

their filing to the parties on the Commission's service list.

For further information, please contact John Costello at (202) 219-2914.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 98-11458 Filed 4-29-98; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 11072-001 New York]

#### Trenton Falls Hydroelectric Company, Inc.; Notice of Availability of Final Environmental Assessment

April 24, 1998.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47897), the Office of Hydropower Licensing has reviewed the application for original license for the Boyd Dam Hydroelectric Project, located on the East Branch of the Fish Creek in Lewis County, New York, and has prepared a Final Environmental Assessment (FEA) for the project.

Copies of the FEA are available in the Public Reference Branch, Room 2-A, of the Commission's offices at 888 First Street, N.E., Washington, D.C. 20426.

For further information, contact William Diehl at (202) 219-2813 or Ed Lee at (202) 219-2809.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 98-11460 Filed 4-29-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6006-3]

### Agency Information Collection Activities: Proposed Collection; Comment Request; NPDES Modification and Variance Requests

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the following continuing Information Collection Request (ICR) to the Office of Management and Budget (OMB): National Pollutant Discharge

Elimination System (NPDES) Modification and Variance Requests, EPA ICR No. 0029.07, OMB No. 2040-0068, expires August 31, 1998. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before June 29, 1998.

**ADDRESSES:** A copy of the ICR will be available at the Water Docket (W-98-11), Mail Code-4101, U.S. Environmental Protection Agency, 401 M. Street, S.W., Washington, D.C. 20460. Copies of the ICR can be obtained free of charge by writing to this address. All public comments shall be submitted to: ATTN: NPDES Modification and Variance ICR Renewal Comment Clerk, W-98-11, Water Docket MC-4101, U.S. EPA, 401 M Street SW, Washington, DC 20460.

Please submit the original and three copies of your comments and enclosures (including references). Commenters who want EPA to acknowledge receipt of their comments should enclose a self-addressed stamped envelope. No facsimiles (faxes) will be accepted. Comments may also be submitted electronically to: ow-docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and forms of encryption. Electronic comments must be identified by the docket number W-98-11. No Confidential Business Information (CBI) should be submitted through e-mail. Comments and data will also be accepted on disks in WordPerfect 5.1 format or ASCII file format. Electronic comments on this notice may be filed online at many Federal Depository Libraries. The record for this proposed ICR revision has been established under docket number W-98-11, and includes supporting documentation as well as printed, paper versions of electronic comments. It does not include any information claimed as CBI. The record is available for inspection from 9 am to 4 pm, Monday through Friday, excluding legal holidays, at the Water Docket, Room M2616, Washington, DC 20460. For access to the docket materials, please call (202) 260-3027 to schedule an appointment.

**FOR FURTHER INFORMATION CONTACT:** Angela Lee, Phone: (202) 260-6814, Fax: (202) 260-9544, E-mail: Lee.Angela@EPAMail.EPA.gov

#### SUPPLEMENTARY INFORMATION:

*Affected entities:* Entities potentially affected by this action are NPDES

permit applicants that request a variance from the conditions that would normally be imposed on the applicant's discharge or NPDES permittees that request a modification of the NPDES or sewage sludge management permit conditions.

**Title:** NPDES Modification and Variance Requests (OMB Control No. 2040-0068, EPA ICR No. 0029.07) expiring 8/31/98.

**Abstract:** This ICR calculates the burden and costs associated with modifications and variances made to NPDES permits and to the National Sewage Sludge Management Program permit requirements. The regulations specified at 40 CFR 122.62 and 122.63 specify information a facility must report in order for the U.S. Environmental Protection Agency (EPA) to determine whether a permit modification is warranted. A NPDES permit applicant may request a variance from the conditions that would normally be imposed on the applicant's discharge. An applicant must submit information so the permitting authority can assess whether the facility is eligible for a variance, and what deviation from Clean Water Act (CWA) provisions is necessary. In general, EPA and authorized States use the information to determine whether: (1) the conditions or requirements that would warrant a modification or variance exist, and (2) the progress toward achieving the goals of the Clean Water Act will continue if the modification or variance is granted. Other uses for the information provided include: Updating records on permitted facilities, supporting enforcement actions, and overall program management, including policy and budget development and responding to Congressional inquiries. An agency may 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 EPA would like to solicit comments to:

- (i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (ii) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- (iii) Enhance the quality, utility, and clarity of the information to be collected; and

(iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Burden Statement:* EPA estimates the total annual burden for respondents (including State governments) is approximately 131,152 hours and a total cost of \$5,365,639. The following hourly labor rates were used: \$17.84 for municipal sector, \$54.01 for the private sector and \$30.26 for Federal and State

government. Table 1 shows the number of respondents and respondent burden for different variance requests and reports. Table 2 shows the Federal and State burden for evaluating these requests and reports.

