

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 4/30/98 (63 FR 23781); no comments were received.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 4.16 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 permit applicants that request a variance or modification of the NPDES or sewage sludge management conditions.

**Estimated Number of Respondents:** 15,594.

**Frequency of Response:** varies

**Estimated Total Annual Hour Burden:** 293,323 hours.

**Estimated Total Annualized Cost Burden:** \$0.

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. 0029.07 and OMB Control No. 2040-0068 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OP 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: December 15, 1998.

**Joseph Retzer,**

*Director, Regulatory Information Division.*

[FR Doc. 98-33738 Filed 12-18-98; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6204-2]

### Final Determination for Prevention of Significant Deterioration Air Quality Permit

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

**ACTION:** Notice of final action.

**SUMMARY:** The purpose of this document is to announce that on November 24, 1997, the Michigan Department of Environmental Quality (MDEQ) issued Central Wayne Limited Partnership a Prevention of Significant Deterioration (PSD) permit approving the modification of two municipal waste incinerators, the reopening and modification of the third waste incinerator and the additional of air pollution equipment, three waste heat steam generators and one turbine generator at 4901 Inkster Road, Dearborn Heights, Michigan. The final action was issued pursuant to the Prevention of Significant Deterioration of Air Quality (PSD) regulations codified at 40 CFR 52.21 (43 FR 26403). The time for appealing this decision to the U.S. EPA has expired. Judicial review of the permit decision is available only pursuant to section 307(b)(1) of the Clean Air Act and only by filing a petition for review in the United States Court of Appeals for the Sixth Circuit within sixty (60) days of today's date.

**DATES:** Judicial review of the issuance of the permit is available only pursuant to section 307(b)(1) of the Clean Air Act and only by filing a petition for review in the United States Court of Appeals for the Sixth Circuit on or before February 19, 1999.

**ADDRESSES:** Documents relevant to the above action are available for public inspection during normal business hours at the following address (**Note:** It is recommended that you telephone ahead before visiting the MDEQ): State of Michigan, Department of Environmental Quality, Air Quality Division, Hollister Building, P.O. Box 30473, Lansing, Michigan 48909-7973.

Questions on this document may be directed to: Ms. Laura Gerleman, United States Environmental Protection Agency, Region V, 77 West Jackson

Boulevard (AR-18J), Chicago, Illinois 60604-3590, telephone (312) 353-5703.

**SUPPLEMENTARY INFORMATION:** Central Wayne Energy Limited Partnership owns and operates a municipal waste incinerator facility in Dearborn Heights, Michigan. On November 24, 1997, the Michigan Department of Environmental Quality issued Central Wayne a Prevention of Significant Deterioration (PSD) permit approving certain changes to its municipal waste incinerator facility. The permit was first issued on October 30, 1997, but was then later revised and reissued on November 24 1997.

Only one individual attempted to file a petition for review with the Environmental Appeals Board (Board) objecting to the issuance of the Central Wayne PSD permit. That petition was denied by the Board since it was not timely filed. The Board dismissed the petition with prejudice on February 26, 1998 (PSD Appeal No. 98-1). The Board also denied and dismissed the petitioner's Motion for Reconsideration on March 26, 1998.

The time period established by the Permit Regulations at 40 CFR 124.19 for petitioning the Administrator to review any condition of the permit decision has expired. Such a petition to the Administrator is, under 5 U.S.C. 704, a prerequisite to seek judicial review of the final agency action. No petitions for review of this permit have been timely filed with the Administrator.

Under section 307(b)(1) of the Clean Air Act, judicial review of the approval of this action is available, if at all, only by the filing of a petition for a review in the United States Sixth Circuit Court of Appeals within 60 days of publication of today's document. Under section 307(b)(2) of the Clean Air Act, the requirements, which are the subject of today's document, may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

**Jo Lynn Traub,**

*Acting Regional Administrator, Region 5.*

[FR Doc. 98-33741 Filed 12-18-98; 8:45 am]

BILLING CODE 6560-50-U

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6206-5]

### Transfer of Confidential Business Information to Contractors

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of transfer of data and request for comments.

**SUMMARY:** EPA will transfer to its contractor, SAIC and its subcontractors: Claremont Technical Group, Inc., DPRA, Inc., ERG, Inc., Hazardous and Medical Services, Inc., Johnston and McLamb CASE Solutions, Inc., Bob Kerr and Associates, Inc., RTI, and Ross Associates Environmental Consulting Ltd. Confidential Business Information (CBI) that has been or will be submitted to EPA under Section 3007 of the Resource Conservation and Recovery Act (RCRA). Under RCRA, EPA is involved in activities to support, expand and implement solid and hazardous waste regulations.

