

Management Plan, Regulatory Impact Review, South Atlantic Region.

Summary: While EPA has no objection to the proposed action, it recommended that an adaptive management approach be instituted to measure the success of the Fishery Management Plan and stock recovery and to implement adopted adjustments as needed.

ERP No. DS-AFS-L61218-ID Rating EC2, Frank Church-River of No Return Wilderness (FC-RONRW), Implementation for the Future Management of Land and Water Resources, Updated and Additional Information, Bitterroot, Boise, Nez Perce, Payette and Salmon-Challis National Forests, ID.

Summary: EPA expressed concerns regarding water quality. EPA recommended that the EIS include information on degraded streams, their polluting parameters, potential impacts from project implementation, and strategies for addressing degraded streams as required by the Forest Service Protocol for Addressing CWA 303(d) Listed Waters.

ERP No. DS-NOA-A91065-00 Rating EC2, Atlantic Tunas, Swordfish and Sharks, Highly Migratory Species Fishery Management Plan, Updated Information, Reduction of Bycatch and Incidental Catch in the Atlantic Pelagic Longline Fishery.

Summary: EPA expressed concern that the preferred alternative is counterproductive for some species, particularly protected sea turtles, and requested that another alternative that might reduce turtle interaction with Longline sets be selected.

Final EISs

ERP No. F-AFS-J61100-CO, Arapahoe Basin Ski Area Master Development Plan, Construction and Operation, COE Section 404 Permit, White River National Forest, Dillon Ranger District, Summit County, CO.

Summary: EPA expressed environmental objections due to potential impacts to water quality, and inadequate mitigation for potential impacts in Phase I of the project. EPA recommended that a mitigation plan be developed to accompany the stipulations attached to Phase II of the project.

ERP No. F-AFS-J65308-UT, Wasatch Powderbird Guides Permit Renewal, Proposal to Conduct Guided Helicopter Skiing Activities on National Forest System Land, Issuance of a Special-Use Permit, Wasatch-Cache National Forest, Uinta National Forest, Salt Lake County, UT.

Summary: No formal comment letter was sent to the preparing agency.

ERP No. F-AFS-L65297-AK, Indian River Timber Sales(s) Project, Implementation, Tongass National Forest, Chatham Area, Sitka and Hoonah Ranger Districts, COE Section 10 and 404 Permit, NPDES and Coast Guard Bridge Permit, Chichagof Island, AK.

Summary: No formal comment letter was sent to the preparing agency.

ERP No. F-COE-C30010-NJ, Barnegat Inlet to Little Egg Inlet Hurricane and Storm Damage Protection, Implementation, Long Beach Island, Ocean County, NJ.

Summary: EPA has no objection to the proposed project because it does not appear that it would result in significant adverse impacts to environmental resources of concern.

ERP No. F-FHW-L40209-WA, WA-16/Union Avenue Vicinity to WA-302 Vicinity of Tacoma Improvements, Construction, Funding, Coast Guard Permit, COE Section 10 and 404 Permits, Pierce County, WA.

Summary: No formal comment letter was sent to the preparing agency.

ERP No. F-USA-C11015-NJ, Military Ocean Terminal (MOTBY), Disposal and Reuse, Implementation, in the City of Bayonne, Bergen, Essex and Hudson Counties, NJ.

Summary: EPA has no objection to the project as proposed, provided that all mitigation is implemented.

ERP No. F-USA-K11090-AZ, Fort Huachuca Real Property Master Planning, Approval of Land Use and Real Estate Investment Strategies, Cochise County, AZ.

Summary: No formal comment letter was sent to the preparing agency.

ERP No. F-USN-K11097-GU, Agana Naval Air Station Disposal and Reuse, Implementation, Guam.

Summary: No formal comment letter was sent to the preparing agency.

Dated: February 15, 2000.

B. Katherine Biggs,

Associate Director, Office of Federal Activities.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6538-8]

Proposed CERCLA Administrative Cashout Settlement; Montgomery KONE, Inc., Strother Field Industrial Park Superfund Site, Cowley County, KS, Docket No. CERCLA-7-2000-0007

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice; request for public comment.

SUMMARY: In accordance with section 122(h) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9622(h), notice is hereby given of a proposed administrative settlement for recovery of past response costs concerning the Strother Field Industrial Park Superfund Site, Cowley County, Kansas, with the following settling party: Montgomery KONE, Inc. The settlement requires the settling party to pay \$40,000.00 to the Hazardous Substance Superfund. The settlement agreement includes a covenant not to sue the settling party pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a). Montgomery KONE, Inc., formerly known as Montgomery Elevator, Inc., owned a facility in the southern portion of the Site until 1985. Montgomery KONE, Inc. currently owns property at the northern portion of the Site where it currently operates its business at Strother Field. It is estimated that the total costs expended in connection with the Site by both EPA and the responsible parties will exceed \$7 million. The estimated costs incurred by the responsible parties include the responsible parties' estimates of the respective amounts that have been or will be expended on site cleanup activities. The cleanup of the Site will continue with EPA's continuing enforcement activities against the PRPs that have not been cashed out. For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection at Strother Field Airport/Industrial Park, 4th & Tupper, Winfield, KS 67156 and Office of Regional

Hearing Clerk, EPA, 901 North 5th Street, Kansas City, KS 66101.

DATES: Comments must be submitted on or before March 20, 2000.

