATION: PCAST will conduct a survey of approximately 200 individuals to determine how well OSTP is performing its mission as outlined in Public Law 94-282.

OSTP's continuing mission is set out in the National Science and Technology Policy, Organization, and Priorities Act of 1976 (Pub. L. 94-282). It calls for OSTP to:

Serve as a source of scientific and technological analysis and judgment for the President with respect to major policies, plans, and programs of the Federal Government.

The Act authorizes OSTP to:

- Advise the President and others within the Executive Office of the President on the impacts of science and technology (S&T) on domestic and international affairs;

- Lead an interagency effort to develop and implement sound S&T policies and budgets;

- Work with the private sector to ensure Federal investments in S&T contribute to economic prosperity, environmental quality, and national security;

- Build strong partnerships among Federal, State, and local governments, other countries, and the scientific community;

- Evaluate the scale, quality, and effectiveness of the Federal effort in S&T. OSTP's Senate-confirmed Director also serves as Assistant to the President for Science and Technology. In this role, he co-chairs the President's Committee of Advisors on Science and Technology (PCAST) and supports the President's National Science and Technology Council (NSTC).

A Senate-confirmed Associate Director leads each of OSTP's four divisions covering the areas of Environment, National Security and International Affairs, Science, and Technology. OSTP's four general goals flow directly from Public Law 94-282.

Goal 1: Advise

Provide sound, timely, clear, and accurate advice to the President and others within the Executive Office of the President on topics where S&T can have an impact on domestic and international affairs, and in areas where Federal action has the potential to advance or impede scientific or technological progress.

Performance on This Goal Will be Evaluated According to the Following Criteria

- OSTP is successful in achieving this goal if it delivers timely advice on topics of great importance to the Nation, and its efforts have a favorable effect on associated national policies and on Federal research and development (R&D) program priorities and budgets.

- OSTP is minimally effective in achieving this goal if it delivers advice on topics that are important to the Nation, and its efforts have a discernable effect on associated national policies and on Federal R&D program priorities and budgets.

Goal 2: Coordinate

Coordinate the development and implementation of the Administration's domestic and international S&T policies, programs, and budgets.