

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
CommissionNotice of Application for Transfer of  
License and Soliciting Comments,  
Motions To Intervene, and Protests

December 29, 1999.

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

- a. *Application Type*: Transfer of License.
- b. *Project No*: 2355-004.
- c. *Date Filed*: December 17, 1999.
- d. *Applicants*: PECO Energy Company and Generation Company.
- e. *Name and Location of Project*: The Muddy Run Project is on the Susquehanna River in Lancaster and York Counties, Pennsylvania. The project does not occupy federal or tribal lands.
- f. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-835(r).
- g. *Applicant Contacts*: Ms. Vilna Waldron Gatson or Mr. H. Alfred Ryan, PECO Energy Company, 2301 Market Street, Philadelphia, PA 19101, (215) 841-4265, and Mr. Brian J. McManus, Jones Day, Reavis & Pogue, 51 Louisiana Avenue, NW, Washington, DC 20001-2113, (202) 879-5452.
- h. *FERC Contact*: Any questions on this notice should be addressed to David Snyder at (202) 219-2385, or e-mail address: david.snyder@ferc.fed.us.
- i. *Deadline for filing comments and or motions*: February 7, 2000.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

Please include the project number (P-2355-004) on any comments or motions filed.

j. *Description of Proposal*: Applicants propose a transfer of the license for Project No. 2355 from PECO Energy Company to a new, yet to be incorporated and named, affiliated generating company referenced in the application as Generation Company. Generation Company will be a wholly-owned subsidiary of Newholdco, a currently existing subsidiary of PECO Energy Company. Transfer is being sought as part of a corporate restructuring of PECO Energy. The application includes a proposed lease amendment providing for PECO Energy to operate the project's primary transmission lines.

k. *Locations of the application*: A copy of the application is available for inspection and reproduction at the

Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm). (Call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item g above.

1. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

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 before a specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filing must bear in 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.

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 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 representative.

**David P. Boergers.**

*Secretary.*

[FR Doc. 00-173 Filed 1-4-00; 8:45 am]

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ENVIRONMENTAL PROTECTION  
AGENCY

[FRL-6518-9]

Proposed Settlement Agreement;  
National Emission Standards for  
Hazardous Air Pollutants (NESHAP)  
From Facilities That Manufacture  
Pharmaceutical Products

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

**ACTION**: Notice of proposed settlement; request for public comment.

**SUMMARY**: In accordance with section 113(g) of the Clean Air Act as amended (CAA), 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement entered into by the EPA, the Pharmaceutical Research and Manufacturers of America (PhRMA), Dow Chemical Company (Dow), and the Chemical Manufacturers Association (CMA). On September 21, 1998, EPA issued the National Emission Standards for Hazardous Air Pollutants for Pharmaceutical Production (the Rule), 63 FR 50280. PhRMA filed a petition for review of the Rule. *Pharmaceutical Research and Manufacturers of America v. U.S. Environmental Protection Agency, No. 98-1551 (D.C. Circuit)*. Dow and CMA joined the litigation as intervenors. The proposed settlement agreement establishes a schedule by which EPA will propose the revisions to the Rule and the preamble language agreed to by the parties and set out in Attachment A to the settlement agreement, and promulgate final revisions.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement from persons not party to the proposed settlement agreement. EPA or the Department of Justice may withhold or withdraw consent to the proposed settlement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the CAA.

A copy of the proposed settlement agreement has been filed with the clerk of the United States Court of Appeals for the District of Columbia Circuit. A copy of the proposed settlement may be obtained by calling Rhonda Cardwell-Ramos, Air and Radiation Law Office, Office of General Counsel, EPA at 202-564-5606. Written comments should be sent to Karen H. Clark, Water Law Office (2355A), 401 M Street, Washington, DC 20460, and must be submitted on or before February 4, 2000.

Dated: December 30, 1999.

**Robert Dreher,**

*Acting General Counsel.*

[FR Doc. 00-185 Filed 1-4-00; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6518-8]

### Local Government Advisory Committee: Notice of Charter Renewal

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

**ACTION:** Notice of charter renewal.

**SUMMARY:** The Charter for the Environmental Protection Agency's Local Government Advisory Committee (LGAC) will be renewed for an additional two-year period, as a necessary committee which is in the public interest, in accordance with the provisions of the Federal Advisory Committee Act (FACA), 5 U.S.C. App. section 9(c). The purpose of LGAC is to provide advice and recommendations to the Administrator of EPA on ways to improve its partnership with Local Governments and provide more efficient and effective environmental protection.

It is determined that LGAC is in the public interest in connection with the performance of duties imposed on the Agency by law.