TABLE 1.—RESPONDENT BURDEN HOURS AND COSTS

Item/Type of respondent	(A) Number of respondents per year	(B) Burden hours per respondent	C=(A*B) Total hours	(D) Respondent per hour labor cost	E=(C*D) Total re- spondent cost
Request for Water Quality Related Effluent Limitation Modification .....	0	n/a	0	n/a	\$0
Permittee Report of Planned Facility Changes:					
Major Municipals .....	200	4.0	800	17.84	14,272
Minor Municipals .....	304	4.0	1,216	17.84	21,693
Major Nonmunicipals .....	136	4.0	544	54.01	29,381
Minor Nonmunicipals .....	1,146	4.0	4,584	54.01	247,582
Municipal Sludge Facilities .....	153	4.0	612	17.84	10,918
Subtotal .....	1,939	.....	7,756	.....	323,846
Permittee Report of Anticipated Non-compliance:					
Major Municipals .....	40	5.0	200	17.84	3,568
Minor Municipals .....	152	5.0	760	17.84	13,558
Major Nonmunicipals .....	27	5.0	135	54.01	7,291
Minor Nonmunicipals .....	573	5.0	2,865	54.01	154,739
Municipal Sludge Facilities .....	153	5.0	765	17.84	13,648
Nonmunicipal Sludge Facilities .....	10	5.0	50	54.01	2,701
General Permittees .....	1,111	5.0	5,555	54.01	300,026
Subtotal .....	2,066	.....	10,330	.....	495,531
Facility and Permit Transfer Report:					
Major Nonmunicipals .....	55	3.0	165	54.01	8,912
Minor Nonmunicipals .....	1,720	3.0	5,160	54.01	278,692
Subtotal .....	1,775	.....	5,325	.....	287,604
Permittee Report of Inaccurate Previous Information:					
Major Municipals .....	40	2.0	80	17.84	1,427
Minor Municipals .....	304	2.0	608	17.84	10,847
Major Nonmunicipals .....	27	2.0	54	54.01	2,917
Minor Nonmunicipals .....	1,146	2.0	2,292	54.01	123,791
Required because of use or disposal permit conditions .....	30	2.0	60	17.84	1,070
General Permittee .....	111	2.0	222	54.01	11,990
Subtotal .....	1,658	.....	3,316	.....	152,042
Excessive Discharge Report:					
Major Municipals .....	136	4.0	544	54.01	29,381
Minor Municipals .....	1,720	4.0	6,880	54.01	371,589
Subtotal .....	1,856	.....	7,424	.....	400,970
Permittee Notice of Regulated Discharge Cessation:					
Major Municipals .....	55	1.0	55	54.01	2,971
Minor Municipals .....	459	1.0	459	54.01	24,791
General Permittees .....	1,111	1.0	1,111	54.01	60,005
Subtotal .....	1,625	.....	1,625	.....	87,767
Request for Modification, Revocation and Reissuance, or Termination ..	225	5.0	1,125	54.01	60,761
Variance Request for Fundamental Different Factors .....	8	160.0	1,280	54.01	69,133
Variance Request for Non-conventional Pollutants .....	9	150.0	1,350	54.01	72,914
Variance Request for Innovative Pollution Control Technology .....	2	60.0	120	54.01	6,481
Variance Request Regarding Thermal Discharges (new) .....	8	400.0	3,200	54.01	172,832
Variance Request Regarding Thermal Discharges (renewals) .....	40	4.0	160	54.01	8,642
Variance Request Regarding into Marine Waters .....	0	n/a	0	n/a	0
Total Respondent Burden and Cost .....	.....	.....	43,011	.....	2,138,523

