

Office of Underground Storage Tanks (OUST) and the regulated community. The current OMB inventory reports \$363,000 in total annualized costs (which includes capital/startup and O&M costs); there was an error in the burden associated with the previous ICR (1360.06) and the cost estimate should have been \$363,561,000. The total annualized cost requested in this ICR is \$343,507,000. This corrects the current OMB inventory and is based on updated data from the Office of Underground Storage Tanks (OUST) and the regulated community. This new burden is \$20.05 million less than the previous ICR submission.

Dated: September 5, 2004.

**Oscar Morales,**

*Director, Collection Strategies Division.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[Docket #: ID-04-004; FRL-7815-1]

**Adequacy Status of the Portneuf Valley, Pocatello, ID Submitted Particulate Matter (PM<sub>10</sub>) Maintenance Plan for Transportation Conformity Purposes**

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

**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, EPA is notifying the public that we have found

the submitted motor vehicle emissions budgets for PM<sub>10</sub> in the Moderate Portneuf Valley, Pocatello, Idaho PM<sub>10</sub> Maintenance Plan (Maintenance Plan) are adequate for transportation conformity purposes. On March 2, 1999, the D.C. Circuit Court ruled that submitted SIPs cannot be used for conformity determinations until EPA has affirmatively found them adequate. As a result of this adequacy finding, the Bannock Planning Organization, Idaho Transportation Department, and the Federal Highway Administration are required to use the motor vehicle emissions budgets from this submitted Maintenance Plan for future conformity determinations.

**DATES:** This finding is effective October 4, 2004.

**FOR FURTHER INFORMATION CONTACT:** The finding is available at EPA's conformity Web site: <http://www.epa.gov/otaq/transp.htm>, (once there, click on the "Transportation Conformity" button, then look for "Adequacy Review of SIP Submissions"). You may also contact Wayne Elson, U.S. EPA, Region 10, Office of Air, Waste, and Toxics (AWT-107), 1200 Sixth Ave, Seattle WA 98101; (206) 553-1463 or [elson.wayne@epa.gov](mailto:elson.wayne@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

Today's notice is simply an announcement of a finding that we have already made. EPA Region 10 sent a letter to Idaho Department of Environmental Quality on August 31,

2004, stating that the motor vehicle emissions budgets in the Maintenance Plan are adequate.

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA's conformity rule requires that transportation plans, programs, and projects conform to state air quality implementation plans (SIPs) and establishes the criteria and procedures for determining whether or not they do. Conformity to a SIP means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP's motor vehicle emission budget is adequate for conformity purposes are outlined in 40 CFR 93.118(e)(4). Please note that an adequacy review is separate from EPA's completeness review and it also should not be used to prejudge our ultimate approval of the SIP. Even if we find a budgets adequate, the SIP could later be disapproved.

We have described our process for determining the adequacy of submitted SIP budgets in guidance (May 14, 1999 memo titled "Conformity Guidance on Implementation of March 2, 1999 Conformity Court Decision"). We followed this guidance in making our adequacy determination. For the reader's ease, we have excerpted the motor vehicle emission budgets from the Maintenance Plan. The budgets in tons per year are as follows:

Year	Particulate matter PM <sub>10</sub>	Nitrogen oxides	Volatile organic compounds
2005 .....	897	1,575	983
2010 .....	1,120	1,085	716
2020 .....	1,364	514	585

**Authority:** 42 U.S.C. 7401-7671q.

Dated: September 8, 2004.

**Julie Hagensen,**

*Acting Regional Administrator, Region 10.*

[FR Doc. 04-20975 Filed 9-16-04; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[ER-FRL-6655-8]

**Environmental Impact Statements and Regulations; Availability of EPA Comments**

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under Section

309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act, as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in the **Federal Register** dated April 2, 2004 (69 FR 17403).

**Draft EISs**

*ERP No. D-COE-G39041-LA Rating LO, Programmatic EIS—Louisiana Coastal Area (LCA) Ecosystem Restoration Study, Implementation, Tentatively Selected Plan, Mississippi River, LA.*

*Summary:* EPA has no objection to the selection of the Tentatively Selected Plan of Action, and supports the primary restoration strategies, namely, river reintroduction and barrier island/shoreline restoration.

*ERP No. D-COE-K39086-CA Rating EC2, Matilija Dam Ecosystem Restoration Feasibility Study, Restoring Anadromous Fish Populations, Matilija Creek, Ventura River, Ventura County Watershed Protection District, Ventura County, CA.*

*Summary:* EPA supports the proposed project. However, EPA has environmental concerns regarding the potential adverse impacts of a flooding event mobilizing a large quantity of

sediment, as well as impacts regarding the proposed slurry disposal sites.

*ERP No. D-FHW-E40801-00 Rating EC2, Interstate 69 Section of Independent Utility #9, Construction from the Interstate 55/MS State Route 304 Interchange in Hernando, MS to the Intersection of U.S. 51 and State Route 385 in Millington, TN, Desoto and Marshall Counties, MS, Shelby and Fayette Counties, MS.*

*Summary:* EPA expressed concerns about aquatic resource impacts, land-use, noise, environmental justice, and connected and cumulative actions.

*ERP No. D-FHW-J40164-MT Rating EC2, U.S.-2 Highway Corridor Improvement Project, Reconstruction between Havre to Fort Belknap to Replace the Aging U.S.-2 Facility, U.S. Army COE Section 404 Permit, Hill and Blaine Counties, MT.*

*Summary:* EPA express concern about to riparian degradation and siltation of 303(d) listed Battle Creek.

