

uses RLF supplemental funds for remediation activities at a public building or to carry out a public work, the Buy American provisions of the Recovery Act apply. For example, if a private sector developer were to use an RLF loan to install a cap at a public building, the Buy American provisions of the Recovery Act would apply. Similarly, if a non-profit RLF subgrantee were to construct an alternate drinking water system connected to a public system as part of a remedial action at a brownfield site, the Buy American provisions of the Recovery Act would apply to the loan or subgrant. There may be other situations in which the Buy American provisions apply to the use of RLF supplemental funds by non-governmental borrowers and subgrantees for remediation activities at public buildings or public works as well.

Statutory and Executive Order Reviews: Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a “significant regulatory action” and is therefore not subject to OMB review. Because this grant action is not subject to notice and comment requirements under the Administrative Procedures Act or any other statute, it is not subject to the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) or sections 202 and 205 of the Unfunded Mandates Reform Act of 1999 (UMRA) (Pub. L. 104-4). In addition, this action does not significantly or uniquely affect small governments. Although this action does not generally create new binding legal requirements, where it does, such requirements do not substantially and directly affect Tribes under Executive Order 13175 (63 FR 67249, November 9, 2000). Although this grant action does not have significant Federalism implications under Executive Order 13132 (64 FR 43255, August 10, 1999), EPA consulted with states in the development of these grant guidelines. This action is not subject to Executive Order 13211, “Actions Concerning Regulations that Significantly Affect Energy Supply, Distribution, or Use” (66 FR 28355, May 22, 2001), because it is not a significant regulatory action under Executive Order 12866. This action does not involve technical standards; thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) do not apply. This action does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). The Congressional Review Act (5 U.S.C. 801 *et seq.*) generally provides that before certain

actions may take effect, the agency promulgating the action must submit a report, which includes a copy of the action, to each House of the Congress and to the Comptroller General of the United States. Since this grant action, when finalized, will contain legally binding requirements, it is subject to the Congressional Review Act, and EPA will submit its final action in its report to Congress under the Act.

Dated: June 23, 2009.

**David R. Lloyd,**

*Director, Office of Brownfields and Land Revitalization, Office of Solid Waste and Emergency Response.*

[FR Doc. E9-15688 Filed 7-1-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8594-9]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-1399 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed June 22, 2009 through June 26, 2009

Pursuant to 40 CFR 1506.9.

*EIS No. 20090215, Final EIS, AFS, MT,* Miller West Fisher Project, Proposes Land Management Activities, including Timber Harvest, Access Management, Road Storage and Decommissioning, Prescribed Burning and Precommercial Thinning, Miller Creek, West Fisher Creek and the Silver Butte Fisher River, Libby Ranger District, Kootenai National Forest, Lincoln County, MT, Wait Period Ends: 08/03/2009 Contact: Leslie McDougall 406-293-7773.

*EIS No. 20090216, Final EIS, COE, MS,* PROGRAMMATIC EIS—Mississippi Coastal Improvements Program (MsCIP), Comprehensive Plan, Implementation, Hancock, Harrison and Jackson Counties, MS, Wait Period Ends: 08/03/2009, Contact: Dr. Susan Ivester Rees 251-694-4141.

*EIS No. 20090217, Final EIS, AFS, AK,* Logjam Timber Sale Project, Proposes Timber Harvesting from 4 Land Use Designations, Tongass Land and Resource Management Plan, Thorne Bay Ranger District, Tongass National Forest, Prince of Wales Island, AK, Wait Period Ends: 08/03/2009, Contact: Frank Roberts 907-828-3250.

*EIS No. 20090218, Final EIS, NRC, PA,* GENERIC—License Renewal of

Nuclear Plants, Supplement 37 NUREG-1437, Regarding Three Mile Island Nuclear Station, Unit 1, Dauphin County, PA, Wait Period Ends: 08/03/2009, Contact: Sarah Lopas 301-415-1147.

*EIS No. 20090219, Final EIS, USA, GA,* Maneuver Center of Excellence at Fort Benning Project, Proposed Community Services, Personnel Support, Classroom Barracks, and Dining Facilities would be Constructed in three of the four Cantonment Areas, Fort Benning, GA, Wait Period Ends: 08/03/2009, Contact: Jennifer Shore 703-602-4238.

*EIS No. 20090220, Second Final Supplement, NOA, Amendment 10* Atlantic Mackerel, Squid, Butterfish Fishery Management Plan, Development of a Rebuilding Program that Allows Butterfish Stock to Rebuild in the Shortest Time Possible, Exclusive Economic Zone (EEZ), off the U.S. Atlantic Coast, Wait Period Ends: 08/05/2009, Contact: Patricia Kurkul 978-281-9250.