TABLE 2.—GOVERNMENT BURDEN HOURS AND COSTS

Item/Type of respondent	(A) Number of respondents per year	(B) Burden hours per response	C=(A) * B Government burden	D=(C * 80%) State Bur- den	E=(C * 20%) Federal bur- den	G=(D * Labor rate) State cost	H=(E * Labor rate) Federal Cost
Request for Water Quality Related Effluent Limitations Modifications .....	0	n/a	0	0	0	\$0	\$0
Permittee Report of Planned Facility Changes:							
Major Municipals .....	200	20.0	4,000	3,200	800	96,832	24,208
Minor Municipals .....	304	20.0	6,080	4,864	1,216	147,185	36,796
Major Nonmunicipals .....	136	20.0	2,720	2,176	544	65,846	16,461
Minor Nonmunicipals .....	1,146	20.0	22,920	18,336	4,584	554,847	138,712
Municipal Sludge Facilities .....	153	20.0	3,060	2,448	612	74,076	18,519
Subtotal .....	1,939	.....	38,780	31,024	7,756	938,786	234,696
Permittee Report of Anticipated Non-compliance:							
Major Municipals .....	40	10.0	400	320	80	9,683	2,421
Minor Municipals .....	152	10.0	1,520	1,216	304	36,796	9,199
Major Nonmunicipals .....	27	10.0	270	216	54	6,536	1,634
Minor Nonmunicipals .....	573	10.0	5,730	4,584	1,146	138,712	34,678
Municipals Sludge Facilities .....	153	10.0	1,530	1,224	306	37,038	9,260
Nonmunicipals Sludge Facilities .....	10	10.0	100	80	20	2,421	605
General Permittees .....	1,111	10.0	11,110	8,888	2,222	268,951	67,238
Subtotal .....	2,066	.....	20,660	16,528	4,132	453,658	113,415
Facility and Permit Transfer Report:							
Major Nonmunicipals .....	55	4.0	220	176	44	5,326	1,331
Minor Nonmunicipals .....	1,720	4.0	6,880	5,504	1,376	166,551	41,638
Subtotal .....	1,775	.....	7,100	5,680	1,420	625,535	156,384
Permittee Report of Inaccurate Previous Information:							
Major Municipals .....	40	4.0	160	128	32	3,873	968
Minor Municipals .....	304	4.0	1,216	973	243	29,437	7,359
Major Nonmunicipals .....	27	4.0	108	86	22	2,614	654
Minor Nonmunicipals .....	1,146	4.0	4,584	3,667	917	110,969	22,742
Required because of use or disposal permit conditions .....	30	4.0	120	96	24	2,905	726
General Permittee .....	111	4.0	444	355	89	10,748	2,687
Subtotal .....	1,658	.....	6,632	5,306	1,326	156,673	39,168
Excessive Discharge Report:							
Major Nonmunicipals .....	136	4.0	544	435	109	13,169	3,292
Minor Nonmunicipals .....	1,720	4.0	6,880	5,504	1,376	166,551	41,638
Subtotal .....	1,856	.....	7,424	5,939	1,485	336,393	84,098
Permittee Notice of Regulated Discharge Cessation:							
Major Nonmunicipals .....	55	4.0	220	176	44	5,326	1,331
Minor Nonmunicipals .....	459	4.0	1,836	1,469	367	44,446	11,111
General Permittees .....	1,111	4.0	4,444	3,555	889	107,580	26,895
Subtotal .....	1,625	.....	6,500	5,200	1,300	157,352	39,337
Request for Modification, Revocation and Reissuance or Termination .....	225	40.0	9,000	7,200	1,800	217,872	54,468
Variance Request for Fundamentally Different Factors .....	8	520.0	4,160	3,328	832	100,705	25,176
Variance Request for Non-conventional Pollutants .....	9	520.0	4,680	3,744	936	113,293	28,323
Variance Request for Innovative Pollution Control Technology .....	2	520.0	1,040	832	208	25,176	6,294
Variance Request Regarding Thermal Discharges (new) .....	8	520.0	4,160	3,328	832	100,705	25,176
Variance Request Regarding Thermal Discharges (renewals) .....	40	1.0	40	32	8	968	242
Variance Request Regarding Discharge into Marine Waters .....	0	n/a	0	0	0	\$0	\$0
Total Respondent Burden and Cost .....	.....	.....	110,176	88,141	22,035	3,227,116	806,777

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.

