

ACTION: Notice; Request for public comment.

SUMMARY: Notice is hereby given that a proposed prospective purchaser agreement associated with the Kansas City Structural Steel Site located in Wyandotte County Kansas was executed by the Agency on October 25, 1995 and executed by the United States Department of Justice on November 29, 1995. This agreement is subject to final approval after the comment period. The Prospective Purchaser Agreement would resolve certain potential EPA claims under Section 106 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("CERCLA"), against ECI Development Corporation, the prospective purchaser ("the purchaser").

The settlement would require the purchaser to perform operation and maintenance actions at the property which includes maintaining the protective cover over potentially contaminated soil on site. The purchaser must comply with the institutional controls selected by the EPA and must provide EPA access to the Site.

For thirty (30) days following the date of publication of this notice, 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 U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101.

DATES: Comments must be submitted on or before [date].

AVAILABILITY: The proposed settlement is available for public inspection at the U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101. A copy of the proposed agreement may be obtained from Anne McCauley, Remedial Project Manager, U.S. Environmental Protection Agency, Region VII, 25 Funston Road, Kansas City, Kansas 66115. Comments should reference the "Kansas City Structural Steel Superfund Site Prospective Purchaser Agreement" and should be forwarded to Anne McCauley, Remedial Project Manager, at the above address.

FOR FURTHER INFORMATION CONTACT: Ilene M. Munk, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7807.

Dated: December 12, 1995.

Delores Platt,

Acting Regional Administrator.

[FR Doc. 96-1400 Filed 1-26-96; 8:45 am]

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[FRL-5404-3]

Notice of Proposed Administrative Settlement Pursuant to Section 122(h)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act Regarding the Ramapo Landfill Superfund Site

AGENCY: Environmental Protection Agency, (EPA).

ACTION: Notice of proposed administrative settlements and opportunity 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), the United States Environmental Protection Agency ("EPA"), Region II announces a proposed administrative settlement pursuant to Section 122(h)(1) of CERCLA, 42 U.S.C. 9622(h)(1) regarding the Ramapo Landfill Superfund Site (the "Ramapo Site").

The Ramapo Site is located in the Town of Ramapo, Rockland County, New York, and is listed on the National Priorities List established under Section 105 of CERCLA. This notice is being published pursuant to Section 122(i) of CERCLA to inform the public of the proposed settlement and of the opportunity to comment. EPA will consider any comments received during the comment period and may withdraw or withhold consent to the proposed settlement if comments disclose facts or considerations which indicate that the proposed settlement is inappropriate, improper or inadequate.

The administrative settlement would resolve the claims of the United States against I.S.A. In New Jersey, Inc. ("ISA") and Round Lake Sanitation Corporation ("Round Lake") with respect to their potential liability for past costs incurred by EPA pursuant to CERCLA in responding to the release and threatened release of hazardous substances at the Ramapo Site. The settlement is memorialized in an Administrative Cost-Recovery Agreement ("Agreement"). Under the Agreement, ISA and Round Lake are obligated to pay \$25,000 to the Hazardous Substances Superfund. The payment is to be made from an escrow

account established for ISA and Round Lake as stated below. The settlement is based on the ability to pay of ISA and Round Lake in that these corporations are defunct and have no assets other than the monies in escrow.

In 1991, ISA, Round Lake, and other entities and individuals were indicted by a grand jury empaneled in the United States District Court for the Southern District of New York on numerous federal felony charges. According to a subsequent plea agreement, the assets of ISA and Round Lake, and other entities, were required to be sold to unrelated third parties. In 1994, the United States entered into an Agreement and Covenant Not To Sue under CERCLA with Browning-Ferris Industries of New York, Inc.; Browning-Ferris Industries of Paterson, N.J., Inc.; and Browning-Ferris Industries of South Jersey, Inc.

(collectively "BFI") regarding BFI's prospective purchase of the assets of ISA, Round Lake, and the other entities. BFI paid \$250,000 to the United States for an Agreement and Covenant Not To Sue, of which \$5,000 was allocated to the Ramapo Site, and the balance of which was allocated to three other Superfund sites: the Warwick Landfill Superfund Site in Warwick, New York (the "Warwick Site") the Hertel Landfill Superfund Site in the Town of Plattekill, New York (the "Hertel Site") and the Kin-Buc Landfill Superfund Site in Edison Township, New Jersey (the "Kin-Buc Site"). BFI completed the acquisition of the assets of ISA, Round Lake, and the other entities and, in connection therewith, ISA and Round Lake deposited \$1,000,000 of the sale price into an escrow account established to resolve certain liability to the United States pursuant to CERCLA at the Ramapo Site, the Warwick Site, the Hertel Site and the Kin-Buc Site. The balance of the proceeds of BFI's purchase of the assets of ISA, Round Lake, and the other entities was used to pay other obligations of ISA and Round Lake including \$5,000,000 in criminal fines, forfeitures and costs, \$3,500,000 in federal and state tax liability, and \$300,000 of liabilities to other creditors.

The remedial action which has been selected at the Ramapo Site is being implemented by a party other than ISA or Round Lake and the remaining costs at the Ramapo Site may be recovered from parties other than ISA or Round Lake.

Pursuant to CERCLA Section 122(h)(1), the prior written approval of the Attorney General is required for the administrative settlement under CERCLA between EPA and ISA and Round Lake. In satisfaction of that requirement, the Attorney General or

her designee has approved the proposed settlement in writing.