*ERP No. D-FHW-K40223-CA Rating EC2, South Orange County Transportation Infrastructure Improvement Project, To Locate, Construct and Operate Transportation Improvements, Orange and San Diego Counties, CA.*

*Summary:* EPA expressed concerns about direct and indirect impacts to water resources, impacts to air and water quality from construction and operation, and cumulative impacts to species and habitats. EPA encourages the transportation agencies to commit to mitigation measures that compliment pending conversation plans in the region.

*ERP No. DA-FTA-C40046-NY Rating LO, Erie Canal Harbor Project (formerly known as the Buffalo Inner Harbor Development Project) Updated Information on the Original Project, City of Buffalo, Erie County, NY.*

*Summary:* EPA has no objection to the implementation of the proposed project.

*ERP No. DS-COE-D36042-PA Rating LO, Wyoming Valley Levee Raising Project, Design Modification and Recreational Enhancements, Wilkes-Barre, Pennsylvania River Commons, Susquehanna River, Luzerne County, PA.*

*Summary:* EPA had no objection to the proposed action.

#### Final EISs

*ERP No. F-COE-C39016-PR, Port of The Americas Project, Development of a Deep-Draft Terminal at the Port of Ponce to Receive Post-Panamax Ships, COE Section 10 and 404 Permits, Municipalities of Guayanilla-Penuelas and Ponce, Puerto Rico.*

*Summary:* Based on new information regarding port development and compensatory mitigation to offset unavoidable impacts to wetlands, EPA concluded that earlier objections to issuance of the Corps' CWA Section 404 Permit have been addressed. However, EPA requested that traffic models and emissions analyses be updated to incorporate new cargo volume projections.

*ERP No. F-FHW-D40313-MD, MD-210 (Indian Head Highway) Multi-Modal Study, MD-210 Improvements between I-95/I-495 (Capitol Beltway) and MD-228 Funding and U.S. COE Section 404 Permit Issuance, Prince George's County, MD.*

*Summary:* EPA's previous issues have been resolved, therefore, EPA has no objection to the proposed action.

Dated: September 14, 2004.

**Robert W. Hargrove,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 04-20987 Filed 9-16-04; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6655-7]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nea/>.

Weekly receipt of Environmental Impact Statements

Filed September 6, 2004 Through September 10, 2004

Pursuant to 40 CFR 1506.9.

*EIS No. 040431, DRAFT EIS, AFS, MT, Fishtrap Project, Proposed Timber Harvest, Prescribed Burning, Road Construction and Other Restoration Activities, Lolo National Forest, Plains/Thompson Falls Ranger District, Sanders County, MT, Comment Period Ends: November 1, 2004, Contact: Pat Partyka (406) 826-4314.*

*EIS No. 040432, DRAFT EIS, AFS, NM, Ojo Caliente Proposed Transmission Line, Propose to Authorize, Construct, Operate and Maintain a New 115kV Transmission Line and Substation, Carson National Forest and BLM Taos Field Office, Taos and Rio Arriba Counties, NM, Comment Period Ends: November 1, 2004, Contact: Ben Kuykendall (505) 758-6311.*

*EIS No. 040433, DRAFT EIS, NRC, NM, National Enrichment Facility (NEF), To Construct, Operate, and*

*Decommission a Gas Centrifuge Uranium Enrichment Facility, License Application, NUREG-1790, near Eunice, Lea County, NM, Comment Period Ends: November 6, 2004, Contact: Melanie Wong (301) 415-6262.*

*EIS No. 040434, DRAFT EIS, IBR, UT, WY, Operation of Flaming Gorge Dam Colorado River Storage Project, To Protect and Assist in Recovery of Populations and Designated Critical Habitat of Four Endangered Fishes: Bonytail, Colorado Pikeminnow, Humpback Chub and Razorback Sucker, Green River, UT and WY, Comment Period Ends: November 15, 2004, Contact: Peter Crookston (801) 379-1152.*

*EIS No. 040435, DRAFT EIS, BLM, CA, NM, OR, California Coastal National Monument Resource Management Plan, To Protect Important Biological and Geological Values: Islands, Rocks, Exposed Reefs, and Pinnacles above Mean High Tide, CA, OR and Mexico, Comment Period Ends: December 16, 2004, Contact: Rick Hanks (831) 372-6115.*

*EIS No. 040436, DRAFT EIS, AFS, SD, WY, Black Hills National Forest Land and Resource Management Plan Phase II Amendment, Proposal to Amend the 1997 Land and Resource Management Plan, Custer, Fall River, Lawrence, Meade, and Pennington Counties, SD and Crook and Weston Counties, WY, Comment Period Ends: December 15, 2004, Contact: Jeff Ulrich (605) 673-9200. This document is available on the Internet at: <http://www.fs.fed.us/r2/blackhills>.*

*EIS No. 040437, DRAFT EIS, AFS, NH, ME, White Mountain National Forest, Propose Land and Resource Management Plan, Forest Plan Revision Implementation, Carroll, Coos and Grafton Counties, NH and Oxford County, ME, Comment Period Ends: December 15, 2004, Contact: Barbara Levesque (603) 528-8743.*

*EIS No. 040438, DRAFT EIS, DOD, Programmatic—Missile Defense Agency, To Incrementally Develop, Test, Deploy and Planning for Decommissioning of the Ballistic Missile Defense System (BMDS), Comment Period Ends: November 1, 2004, Contact: Martin Duke (703) 697-4248.*

*EIS No. 040439, DRAFT EIS, DHS, MD, National Biodefense Analysis and Countermeasures Center (NBACC) Facility at Fort Detrick, Construction and Operation, Fort Detrick, Frederick County, MD, Comment Period Ends: November 1, 2004, Contact: Kevin Anderson (301) 846-2156.*