

all capital letters the title "COMMENTS" "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTESTS", OR "MOTION TO INTERVENE" as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application:

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,
Secretary.

[FR Doc. 98-25378 Filed 9-22-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Non-Project Use of Project Lands and Waters

September 17, 1998.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. *Type of Application:* Non-Project Use of Project Lands and Waters.
- b. *Project Name:* Catawba-Wateree Project.
- c. *Project No.:* FERC Project No. 2232-372.
- d. *Date Filed:* August 19, 1998.
- e. *Applicant:* Duke Energy Corporation.
- f. *Location:* Mecklenburg County, North Carolina On Lake Norman.
- g. *Filed pursuant to:* Federal Power Act, 16 U.S.C. 791 (a)-825(r).
- h. *Applicant Contact:* Mr. E.M. Oakley, Duke Energy Corporation, P.O. Box 1006 (EC12Y), Charlotte, NC 28201-1006, (704) 382-5778.
- i. *FERC Contact:* Brain Romanek, (202) 219-3076.
- j. *Comment Date:* October 30, 1998.

k. *Description of the filing:* Duke Energy Corporation proposes to lease to Spinnaker Point Homeowners Association, Inc., (Spinnaker Point) a 0.27 acre parcel of project land for the construction of a commercial/residential marina with a total of 10 boat slips on Lake Normam. The marina would provide access to the reservoir for residents of Spinnaker Point.

1. This notice also consists of the following standard paragraphs: B, C1, D2.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C1. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS" "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,
Secretary.

[FR Doc. 98-25379 Filed 9-22-98; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6165-6]

Announcement Regarding Implementation of the Section 112(g) Program in the State of Connecticut and the Commonwealth of Massachusetts

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: Effective on June 29, 1998, the Environmental Protection Agency (EPA) plans to implement section 112(g) of the Clean Air Act as amended in 1990 through provisions promulgated in 40 CFR part 63, subpart B. Subpart B requires State permitting authorities with an approved title V program to make case-by-case maximum achievable control technology (MACT) determinations for constructed or reconstructed major sources in source categories for which national emission standards for hazardous air pollutants (NESHAPs) have not yet been promulgated.

Subpart B requires State or local permitting agencies to implement the section 112(g) program promulgated in subpart B, or the State or local permitting authorities may request that EPA implement the program for that State or local agency for a period of no more than one year. With this document, EPA Region I announces that it will implement the section 112(g) program for the State of Connecticut and the Commonwealth of Massachusetts until June 29, 1999, or the effective date of the State section 112(g) program, whichever is earlier. In Connecticut, where Connecticut Department of Environmental Protection (CT DEP) has the authority to issue a pre-construction permit to a constructed or reconstructed source with potential to emit greater than 15 tons per year of any individual hazardous air pollutant (HAP), CT DEP will issue the Notice of MACT approval to those subject sources after EPA concurs in writing on the MACT determination. For all other sources in Connecticut subject to section 112(g), EPA Region I will issue the Notice of MACT approval.

FOR FURTHER INFORMATION CONTACT: For more information about the implementation of the section 112(g) programs by Region I, please contact Susan Lancey, telephone (617) 565-3587 or E-mail lancey.susan@epamail.epa.gov, Office of Ecosystem Protection, JFK Federal Building (CAP), Boston, MA 02203.

SUPPLEMENTARY INFORMATION: The regulations regarding the implementation of section 112(g) of the Clean Air Act for constructed or reconstructed sources as well as guidance for the State permitting authorities are found in 40 CFR 63.40–63.44 (subpart B). The final rule was published in the **Federal Register** on December 27, 1996 (61 FR 68384). Effective on June 29, 1998, no person may construct or reconstruct any major source of HAP in Massachusetts and Connecticut for which no applicable NESHAP has been promulgated unless that person applies for and obtains a Notice of MACT approval under the procedures set forth in 40 CFR 63.43(f)–(h). Except as provided below, the application should be submitted to EPA Region I at the address given above. In Connecticut, where Connecticut Department of Environmental Protection (CT DEP) has the authority to issue a pre-construction permit to a constructed or reconstructed source with potential to emit greater than 15 tons per year of any individual hazardous air pollutant (HAP), CT DEP will issue the Notice of MACT approval to those subject sources after EPA concurs in writing on the MACT determination. For all other sources in Connecticut subject to section 112(g), EPA Region I will issue the Notice of MACT approval.

