

have been placed on the site through the State of Iowa's Registry of Hazardous Waste or Hazardous Substance Disposal Sites, which prevents changes in land ownership or use without State approval. In addition, a notice has been placed on the deed.

#### *Cleanup Standards*

Soil cleanup standards were set in the ROD at 2000 milligrams per kilogram (mg/kg) total chromium. This standard was met and exceeded in the site excavation work. The site work was considered to be completed when the groundwater monitoring revealed no exceedance of MCLs, or State action levels, for CERCLA contaminants of concern. All facets of the ROD and amended ROD have been met as well. Because wastes remain at the site in two capped landfills and in the covered impoundments, some residual risks remain at the site that require continued operation and maintenance activities, institutional controls, and five-year reviews.

#### *Operations and Maintenance*

The State of Iowa has provided in the State Superfund Contract with EPA an adequate assurance to assume responsibility for operation and maintenance activities, including institutional controls. The state is conducting operation and maintenance activities pursuant to the Surveillance and Maintenance Plan that was approved by EPA on September 12, 2000. Operation and maintenance of the landfill caps, floating covers, and fences is required and will continue after site deletion, since waste was left in place as part of the final source control remedy. The Plan, dated September 1998 and revised by technical memorandum of June 19, 2000, lists the activities to be performed, including inspections every six months to ensure erosion control, floating cover maintenance, mowing, and fence maintenance. Institutional controls will also be maintained. No major problems have been encountered.

#### *Five-Year Review*

A statutory Five-Year Review Report was completed on July 11, 2003, pursuant to CERCLA 121 (c) and to § 300.430(f)(4)(ii) of the NCP. The report concluded that the remedy is protective of human health and the environment, all threats at the site have been addressed, and contaminants of concern in the groundwater have been shown to be below drinking water standards. Another five-year review report is scheduled for 2008.

#### *Community Involvement*

Public participation activities have been satisfied as required in CERCLA section 113(k), 42 U.S.C. 9613(k), and CERCLA section 117, 42 U.S.C. 9617. Mailing lists were developed, fact sheets mailed out, and public notices placed in newspapers in July 1991, May 1996, and July 2000 to support the proposed plans. Public meetings were held on July 30, 1991, and July 24, 2000; opportunity for a hearing was provided in May 1996 but none was requested. In addition, a public notice for the Five-Year Review was placed in June 2003. Documents in the Deletion Docket which EPA relied on for recommendation of the deletion from the NPL are available to the public in the information repositories. A public notice for this action will also be published in the *Sergeant Bluff Advocate*.

#### **V. Deletion Action**

The EPA, with concurrence of the State of Iowa, has determined that all appropriate responses under CERCLA have been completed, and that no further response actions, under CERCLA, are necessary. The State concurrence letter dated May 11, 2004, states that IDNR concurs with the proposed removal of the site from the NPL. It notes that such removal will not disqualify the site for Superfund funds if additional remedial work is deemed necessary in the future. The EPA agrees with the State comment; therefore, EPA is deleting the site from the NPL.

Because EPA considers this action to be noncontroversial and routine, EPA is taking it without prior publication. This action will be effective September 24, 2004 unless EPA receives adverse comments by August 25, 2004. If adverse comments are received within the 30-day public comment period, EPA will publish a timely withdrawal of this direct final notice of deletion before the effective date of the deletion and it will not take effect and, EPA will prepare a response to comments and continue with the deletion process on the basis of the notice of intent to delete and the comments already received. There will be no additional opportunity to comment.

#### **List of Subjects in 40 CFR Part 300**

Environmental protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: June 21, 2004.

**James B. Gulliford,**

*Regional Administrator, Region VII.*

■ For the reasons set out in this document, 40 CFR part 300 is amended as follows:

#### **PART 300—[AMENDED]**

■ 1. The authority citation for part 300 continues to read as follows:

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601–9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p.193.

#### **Appendix B—[Amended]**

■ 2. Table 1 of Appendix B to part 300 is amended by removing the site, “Mid-America Tanning Co., Sergeant Bluff, IA.”

[FR Doc. 04–16726 Filed 7–23–04; 8:45 am]

BILLING CODE 6560–50–P

### **FEDERAL COMMUNICATIONS COMMISSION**

#### **47 CFR Part 73**

[DA 04–1736; MB Docket No. 03–244, RM–10825]

#### **Radio Broadcasting Services; New Market, Alabama and Tullahoma, TN**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division, at the request of Tennessee Valley Radio, Inc., licensee of FM Station WHRP, Tullahoma, Tennessee, deletes Tullahoma, Tennessee, Channel 227C1, from the FM Table of Allotments, and allots Channel 227C2 at New Market, Tennessee, as the community's first local FM service, and modifies the license of FM Station WHRP to specify operation on Channel 227C2 at New Market. Previously, the Audio Division granted Station WHRP a license to specify operation on Channel 227C1 in lieu of Channel 227C. See BLH–19890717KC Channel 227C2 can be allotted to New Market, Alabama, in compliance with the Commission's minimum distance separation requirements with a site restriction of 5.2 km (3.2 miles) south of New Market. The coordinates for Channel 227C2 at New Market, Alabama, are 34–51–48 North Latitude and 86–25–38 West Longitude.

**DATES:** Effective August 23, 2004.

**FOR FURTHER INFORMATION CONTACT:** Deborah Dupont, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 03-244, adopted June 23, 2004, and released June 25, 2004.