*EIS No. 20090221, Draft EIS, AFS, WI,* Northwest Sands Restoration Project, Restoring the Pine Barren Ecosystem, Implementation, Washburn District Ranger, Chequamegon-Nicolet National Forest, Bayfield County, WI, Comment Period Ends: 08/17/2009, Contact: Jennifer Maziasz 715-373-2667 ext. 235.

### Amended Notices

*EIS No. 20090190, Draft EIS, AFS, OR,* Wallowa-Whitman National Forest Travel Management Plan, Designate Roads Trails and Areas for Motor Vehicle User, Baker, Grant, Umatilla, Union and Wallowa Counties, OR, Comment Period Ends: 08/18/2009, Contact: Cindy Whitlock 541-962-8501 Revision to FR Notice Published 06/19/2009: Extending Comment Period from 08/17/2009 to 08/18/2009.

Dated: June 29, 2009.

**Robert W. Hargrove,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. E9-15693 Filed 7-1-09; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-8595-1]

### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental

Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7146.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 17, 2009 (74 FR 17860).

#### Draft EISs

*EIS No. 20090026, ERP No. D-FTA-J59001-CO*, East Corridor Project, Proposes Commuter Rail Transit from downtown Denver to International Airport (DIA), Denver, Adams, Arapahoe, Jefferson and Douglas Counties, CO.

*Summary:* EPA expressed environmental concerns about short term construction impacts of this project and other projects on minority and low-income populations. Rating EC2..

*EIS No. 20090055, ERP No. D-AFS-J65533-CO*, Gunnison Basin Federal Lands Travel Management Project, To Address Travel Management on Federal Lands within the Upper Gunnison Basin and North Fork Valley, Implementation, Gunnison, Delta, Hinsdale and Saguache Counties, CO.

*Summary:* EPA expressed environmental concerns about impacts to the Grand Mesa, Uncompahgre, and Gunnison National Forest from the federal lands travel management project. EPA recommended an environmentally preferable alternative with additional watershed mitigation measures. Rating EC2.

*EIS No. 20090069, ERP No. D-AFS-J65535-00*, Black Hills National Forest Travel Management Plan, Proposes to Designate Certain Roads and Trails Open to Motorized Travel, Custer, Fall River, Lawrence, Meade, Pennington Counties, SD and Crook and Weston Counties, WY.

*Summary:* EPA expressed environmental concerns about impacts to impaired waterbodies from stream crossings and erosion impacts. Rating EC2.

*EIS No. 20090088, ERP No. D-BLM-J65536-UT*, Greens Hollow Coal Lease Tract Project, Proposed Federal Coal Leasing and Subsequent Underground Coal Mining, Funding and Lease Application, Fishlake and Manti-La Sal National Forest, Sanpete and Sevier Counties, UT.

*Summary:* EPA expressed environmental concerns about impacts to ground water and perennial streams

which could impact wetlands riparian vegetation and adversely affect dependent ecosystems. EPA requested additional information on existing air quality conditions, air quality impact projections, and air quality impact analysis. Rating EC2.

*EIS No. 20090105, ERP No. D-AFS-J65558-MT*, Lower West Fork Project, To Treat Units in and Adjacent to the Wildland-Urban-Interface (WUI) with Prescribed Fire, and Commercial and Pre-Commercial Thins, West Fork Ranger District, Bitterroot National Forest, Ravalli County, MT.

*Summary:* EPA expressed environmental concerns about the potential for erosion and soil and water quality impacts from ground based timber harvests. EPA recommended additional analysis and information to fully assess and mitigate all potential impacts. Rating EC2.

*EIS No. 20090106, ERP No. D-AFS-J61115-SD*, Slate Castle Project Area, Proposes to Implement Multiple Resource Management Actions, Mystic Ranger District, Black Hills National Forest, Pennington County, SD.

*Summary:* EPA expressed environmental concerns about impacts from any new road construction. EPA recommended NFS use the existing transportation network, and minimize or avoid new road construction. Rating EC1.

*EIS No. 20090136, ERP No. D-USA-L11042-AK*, U.S. Army Alaska (USARAK) Project, Proposes the Stationing and Training of Increased Aviation Assts, Fort Wainwright, Fairbanks, AK.

*Summary:* EPA expressed environmental concerns about impacts to air and water quality. EPA recommended additional analysis to adequately evaluate impacts to these resources. Rating EC2.

*EIS No. 20090141, ERP No. D-USA-G11051-NM*, White Sands Missile Range (WSMR), Development and Implementation of Range-Wide Mission and Major Capabilities, NM.