**DATES:** Transfer of confidential data submitted to EPA will occur no sooner than December 31, 1998.

**ADDRESSES:** Comments should be sent to Regina Magbie, Document Control Officer, Office of Solid Waste (5305W), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460. Comments should be identified as "Transfer of Confidential Data."

**FOR FURTHER INFORMATION CONTACT:** Regina Magbie, Document Control Officer, Office of Solid Waste (5305W), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, 703-308-7909.

**SUPPLEMENTARY INFORMATION:**

**1. Transfer of Confidential Business Information**

Under EPA Contract 68-W-98-025, SAIC and its subcontractors will assist the Office of Solid Waste, Hazardous Waste Minimization and Management Division, by providing technical support in developing additions and modifications to existing hazardous waste data bases, providing assistance for the LDR program and for hazardous waste treatment capacity determinations, assisting with the development of Information Collection Request, supporting the study of hazardous waste generation and the development of guidance documents, waste minimization assessments, and evaluations of waste minimization options. SAIC also will assist in conducting assessments and studies of management and treatment technologies and of multimedia impacts, provide support with waste and emissions sampling and analysis activities, assist in conducting investigations of waste management practices and in developing a voluntary waste minimization sign-up program. EPA has determined that SAIC and its subcontractors will need access to RCRA CBI submitted to the Office of Solid Waste to complete this work.

In accordance with 40 CFR 2.305(h) (see 42 U.S.C. 6927(b)), EPA has determined that SAIC and its subcontractors require access to CBI submitted to EPA under the authority of RCRA to perform work satisfactorily under the above-noted contract. EPA is submitting this notice to inform all submitters of CBI of EPA's intent to transfer CBI to these firms on a need-to-know basis. Upon completing its review of materials submitted, SAIC and its subcontractors will return all CBI to EPA.

EPA will authorize SAIC and its subcontractors access to RCRA CBI under the conditions and terms in EPA's "Contractor Requirements for the Control and Security of RCRA Confidential Business Information Security Manual". Prior to transferring CBI to SAIC and its subcontractors, EPA will review and approve its security plans and SAIC and its subcontractors will sign non-disclosure agreements.

Dated: December 1, 1998.

**Matthew Hale,**

*Acting Director, Office of Solid Waste.*

[FR Doc. 98-33739 Filed 12-18-98; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-6205-7]

**Notice of Proposed Prospective Purchaser Agreement Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, As Amended by the Superfund Amendments and Reauthorization Act, Arkansas River Ranch**

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

**ACTION:** Notice; request for public comment.

**SUMMARY:** Notification is hereby given that a Proposed Prospective Purchaser Agreement (PPA) associated with the Arkansas River Ranch property (Property) located in Lake County, Colorado was executed by the United States Department of Justice. This Agreement is subject to final approval after the comment period. The PPA would resolve certain potential EPA claims under sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 (CERCLA), and would resolve certain potential U.S. Department of Interior claims under

section 107 of CERCLA and section 311(b)(3) of the Clean Water Act, against the State of Colorado, acting by and through the Division of Parks and Outdoor Recreation, the prospective purchaser (purchaser).

The settlement would require the purchaser to provide maintenance and monitoring of areas within the Property where response and/or restoration activities have occurred, cooperate in establishing, if necessary, land use restrictions on portions of the Property, and to maintain the Property as open space, parks, wildlife habitat and recreational space. The purchaser intends to use the purchased property for open space, parks, wildlife habitat and recreational space. The purchaser agreed to provide EPA with an irrevocable right of access to the Property, to conduct all activities in compliance with all applicable local, State, and federal laws and regulations, and to exercise due care at the Property.

The purchaser will record a certified copy of the PPA with the local Clerk and Recorder's Office, and thereafter, each deed, title, or other instrument conveying an interest in the Property shall contain a notice stating that the Property is subject to the Agreement.

For Fourteen (14) days following the date of publication of this document, the Agency will receive written comments relating to the proposed settlement. The Agency's response to any comments received will be available for public inspection at the Superfund Records Center at the U.S. Environmental Protection Agency, Region VIII, 999 18th Street, Denver, Colorado 80202.

**Availability**

The proposed settlement is available for public inspection at the U.S. Environmental Protection Agency, Region VIII, 999 18th Street, Denver, Colorado 80202. A copy of the proposed Agreement may be obtained from Richard Sisk (8ENF-L), Attorney, U.S. Environmental Protection Agency, Region VIII, 999 18th Street, Denver, Colorado 80202. Comments should reference the "Arkansas River Ranch Prospective Purchaser Agreement" and should be forwarded to Richard Sisk at the above address.

**FOR FURTHER INFORMATION CONTACT:** Richard Sisk (8ENF-L), Attorney, U.S. Environmental Protection Agency, Region VIII, 999 18th Street, Denver, Colorado 80202. (303) 312-6638.

*It is so agreed:*