The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision also may be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the company's Web site, <http://www.bcpweb.com>. The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the General Accounting Office pursuant to the Congressional Review Act, see U.S.C. 801(a)(1)(A).

#### List of Subjects in 47 CFR part 73

Radio, Radio broadcasting.

■ Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—RADIO BROADCAST SERVICES

■ 1. The authority citation for Part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Alabama, is amended by adding New Market, Channel 227C2.

■ 3. Section 73.202(b), the Table of FM Allotments under Tennessee, is amended by removing Tullahoma, Channel 227C.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 04-16890 Filed 7-23-04; 8:45 am]

BILLING CODE 6712-01-P

#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 80

[PR Docket No. 92-257; RM-9664; DA 04-1608]

#### Amendment of the Commission's Rules Concerning Maritime Communications

**AGENCY:** Federal Communications Commission.

**ACTION:** Correcting amendments.

**SUMMARY:** This document contains corrections to the final regulations which were published in the **Federal Register** of Thursday, July 25, 2002 (67 FR 48560). The regulations related to licensing of Automated Maritime Telecommunication System stations.

**DATES:** Effective July 26, 2004.

**FOR FURTHER INFORMATION CONTACT:** Scot Stone, Public Safety and Critical Infrastructure Division at (202) 418-0680.

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations determined that unassigned Automated Maritime Telecommunications System spectrum would be made available for licensing throughout the United States by ten Automated Maritime Telecommunications System Areas (AMTSAs). Each AMTSA consists of one or more of the 174 Economic Areas (EAs) or EA-like areas in International Telecommunication Region 2—*i.e.*, the 172 EAs specified by the Department of Commerce and the Commission-created EA-like areas for Puerto Rico and the United States Virgin Islands (EA 174) and the Gulf of Mexico (EA 176). However, § 80.385(a)(3) of the Commission's Rules did not include a reference to the perimeter of EA 176.

##### Need for Correction

As published, § 80.385(a)(3) does not refer to the perimeter of EA 176, which may prove to be misleading and needs to be clarified. In addition, the second column of the table in § 80.385(a)(2), as published in the **Federal Register** was misaligned, beginning with Channel 149, and needs to be corrected.

##### List of Subjects in 47 CFR Part 80

Communications equipment, Radio, Reporting and recordkeeping requirements.

Federal Communications Commission.

**William F. Caton,**

*Deputy Secretary.*

■ Accordingly, 47 CFR part 80 is corrected by making the following correcting amendments.

#### PART 80—MARITIME SERVICES

■ 1. The authority citation for part 80 continues to read as follows:

**Authority:** Secs. 4, 303, 307(e), 309, and 332, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, 307(e), 309, and 332, unless otherwise noted. Interpret or apply 48 Stat. 1064-1068, 1081-1105, as amended; 47 U.S.C. 151-155, 301-609; 3 UST 3450, 3 UST 4726, 12 UST 2377.

■ 2. Revise paragraphs (a)(2) and (a)(3) of § 80.385 to read as follows:

#### § 80.385 Frequencies for automated systems.

\* \* \* \* \*

(a) \* \* \*

(2) The following carrier frequencies are available for assignment to public coast stations for public correspondence communications with ship stations and units on land. AMTS operations must not cause harmful interference to the U.S. Navy SPASUR system which operates in the band 216.880-217.080 MHz.

Channel No.	Carrier frequency (MHz)		
	Ship transmit <sup>1 3</sup>	Coast transmit <sup>2</sup>	Group
101 .....	.....	216.0125	D
102 .....	.....	216.0375	
103 .....	.....	216.0625	
104 .....	.....	216.0875	
105 .....	.....	216.1125	
106 .....	.....	216.1375	
107 .....	.....	216.1625	
108 .....	.....	216.1875	
109 .....	.....	216.2125	
110 .....	.....	216.2375	
111 .....	.....	216.2625	
112 .....	.....	216.2875	
113 .....	.....	216.3125	
114 .....	.....	216.3375	
115 .....	.....	216.3625	C
116 .....	.....	216.3875	
117 .....	.....	216.4125	
118 .....	.....	216.4375	
119 .....	.....	216.4625	
120 .....	.....	216.4875	
121 .....	.....	216.5125	
122 .....	.....	216.5375	
123 .....	.....	216.5625	
124 .....	.....	216.5875	
125 .....	.....	216.6125	
126 .....	.....	216.6375	
127 .....	.....	216.6625	
128 .....	.....	216.6875	
129 .....	.....	216.7125	
130 .....	.....	216.7375	
131 .....	.....	216.7625	
132 .....	.....	216.7875	
133 .....	.....	216.8125	
134 .....	.....	216.8375	
135 .....	.....	216.8625	
136 .....	.....	216.8875	
137 .....	.....	216.9125	
138 .....	.....	216.9375	
139 .....	.....	216.9625	
140 .....	.....	216.9875	B
141 .....	219.0125	217.0125	
142 .....	219.0375	217.0375	
143 .....	219.0625	217.0625	
144 .....	219.0875	217.0875	
145 .....	219.1125	217.1125	
146 .....	219.1375	217.1375	
147 .....	219.1625	217.1625	
148 .....	219.1875	217.1875	
149 .....	219.2125	217.2125	
150 .....	219.2375	217.2375	
151 .....	219.2625	217.2625	
152 .....	219.2875	217.2875	
153 .....	219.3125	217.3125	