To apply for and obtain a Notice of MACT approval from the EPA Regional office, any source subject to subpart B must fulfill the following requirements. First, the constructed or reconstructed major source must recommend a MACT emission limitation or requirement that must not be less stringent than the emission control which is achieved in practice by the best controlled similar source (§ 63.43(d)(1)). The recommended MACT emission limitation must achieve the maximum degree of reduction in emissions of HAP which can be achieved by utilizing the recommended control techniques. The recommended MACT emission limitation must consider the non-air quality health and environmental impacts as well as the associated energy requirements (§ 63.43(d)(2)). Furthermore, the constructed or reconstructed major source may recommend a specific design, equipment, or work practice standard, and EPA may approve such a standard, if it determines that it is not feasible to prescribe or enforce an emission limitation under section 112(h)(2) of the Clean Air Act (§ 63.43(d)(3)). Finally, if the EPA has proposed a relevant emission standard through either section 112(d) or section 112(h) of the

Clean Air Act, then the MACT requirements applied to the constructed or reconstructed major source must take into consideration those MACT emission limitations and requirements of the proposed standards or presumptive MACT determination (§ 63.43(d)(4)).

In reviewing and approving any application for a Notice of MACT approval, EPA will utilize the procedures set forth in 40 CFR 63.43(f)–(h).

Dated: September 11, 1998.

John P. DeVillars,

Regional Administrator, Region I.

[FR Doc. 98–25320 Filed 9–22–98; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6166–8]

Meeting of the Ozone Transport Commission for the Northeast United States

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of meeting.

SUMMARY: The United States Environmental Protection Agency is announcing the Fall meeting of the Ozone Transport Commission to be held on October 8, 1998.

This meeting is for the Ozone Transport Commission to deal with appropriate matters within the transport region, as provided for under the Clean Air Act Amendments of 1990. This meeting is not subject to the provisions of the Federal Advisory Committee Act, Public Law 92–463, as amended.

DATES: The meeting will be held on October 8, 1998 from 9 a.m. to 3 p.m.

ADDRESSES: The meeting will be held at: Newark Airport Marriott, Newark International Airport, Newark, NJ, (973) 623–0006.

FOR FURTHER INFORMATION CONTACT:

EPA: Susan Studlien, U.S. Environmental Protection Agency—Region I, John F. Kennedy Federal Building, Boston, MA 02203, (617) 565–3800.

FOR DOCUMENTS AND PRESS INQUIRIES

CONTACT: Stephanie A. Cooper, Ozone Transport Commission, 444 North Capitol Street, N.W., Suite 638, Washington, DC 20001, (202) 508–3840, e-mail: ozone@sso.org.

SUPPLEMENTARY INFORMATION:

The Clean Air Act Amendments of 1990 contain at Section 184 provisions for the “Control of Interstate Ozone Air

Pollution.” Section 184(a) establishes an ozone transport region comprised of the States of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, parts of Virginia and the District of Columbia.

The Assistant Administrator for Air and Radiation of the Environmental Protection Agency convened the first meeting of the Commission in New York City on May 7, 1991. The purpose of the Transport Commission is to deal with ground level ozone formation, transport, and control within the transport region.

The purpose of this document is to announce that this Commission will meet on October 8, 1998. The meeting will be held at the address noted earlier in this notice.

Section 176A(b)(2) of the Clean Air Act Amendments of 1990 specifies that the meetings of the Ozone Transport Commission are not subject to the provisions of the Federal Advisory Committee Act. This meeting will be open to the public as space permits.

Type of Meeting: Open.

Agenda: Copies of the final agenda will be available from Stephanie Cooper of the OTC office (202) 508–3840 (or by e-mail: ozone@sso.org) on Thursday, October 1, 1998. The purpose of this meeting is to review air quality needs within the Northeast and Mid-Atlantic States, including reduction of motor vehicle and stationary source air pollution. The OTC is also expected to address issues related to the transport of ozone into its region, including actions by EPA under sections 110 and 126 of the Clean Air Act to evaluate the potential for additional emission reductions through new motor vehicle emission standards, and to discuss market-based programs to reduce pollutants that cause ozone.

Dated: September 16, 1998.

John DeVillars,

Regional Administrator, Region I.

[FR Doc. 98–25452 Filed 9–22–98; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[OPP–30412B; FRL–6025–9]

Certain Companies; Approval of Pesticide Product Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces Agency approval of applications to