

**ENVIRONMENTAL PROTECTION AGENCY****[FRL-5448-1]****Proposed Settlements; Accidental Release Prevention List of Substances Litigation****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of proposed settlements; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act ("Act"), notice is hereby given of proposed settlements in the following cases: *American Petroleum Institute v. U.S. Environmental Protection Agency*, No. 94-1273 (D.C. Cir.), and *Institute of Makers of Explosives v. U.S. Environmental Protection Agency*, No. 94-1276 (D.C. Cir.).

These cases involve challenges to the final rule, entitled "List of Regulated Substances and Thresholds for Accidental Release Prevention; Requirements for Petitions Under Section 112(r) of the Clean Air Act as Amended," which, *inter alia*, established a list of substances to be subject to regulation under the accident prevention provisions of the Act and threshold quantities for such substances. 59 Fed. Reg. 4478 (Jan. 31, 1994). Under the terms of the proposed settlements, the Environmental Protection Agency (EPA) would conduct a rulemaking concerning amendment of the above-mentioned final rule to delist certain chemicals and to modify certain other provisions.

For a period of thirty (30) days following the date of publication of this notice, EPA will receive written comments relating to the settlements from persons who were not named as parties to the litigation in question. The Agency or the Department of Justice may withhold or withdraw consent to the proposed settlements if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Copies of the settlements are available from Samantha Hooks, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460, (202) 260-7606. Written comments should be sent to Jon Averbach at the above address and must be submitted on or before April 29, 1996.

Dated: March 21, 1996.  
Scott C. Fulton,  
*Acting, General Counsel.*  
[FR Doc. 96-7599 Filed 3-27-96; 8:45 am]  
BILLING CODE 6560-50-M

**[FRL-5448-3]****Proposed Settlement Agreement, Clean Air Act Citizen Suit****AGENCY:** Environmental Protection Agency.**ACTION:** Notice of proposed settlement; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended, ("Act"), notice is hereby given of a proposed partial consent order, which was lodged with the United States District Court for the District of Columbia by the United States Environmental Protection Agency ("EPA") on November 29, 1995, in a lawsuit filed by the Sierra Club Legal Defense Fund. This lawsuit, which was filed pursuant to section 304(a) of the Act, 42 U.S.C. 7604(a), concerns, among other things, EPA's alleged failure to meet mandatory deadlines under section 112 (d), (e), and (n)(1)(B) of the Clean Air Act.

Since the time that the initial proposed consent order was lodged with the Court, the EPA was shut-down for three weeks due to a lack of appropriated funds. For this and other reasons, EPA and Sierra Club have agreed to reassess the feasibility of the dates in the proposed order.

After providing notice to plaintiff, EPA did not submit the mercury study to Congress pursuant to section 112(n)(1)(B) of the CAA, in accordance with the date in the proposed order. The parties have agreed that such study shall be submitted by April 15, 1996. The revised date will be included in a new proposed consent order that will be lodged with the Court.

With respect to the dates for issuing the maximum achievable control technology (MACT) standards, as established in paragraph 2 of the proposed order, the parties have agreed to revise the dates to provide two additional months for issuance of the standards. The parties plan to lodge an amended proposed order with the Court, which will revise the list in paragraph 2 as follows:

Source category	Date
Acrylonitrile-Butadiene-Styrene Production.	5/15/96
Butyl Rubber Production .....	7/15/96

Source category	Date
Epichlorohydrin Elastomers Production.	7/15/96
Ethylene-Propylene Rubber Production.	7/15/96
Hypalon (TM) Production .....	7/15/96
Methyl Methacrylate-Acrylonitrile-Butadiene-Styrene Production.	5/15/96
Neoprene Production .....	7/15/96
Nitrile Butadiene Rubber Production	7/15/96
Polybutadiene Rubber Production ...	7/15/96
Polystyrene Production .....	5/15/96
Polysulfide Rubber Production .....	7/15/96
Styrene-Butadiene Rubber and Latex Production.	7/15/96

The parties plan to file the amended proposed consent order with the Court shortly. The new order will incorporate the revisions described above concerning the submission of the mercury study to Congress and the issuance of twelve MACT standards under section 112(d) of the CAA. Because today's notice provides the schedules that will be incorporated into the revised order, it will not matter if this notice is published before the new consent order is filed with the Court, because this notice will provide adequate notice under section 113(g) of the CAA with respect to the new dates for the mercury study and the twelve MACT categories.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the proposed partial consent order, as modified by this notice, from persons who were not named as parties to the litigation in question. EPA or the Department of Justice may withhold or withdraw consent to the proposed partial consent order if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, following the comment period, that consent is inappropriate, the final consent order will establish deadlines for the regulations covered by § 112(d) and the study provided for by § 112(n)(1)(B).

A copy of the proposed consent order was lodged with the Clerk of the United States District Court for the District of Columbia on November 29, 1995. The dates in that draft consent order will be modified to reflect the date identified in this notice. A revised consent order will be lodged with the Court shortly. Copies of the current November 29, 1995 draft consent order are also available from Sonja Lee, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401

M Street, S.W., Washington, D.C. 20460, (703) 235-5330. A copy of the revised consent order will be available from Ms. Lee once such draft is filed with the Court. Written comments should be sent to Jan M. Tierney at the address above and must be submitted on or before April 29, 1996.

Dated: March 4, 1996.