*Summary:* EPA does not object to the proposed project. Rating LO.

*EIS No. 20090161, ERP No. D-AFS-J65541-MT*, Marsh and Tarhead Allotment Management Plans, Proposes To Authorize Grazing of Livestock Under 10-year Permits, Lincoln Ranger district, Helena National Forest, Lewis and Clark County, MT.

*Summary:* EPA expressed environmental concerns about impacts to water quality, riparian and hydrologic

condition and fisheries from increased grazing capacity. EPA recommended additional information to fully assess and mitigate all potential impacts of the management actions. Rating EC2.

*EIS No. 20090079, ERP No. DR-AFS-J65470-MT*, Cabin Gulch Vegetation Treatment Project, Restore Fire-Adapted Ecosystems, Existing and Desired Conditions, Townsend Ranger District, Helena National Forest, Broadwater County, MT.

*Summary:* EPA expressed environmental concerns about aquatic impacts and recommended additional analysis and information to fully assess and mitigate all potential impacts. Rating EC2.

*EIS No. 20090109, ERP No. DS-AFS-J65499-UT*, Pockets Resource Management Project, Additional Information on Analysis and Disclosure on the Effect of the PA and Alternatives on Three Unroaded and Undeveloped Areas Identified on a 2005 Draft Map, Proposes To Salvage Dead and Dying Spruce/Fir, Regenerate Aspen, and Manage Travel, Escalante Ranger District, Dixie National Forest, Garfield County, UT.

*Summary:* EPA does not object to the proposed project. Rating LO.

*EIS No. 20090120, ERP No. DS-COE-L90019-WA*, Commencement Bay "Reauthorization" of Dredged Material Management Program Disposal Site, Implementation, Central Puget Sound, Tacoma, WA.

*Summary:* EPA supported the proposed continuation of disposal operations. EPA expressed environmental concerns about the analysis of potential impacts to air quality and the potential impact of climate change on the project. Rating EC2.

*EIS No. 20090139, ERP No. DS-AFS-J65009-00*, PROGRAMMATIC—Kootenai, Idaho Panhandle, and Lolo National Forest Plan Amendments for Access Management Within the Selkirk and Cabinet-Yaak Grizzly Bear Recovery Zones, Alternative E Updated has been Identified as the Forest Service's Preferred Alternative, ID, WA, MT.

*Summary:* EPA does not object to the proposed action. Rating LO.

*EIS No. 20090147, ERP No. DS-NSF-K99036-HI*, Advanced Technology Solar Telescope Project, Issuing Special Use Permit To Operate Commercial Vehicles on Haeakala National Park Road During the Construction of Site at the University of Hawai'i Institute for Astronomy,

Haleakala High Altitude Observatory (HO) Site, Island of Maui, HI.

*Summary:* EPA does not object to the proposed project. Rating LO.

#### Final EISs

*EIS No. 20090000, ERP No. F-COE-E39074-FL*, South Florida Water Management District (SFWMD) Project, Propose To Construct and Operate Stormwater Treatment Areas (STAs) on Compartments B and C of the Everglades Agriculture Area, US Army COE Section 404 Permit, Palm Beach and Hendry Counties, FL.

*Summary:* EPA expressed environmental concerns about potential water quality impacts and the lack of wetland mitigation measures.

*EIS No. 20090022, ERP No. F-AFS-J65520-WY*, Off-Highway Vehicle (OHV) Route Designation Project, Proposing To Improve Management of Public Summer Motorized Use (May 1—November 30) by Designating Roads and Motorized Trails, Bridger-Teton National Forest, Buffalo, Jackson and Big Piney Ranger Districts, Teton, Lincoln and Sublette Counties, WY.

*Summary:* EPA expressed environmental concerns that alternative D is not as protective as alternative B, which has stronger environmental and resource protections.

*EIS No. 20090099, ERP No. F-FHW-J40179-MT*, US-212 Reconstruction Project, from Rockvale to Laurel, Proposes To Improve Safety for Local and Regional Traffic Area, Yellowstone and Carbon Counties, MT.

*Summary:* While EPA expressed environmental concerns about impacts to water quality and wetlands, EPA did support the preferred alternative since the preferred alternative had less adverse impacts.

*EIS No. 20090116, ERP No. F-AFS-J65521-WY*, Spruce Gulch Bark Beetle and Fuels Reduction Project, Proposes To Implement Bark Beetle-Related Salvage and Suppression Vegetative Treatments and Hazardous Fuels Abatement Treatments, Laramie Ranger District, Medicine Bow-Routt National Forests, Albany and Carbon Counties, WY.