Dated: April 23, 1998.

**Michael B. Cook,**

*Director, Office of Wastewater Management.*  
[FR Doc. 98-11510 Filed 4-29-98; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6006-4]

### Agency Information Collection Activities: Submission for OMB Review; Comment Request; Beryllium National Emission Standards for Hazardous Air Pollutants

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: National Emission Standards for Hazardous Air Pollutants, Subpart C—Beryllium (OMB #2060-0092, expiration 6/30/98). The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

**DATES:** Comments must be submitted on or before June 1, 1998.

**FOR FURTHER INFORMATION CONTACT:** For a copy of the ICR, call Sandy Farmer at EPA, by phone at (202) 260-2740, by E-Mail at [Farmer.Sandy@epamail.epa.gov](mailto:Farmer.Sandy@epamail.epa.gov) or download off the Internet at <http://www.epa.gov/icr/icr.htm>, and refer to EPA ICR No. 0193.06.

#### SUPPLEMENTARY INFORMATION:

*Title:* National Emission Standards for Hazardous Air Pollutants (NESHAP)

Subpart C—Beryllium (OMB Control No. 2060-0092; EPA ICR No. 0193.06) expiring 6/30/98. This is a request for extension of a currently approved collection.

**Abstract:** Beryllium and many of its compounds are considered to be among the most toxic and hazardous of the nonradioactive substances in industrial use. Consequently, EPA promulgated standards to control airborne releases from affected facilities such that ambient air concentrations would not exceed 0.01 micrograms per cubic meter. Alteration of a beryllium product by burning, grinding, cutting, or other physical means can, if uncontrolled, produce a significant hazard in the form of dust, fumes, or mist.

The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Beryllium were proposed on December 7, 1971 (36 FR 23939) and promulgated on April 6, 1973 (38 FR 8826). This standard applies to all extraction plants, ceramic plants, foundries, incinerators, and propellant plants which process beryllium ore, beryllium, beryllium oxide, beryllium alloys, or beryllium-containing waste. The standard also applies to machine shops which process beryllium, beryllium oxides, or any alloy when such alloy contains more than five percent beryllium by weight. All sources known to have caused, or to have the potential to cause, dangerous levels of beryllium in the ambient air are covered by the Beryllium NESHAP. This information is being collected to assure compliance with 40 CFR part 61, subpart C.

Owners or operators of the affected facilities described must make one-time-only notifications including: notification of any physical or operational change to an existing facility which may increase the regulated pollutant emission rate, notification of the initial performance test, including information necessary to determine the conditions of the performance test, and performance test measurements and results. All reports are sent to the delegated State or local authority. In the event that there is no such delegated authority, the reports are sent directly to the EPA Regional Office. Owners or operators are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. Most facilities subject to NESHAP subpart C will meet the standard by means of a one-time-only initial stack test. However, approximately 10 existing facilities have elected to comply with an alternative

ambient air quality limit by operating a continuous monitor in the vicinity of the affected facility. The monitoring requirements for these facilities provide information on ambient air quality and ensure that locally, the airborne beryllium concentration does not exceed 0.01 micrograms/m<sup>3</sup>. For those complying by ambient monitoring, a monthly report of all measured concentrations shall be submitted to the Administrator. Any owner or operator subject to the provisions of this part shall maintain a file of these measurements, and retain the file for at least two years following the date of such measurements and records. An agency may 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** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on December 2, 1997 (62 FR 63709). No comments were received.

**Burden Statement:** The annual public reporting and record keeping burden for this collection of information is estimated to average 15.6 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. The ten facilities electing to meet the monthly average ambient standard are required to keep daily records and report monthly. In addition, 23 facilities (roughly 10 percent of the 226 facilities that comply with the emission standard) must file a report annually due to operational changes that could alter emission rates. Each year, approximately 203 existing sources have no reporting or record keeping requirements under NESHAP subpart C.