DATES: Comments must be submitted on or before February 28, 1996.

ADDRESSES: Comments should be addressed to the EPA at the address listed below, and should refer to "Ramapo Landfill Superfund Site, EPA Index No. II CERCLA-95-0214." Interested parties may contact the individual listed below to receive a copy of the administrative settlement agreement, or to make an appointment to examine the administrative settlement agreement at EPA Region II, 290 Broadway, New York, NY, 10007.

FOR FURTHER INFORMATION CONTACT: Michael A. Mintzer, Assistant Regional Counsel, NY/Caribbean Superfund Branch, Office of Regional Counsel, Environmental Protection Agency, 290 Broadway, New York, N.Y. 10007, telephone: (212) 637-3168.

Dated: November 29, 1996.

William Muszynski,

Acting Regional Administrator.

[FR Doc. 96-1463 Filed 1-26-96; 8:45 am]

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[FRL-5405-9]

Notice of Proposed Administrative De Minimis Settlement Under Section 122(g)(4) of the Comprehensive Environmental Response, Compensation and Liability Act, Regarding the Sidney Landfill Site, Towns of Masonville and Sidney, NY

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed administrative agreement and opportunity 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), the U.S. Environmental Protection Agency ("EPA") Region II announces a proposed administrative *de minimis* settlement pursuant to Section 122(g)(4) of CERCLA, 42 U.S.C. 9622(g)(4), relating to the Sidney Landfill Site ("Site") in the Towns of Masonville and Sidney, Delaware County, New York. This Site is on the National Priorities List established pursuant to Section 105(a) of CERCLA. This notice is being published to inform the public of the proposed settlement and of the opportunity to comment.

The settlement, memorialized in an Administrative Order on Consent ("Order"), is being entered into by EPA

and Ellinwood Auto Parts, Inc.; A & P Disposal Service, Inc.; and Keith Clark (a Division of Cullman Ventures, Inc.) (collectively, the "Respondents"). The Respondents contributed a minimal amount of hazardous substances to the Site and are eligible for a *de minimis* settlement under Section 122(g) of CERCLA. Under the Order, the Respondents shall pay EPA amounts totalling \$9,380.75, toward the costs of the response actions that have been and will be conducted with respect to the Site.

DATES: EPA will accept written comments relating to the proposed settlement on or before February 28, 1996.

ADDRESSES: Comments should be sent to the individual listed below. Comments should reference the Sidney Landfill Site and EPA Index No. II-CERCLA-95-0215. For a copy of the Order, contact the individual listed below.

FOR FURTHER INFORMATION CONTACT: Farah Khakee, Assistant Regional Counsel, New York/Caribbean Superfund Branch, Office of Regional Counsel, U.S. Environmental Protection Agency, 290 Broadway, 17th Floor, New York, New York, 10007-1866, Telephone: (212) 637-3248.

Dated: December 7, 1995.

William J. Muszynski,

Acting Regional Administrator.

[FR Doc. 96-1544 Filed 1-26-96; 8:45 am]

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DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Privacy Act; Systems of Records

AGENCY: Defense Nuclear Facilities Safety Board.

ACTION: Annual notice of systems of records.

SUMMARY: Each Federal agency is required by the Privacy Act of 1974, 5 U.S.C. 552a, to publish annually a description of the systems of records it maintains containing personal information. In this notice the Board provides the required information on five previously-noticed systems of records.

FOR FURTHER INFORMATION CONTACT: Robert M. Andersen, General Counsel, Defense Nuclear Facilities Safety Board, 625 Indiana Avenue, NW, Suite 700, Washington, DC 20004-2901, (202) 208-6387.

SUPPLEMENTARY INFORMATION: The Board currently maintains five systems of records under the Privacy Act. Each system is described below.

DNFSB-1

SYSTEM NAME:

Personnel Security Files.

SECURITY CLASSIFICATION:

Unclassified materials.

SYSTEM LOCATION:

Defense Nuclear Facilities Safety Board, 625 Indiana Avenue, NW, Washington, DC 20004-2901.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Employees and applicants for employment with DNFSB and DNFSB contractors; consultants; other individuals requiring access to classified materials and facilities.

CATEGORIES OF RECORDS IN THE SYSTEM:

Personnel security folders and requests for security clearances, Forms SF 86, 86A, 87, 312, and DOE Forms 5631.18, 5631.29, 5631.20, and 5631.21. In addition, records containing the following information:

- (1) Security clearance request information;
- (2) Records of security education and foreign travel lectures;
- (3) Records of any security infractions;
- (4) Names of individuals visiting DNFSB;
- (5) Employee identification files (including photographs) maintained for access purposes.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

National Defense Authorization Act, Fiscal Year 1989 (amended the Atomic Energy Act of 1954 (42 U.S.C. 2011 et seq.) by adding new Chapter 21—Defense Nuclear Facilities Safety Board).

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

DNFSB—to determine which individuals should have access to classified material and to be able to transfer clearances to other facilities for visitor control purposes.

DOE—to determine eligibility for security clearances.

Other Federal and State agencies—to determine eligibility for security clearances.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Paper records, magnetic disk, and computer printouts.

RETRIEVABILITY:

By name, social security number, and numeric code.