*Summary:* EPA expressed environmental concerns about impacts to water quality and wildlife habitat from the proposed clearcutting silvicultural activities. EPA recommended a more accurate range of projections concerning clearcutting.

*EIS No. 20090140, ERP No. F-NOA-E91024-00*, Amendment 29 Reef Fish

Fishery Management Plan, Effort Management in the Commercial Grouper and Tilefish Fisheries, Reducing Overcapacity, Gulf of Mexico.

*Summary:* While EPA has no objections to the proposed action, EPA did request clarification of EJ and demographic fisher's issues.

*EIS No. 20090162, ERP No. F-SFW-K91015-CA*, Cullinan Ranch Unit Restoration Project, Proposing a Restoration Plan for 1,500 Acres of Former Hayfield Farm Land, San Pablo Bay, Issuance of Permits and/or Approval from Section 7 Endangered Species Act and US Army COE Section 404 Permit, San Pablo Bay National Wildlife Refuge, Solano and Napa Counties, CA.

*Summary:* EPA concerns were addressed in the FEIS; therefore, EPA does not object to the proposed project.

*EIS No. 20090167, ERP No. F-FAA-L40234-AK*, Sitka Rocky Gutierrez Airport Master Plan, Improvements to the Runway Safety Area, Taxiway, Seaplane Pullout, Approach Lighting System, and the Seawall, US Army COE Section 10 and 404 Permits, NPDES Permit, AK.

*Summary:* EPA does not object to the proposed action.

*EIS No. 20090184, ERP No. F-AFS-L65565-ID*, Lakeview-Reeder Fuels Reduction Project, Proposed Fuels Reduction and Road Treatment Activities, Idaho Panhandle National Forests, Priest Lake Ranger District, Bonner County, ID.

*Summary:* No formal comment letter was sent to the preparing agency.

Dated: June 29, 2009.

**Robert W. Hargrove,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. E9-15692 Filed 7-1-09; 8:45 am]

**BILLING CODE 6560-50-P**

#### ENVIRONMENTAL PROTECTION AGENCY

[FRL-8924-2]

#### Proposed Reissuance of a General NPDES Permit for Facilities Related to Oil and Gas Extraction—Permit Number AKG-33-0000

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed reissuance of a general permit.

**SUMMARY:** On January 2, 2009, the general permit (GP) regulating activities related to the extraction of oil and gas

on the North Slope of the Brooks Range in the state of Alaska expired. This proposed reissuance of a general permit is intended to regulate activities related to the extraction of oil and gas on the North Slope of the Brooks Range in the state of Alaska plus the proposed area expansion described in the Fact Sheet. The proposed general permit would cover the same discharges as the previous general permit except for the domestic wastewater discharges. The covered discharges include gravel pit dewatering, construction dewatering, hydrostatic test water, mobile spill response, and storm water from industrial activities. The proposed reissuance also includes a new outfall designation for the discharge of secondary containment water. When issued, the proposed permit will establish effluent limitations, standards, prohibitions and other conditions on discharges from covered facilities. These conditions are based on existing national effluent guidelines, the state of Alaska's Water Quality Standards and material contained in the administrative record. A description of the basis for the conditions and requirements of the proposed general permit is given in the Fact Sheet. This is also notice of the draft Section 401 Certification provided by the state of Alaska, the Consistency Determination under the Alaska Coastal Management Program, and the termination of administrative extensions as described in the Fact Sheet.

**DATES:** Interested persons may submit comments on the proposed reissuance of the general permit to EPA, Region 10 at the address below. Comments must be postmarked by August 17, 2009.

**ADDRESSES:** Comments on the proposed general permit reissuance should be sent to the attention of the Director, Office of Water & Watersheds, EPA—Region 10, 1200 Sixth Avenue Suite 900 OWW-130, Seattle, WA 98101. Comments may also be submitted electronically to [godsey.cindi@epa.gov](mailto:godsey.cindi@epa.gov).

**FOR FURTHER INFORMATION CONTACT:** Copies of the proposed general permit and Fact Sheet are available upon request. Requests may be made to Audrey Washington at (206) 553-0523 or to Cindi Godsey at (907) 271-6561. Requests may also be electronically mailed to: [washington.audrey@epa.gov](mailto:washington.audrey@epa.gov) or [godsey.cindi@epa.gov](mailto:godsey.cindi@epa.gov).

These documents may also be found on the EPA Region 10 Web site at <http://yosemite.epa.gov/R10/water.nsf/NPDES+Permits/Permits+Homepage> then click on "Current public comment opportunities."

**SUPPLEMENTARY INFORMATION:**