ADDRESSES: The proposed settlement providing additional background information relating to the settlement is available for public inspection at Office of Regional Hearing Clerk, Environmental Protection Agency, 901 N. 5th Street, Kansas City, KS 66101. A copy of the proposed settlement may be obtained from Kathy Robinson, Regional Hearing Clerk, EPA, 901 N. 5th Street, Kansas City, KS 66101, telephone 913-551-7567. Comments should reference the Strother Field Industrial Park Superfund Site, Cowley County, Kansas, Docket No. CERCLA 7-2000-0007, and should be addressed to Regional Hearing Clerk, EPA, 901 N. 5th Street, Kansas City, KS 66101.

FOR FURTHER INFORMATION CONTACT: James D. Stevens, Assistant Regional Counsel, EPA, 901 N. 5th Street, Kansas City, KS 66101, telephone: 913-551-7322.

Dated: February 9, 2000.

Dennis Grams, P.E.,

Regional Administrator, Region 7.

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FEDERAL COMMUNICATIONS COMMISSION

[DA 00-145 and DA 00-191]

Wireless Telecommunications Bureau Seeks Comment on SBC Communications Inc.'s (SBC) and Nextel Communications, Inc.'s (Nextel) Petitions Regarding PCS C and F Block Spectrum

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: The Wireless Telecommunication Bureau (Bureau) seeks comment on SBC's request for waiver of the eligibility requirements regarding PCS C and F block spectrum. The Bureau also seeks comment on Nextel's petition for expedited rule making or waiver of the Commission's rules regarding PCS C and F block eligibility for licenses and license configuration.

DATES: Comments are due February 14, 2000, and reply comments are due February 22, 2000.

ADDRESSES: Comments should be filed with the Office of the Secretary, Federal Communications Commission, TW B204, 445 12th St. SW., Washington, DC

20554. Comments also should be provided to Amy Zoslov, Chief, Auctions and Industry Analysis Division, Room # 4-A624, Wireless Telecommunications Bureau, Federal Communications Commission, 445 12th St. SW Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Leora Hochstein of the Auctions and Industry Analysis Division at (202) 418-0660.

SUPPLEMENTARY INFORMATION: This is a summary of two Public Notices, DA 00-145 released January 31, 2000, and DA 00-191 released February 3, 2000. The complete text of the public notices, including all attachments, is available for inspection and copying during normal business hours in the FCC Reference Center (Room CY A257), 445 12th Street, SW., Washington, DC. It may also be purchased from the Commission's copy contractor, International Transcription Services, Inc. (ITS, Inc.) 1231 20th Street, NW, Washington, DC 20036, (202) 857-3800. It is also available on the Commission's website at <http://www.fcc.gov>.

1. SBC Communications Inc. ("SBC") has filed a request for waiver of the eligibility requirements in § 24.709 of the Commission's rules. Section 24.709 of the Commission's rules restricts the eligibility for C and F block licenses to entities with total assets and gross revenues below specified levels. SBC requests a waiver under § 1.925 of the Commission's rules to allow companies other than such entities to participate in the upcoming C and F block auction.

2. SBC argues that granting its waiver request and allowing it to participate in the auction would serve the public interest by speeding the delivery of wireless services to the public and enhancing competition in numerous market areas.

3. Nextel Communications, Inc. ("Nextel") has filed a petition requesting expedited rulemaking under § 1.401, or in the alternative, waiver of the Commission's rules under §§ 1.3 and 1.925. Nextel seeks modification or waiver of the Commission's eligibility and bidding rules with respect to PCS C and F block spectrum. Nextel requests that the Commission allow companies other than entities with total assets and gross revenues below specified levels to participate in the upcoming C and F block auction. In addition, Nextel urges the Commission to auction one block of spectrum at the end of May 2000 on a "bulk bidding" basis. Under this proposal the Commission would reconfigure the 30 MHz C block licenses into separate 20 MHz and 10 MHz authorizations and offer the new 20

MHz and the available 15 MHz PCS licenses on a bulk bid basis, subject to expedited build-out requirements. Further, the new 10 MHz C block and F block licenses would be auctioned on a market-by-market basis.

4. Nextel argues that adopting its proposed rule modifications, or granting its waiver request, would serve the public interest by speeding the delivery of wireless services to the public, particularly to rural and underserved areas, and enhancing competition in wireless services.

5. The *Public Notice*, DA 00-145, seeking comment on SBC's request for waiver of the eligibility requirements for PCS C and F block spectrum stated that comments were due on February 10, 2000 and reply comments were due on February 15, 2000. In light of Nextel's filing, we broaden our request to include comments addressing any issues raised by SBC and/or Nextel. Further, we extend the deadline for filing comments to SBC's waiver request and/or Nextel's petition to February 14, 2000 for comments and February 22, 2000 for reply comments.

6. Commenters should address the sufficiency of the showings made by SBC and/or Nextel in light of the requirements of 47 CFR 1.925 and any other public interest considerations. All comments should reference DA 00-191.

7. This proceeding has been designated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules. 47 CFR 1.1200(a), 1.1206. Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. See 47 CFR 1.1206(b). Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in § 1.1206(b) of the Commission's rules, 47 CFR 1.1206(b).

8. Both SBC's waiver request and Nextel's petition are available for public inspection and copying in the Reference Center, Room CY A257, 445 12th St., SW., Washington, DC 20554. Copies of the Public Notices and its petition are also available from ITS at 1231 20th St. NW., Washington, DC 20036, or by calling (202) 857-3800.