Inquiries may be directed to Denise Ney, Designated Federal Officer, LGAC, U.S. EPA, (mail code 1306), 401 M Street, SW, Washington, DC 20460.

Dated: December 14, 1999.

**Diane E. Thompson,**

*Associate Administrator, Congressional and Intergovernmental Relations.*

[FR Doc. 00-187 Filed 1-4-00; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6518-1]

### Alaska: Tentative Determination and Final Determination of Full Program Adequacy of the State of Alaska's Municipal Solid Waste Landfill Permit Program

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice.

**SUMMARY:** The Resource Conservation and Recovery Act (RCRA), as amended by the Hazardous and Solid Waste Amendments of 1984, requires States to develop and implement permit

programs to ensure that municipal solid waste landfills which may receive hazardous household waste or small quantity generator hazardous waste will comply with the revised Federal landfill criteria. RCRA also requires the Environmental Protection Agency (EPA) to determine whether States have adequate "permit" programs for municipal landfills.

EPA's notice of Final Partial approval of Alaska's Class I and Class II municipal landfill permit landfill program, and Tentative Partial approval of the State's Class III landfill program was published in the **Federal Register** on October 19, 1998. The public comment period on the Class III component ended on January 26, 1999. There was no request for a public hearing. One letter of comment was received. Today's document contains EPA's Tentative Full and Final Full Determination of Adequacy (approval) of Alaska's municipal solid waste landfill permit program.

Alaska's most recent solid waste management regulatory changes (proposed on August 1, 1997) were finalized by the state in its October 29, 1998, rule revision of 18 AAC 60. The changes that relate to the municipal landfill program were: addition of financial assurance requirements for Class I and II landfills which adopt EPA's 40 CFR part 258, subpart G municipal landfill criteria by reference; addition of the notification requirement for an owner or operator who learns that a municipal landfill has polluted, or may have polluted an aquifer; and removal of the 2010 sunset date (upgrade deadline) for Class III landfills. The removal of the sunset date was implemented under the exemption authority granted to Alaska by the federal Land Disposal Program Flexibility Act of 1996. Alaska's announced intent to remove the sunset date was discussed in EPA's tentative partial Class III approval in the **Federal Register** notice of 10/19/98. The Governor's certification of August 6, 1999, cites that the State has exempted Class III municipal landfills from those requirements of 40 CFR part 258 that are more stringent than the requirements imposed on Class III landfills under 18 AAC 60, as may be amended. The 10/29/98 regulatory revision by Alaska of its solid waste regulations, and the Governor's certification, establishes full adequacy with respect to EPA's part 258 municipal landfill criteria.

On August 30, 1999, EPA received Alaska's request for full program approval. EPA believes there will be no significant adverse comments on today's notice. Nevertheless, a sixty day public

comment period is included in today's Tentative full approval by EPA of the state municipal landfill program. If no significant adverse comments are received, the Final full approval will become effective on the tenth day after the end of the comment period. (If there are significant adverse comments, EPA will need to respond to them and possibly publish a withdrawal of full approval.) Today's notice contains both the Tentative and Final actions to streamline the approval process and as a convenience to the public.

With respect to Alaska's Audit Privilege and Immunity Law, today's approval does not reflect a position by EPA regarding the state's authority to administer any other federally authorized, delegated, or approved environmental program. Alaska's program that is in today's Full determination of adequacy is described in the Decision section of this document.

Alaska's application is available for public review at EPA's office in Seattle, and at the EPA operations offices in Juneau and Anchorage. If desired, EPA will deliver a copy immediately (for public viewing) to the Solid Waste office of the Alaska Department of Environmental Conservation in Fairbanks—upon telephone, fax, or written request to the Contact person listed below.

**EFFECTIVE DATE AND COMMENT PERIOD:** All comments on today's tentative determination of full program adequacy, must be received in writing by the office of the EPA person named in the CONTACTS section of this notice on or before 5:00 PM, Pacific Time, on March 6, 2000. Copies may be sent by fax to Steven B. Sharp, (206) 553-8509, on or before this date provided the original document is also sent by regular mail. EPA is not required to hold a public hearing and is not offering one in today's notice. (In the unlikely event that a need for a public hearing arises, EPA will make an announcement of same in a future **Federal Register**.)

The final determination of full program adequacy of Alaska's municipal solid waste landfill permit program shall become effective on March 15, 2000, if there are not significant adverse written comments on today's document. Alternatively, if EPA receives sufficient adverse comments, a subsequent notice will be published in the **Federal Register** that either withdraws today's final full approval or affirms today's final full program approval. If published, it will discuss the comments received and include