Jonathan Z. Cannon,  
*General Counsel.*

[FR Doc. 96-7605 Filed 3-22-96; 8:45 am]  
BILLING CODE 6560-50-M

#### [FRL-5448-5]

### National Advisory Council for Environmental Policy and Technology; Public Meeting

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

**ACTION:** Notice of public meeting.

**SUMMARY:** Under the Federal Advisory Committee Act, PL 92463, EPA gives notice of a two-day meeting of the National Advisory Council for Environmental Policy and Technology (NACEPT). NACEPT provides advice and recommendations to the Administrator of EPA on a broad range of environmental policy issues. This meeting is being held to discuss recommendations that the Committee plans to transmit to EPA regarding Community Based Environmental Protection programs and policies. The Committee will also discuss potential new projects for the coming year.

**DATES:** The two-day public meeting will be held on Wednesday, April 17, 1996 from 9:00 a.m. to 5:00 p.m. and on Thursday, April 18, 1996 from 8:30 am to 4:00 p.m.

**ADDRESSES:** On both days, the meeting will be held at the Residence Inn by Marriott, 550 Army Navy Drive, Pentagon City, Arlington, VA 22202.

Material may be transmitted to the Committee through Gordon Schisler, Designated Federal Official, NACEPT, U.S. EPA, Acting Director of the Office of Cooperative Environmental Management (1601), 401 M Street, S.W., Washington, D.C. 20460.

**FOR FURTHER INFORMATION CONTACT:** Joseph Sierra, Designated Federal Official for Community Based Environmental Protection Committee at 202-260-6839.

Dated: March 20, 1996.

Gordon Schisler,  
*Designated Federal Official.*

[FR Doc. 96-7607 Filed 3-27-96; 8:45 am]  
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#### [FRL-5448-2]

### Mobile Sources Technical Advisory Committee Meeting

The Mobile Sources Technical Advisory Sub-Committee will meet on April 18, 1996, at the Best Western, Old Colony Inn, 615 First Street, Alexandria, VA 22314, from 9:30 a.m.-4:00 p.m. This meeting will review Sub-Committee progress in the areas previously established as a priority for the Sub-Committee, including in-use deterioration and modeling.

Susan Creel,

*Acting Associate Director for Policy Budget and Planning.*

[FR Doc. 96-7601 Filed 3-27-96; 8:45 am]  
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### FEDERAL DEPOSIT INSURANCE CORPORATION

#### Coastal Barrier Improvement Act; Property Availability: Bryant Road Property, Worcester County, MA

**AGENCY:** Federal Deposit Insurance Corporation.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the property known as the Bryant Road Property located on the southerly side of Bryant Road in the Town of Holden, Worcester County, Massachusetts, is affected by section 10 of the Coastal Barrier Improvement Act of 1990, as specified below.

**DATES:** Written notice of serious interest to purchase or effect other transfer of all or any portion of the property may be mailed or faxed to the FDIC until June 26, 1996.

**ADDRESSES:** Copies of detailed descriptions of the property, including maps, may be obtained from or are available for inspection by contacting the following person: Ms. Mary Ann Richardson, Federal Deposit Insurance Corporation, Franklin Consolidated Office, 124 Grove Street, Franklin, MA 02038, (508) 520-6186; Fax (508) 520-2688.

**SUPPLEMENTARY INFORMATION:** The Bryant Road property consists of approximately 155 acres of undeveloped land located on the southerly side of Bryant Road approximately 250 feet south of the intersection with Broad Street (Route 68) in the Town of Holden, Massachusetts. The legal description of the property is shown at the Worcester District Registry of Deeds in Book 16693, Pages 329-330 and is further defined in the Holden Assessor's Office as Map 85, Parcel L-3. The site is

irregularly shaped, forested, and zoned residential. The property exhibits an uneven, rolling topography with an overall slope dropping to the south. The Bryant Road property has vegetation predominately composed of mixed deciduous and coniferous trees and has two seasonal streams and a pond. The property contains wetlands and is contiguous with lands managed by the Commonwealth of Massachusetts Metropolitan District Commission and the City of Worcester for watershed and natural resource conservation purposes. This property is covered property within the meaning of Section 10 of the Coastal Barrier Improvement Act of 1990, Public Law 101-591 (12 U.S.C. 1441a-3).

Written notice of serious interest in the purchase or other transfer of all or any portion of the property must be received on or before [insert date 90 days after Federal Register publication date] by the FDIC at the appropriate address stated above.

#### Eligible Entities

Those entities eligible to submit written notices of serious interest are:

1. Agencies or entities of the Federal government;
2. Agencies or entities of State or local government; and
3. "Qualified organizations" pursuant to section 170(h)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 170(h)(3)).

#### Form of Notice

Written notices of serious interest must be submitted in the following form:

#### NOTICE OF SERIOUS INTEREST

RE: [insert name of property]  
Federal Register Publication  
Date: \_\_\_\_\_

[insert Federal Register publication date]

1. Entity name.
2. Declaration of eligibility to submit Notice under criteria set forth in the Coastal Barrier Improvement Act of 1990, P.L. 101-591, section 10(b)(2), (12 U.S.C. 1441a-3(b)(2)), including, for qualified organizations, a determination letter from the United States Internal Revenue Service regarding the organization's status under section 170(h)(3) of the U.S. Internal Revenue Code (26 U.S.C. 170(h)(3)).

3. Brief description of proposed terms of purchase or other offer for all or any portion of the property (e.g., price, method of financing, expected closing date, etc.).

4. Declaration of entity that it intends to use the property for wildlife refuge,