

of safety. (3) The No Action Alternative in accordance with Section 1502.14(d) of the NEPA regulations means that an action would not take place and the resulting environmental effects from taking no action would be compared with the effects of allowing the proposed action to move forward. Implementation of the No Action alternative would only allow the performance of minimal airfield maintenance that is eligible for Categorical Exclusion under NEPA requirements. Under this alternative, Boca Chica Field would remain in non-compliance with airfield safety criteria and NAS Key West operations would continue to be negatively impacted by existing conditions.

The Navy is initiating the scoping process to identify community concerns and local issues that should be addressed in the EIS. Federal, State, and local agencies, as well as interested persons are encouraged to provide oral and/or written comments to the Navy to identify specific issues or topics of environmental concern for consideration in the EIS. The Navy will consider these comments in determining the scope of the EIS.

Written comments must be postmarked by September 21, 2004, and should be mailed to: Restoration of Airfield Clear Zones and Storm Water Drainage Systems at NAS Key West, FL EIS, c/o Commander, NAVFAC EFD SOUTH, P.O. Box 190010, North Charleston, SC 29419-9010, Attn: Code ES12/OW (Olivia Westbrook), telephone (843) 820-5841, facsimile (843) 820-7465, or by E-Mail [olivia.westbrook@navy.mil](mailto:olivia.westbrook@navy.mil).

Dated: August 3, 2004.

**S.K. Melancon,**

*Paralegal Specialist, Office of the Judge Advocate General, Alternate Federal Register Liaison Officer.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. IC04-582-001, FERC-582]

#### Commission Information Collection Activities, Proposed Collection; Comment Request; Submitted for OMB Review

July 30, 2004.

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the requirements of section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507, the Federal Energy Regulatory Commission (Commission) has submitted the information collection described below to the Office of Management and Budget (OMB) for review and reinstatement of this information collection requirement. Any interested person may file comments directly with OMB and should address a copy of those comments to the Commission as explained below. The Commission received no comments in response to an earlier **Federal Register** notice of April 14, 2004 (69 FR 19829-19830) and has made this notification in its submission to OMB.

**DATES:** Comments on the collection of information are due by August 31, 2004.

**ADDRESSES:** Address comments on the collection of information to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Federal Energy Regulatory Commission Desk Officer. Comments to OMB should be filed electronically, c/o [Pamela\\_L.\\_Beverly@omb.eop.gov](mailto:Pamela_L._Beverly@omb.eop.gov) and include the OMB Control No. as a point of reference. The Desk Officer may be reached by telephone at 202-395-7856. A copy of the comments should also be sent to the Federal Energy Regulatory Commission, Office of the Executive Director, ED-30, Attention: Michael Miller, 888 First Street, NE., Washington, DC 20426. Comments may be filed either in paper format or electronically. Those persons filing electronically do not need to make a paper filing. For paper filings, such comments should be submitted to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426 and should refer to Docket No. IC04-582-001.

Documents filed electronically via the Internet must be prepared in MS Word, Portable Document Format, Word Perfect, or ASCII format. To file the document, access the Commission's Web site at <http://www.ferc.gov> and click on "Make an E-filing," and then follow the instructions for each screen. First time users will have to establish a user name and password. The Commission will send an automatic acknowledgment to the sender's e-mail address upon receipt of comments. User assistance for electronic filings is available at 202-502-8258 or by e-mail to [efiling@ferc.gov](mailto:efiling@ferc.gov). Comments should not be submitted to the e-mail address.

All comments are available for review at the Commission or may be viewed on the Commission's Web site at <http://www.ferc.gov>.

[www.ferc.gov](http://www.ferc.gov), using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

#### FOR FURTHER INFORMATION CONTACT:

Michael Miller may be reached by telephone at (202) 502-8415, by fax at (202) 273-0873, and by e-mail at [michael.miller@ferc.gov](mailto:michael.miller@ferc.gov).

#### SUPPLEMENTARY INFORMATION:

##### Description

The information collection submitted for OMB review contains the following:

1. *Collection of Information:* FERC-582 "Electric Fees and Annual Charges."
2. *Sponsor:* Federal Energy Regulatory Commission.
3. *Control No.:* 1902-0132.

The Commission is now requesting that OMB approve with a three-year extension of the expiration date, with no changes to the existing collection. The information filed with the Commission is mandatory.

4. *Necessity of the Collection of Information:* Submission of this information is necessary to enable the Commission to carry out its responsibilities in implementing the statutory provisions of the Independent Offices Appropriation Act of 1952 (IOAA) (31 U.S.C. 9701) which authorizes the Commission to establish fees for its services. In addition, the Omnibus Budget Reconciliation Act of 1986 (OBRA) (42 U.S.C. 71778) authorizes the Commission "to assess and collect fees and annual charges in any fiscal year in amounts equal to all the costs incurred by the Commission in that fiscal year." In calculating annual charges, the Commission first determines the total costs of its electric regulatory program and then subtracts all electric regulatory program filing fee collections to determine the total collectible electric regulatory program costs. It then uses the data submitted under the Commission's information collection requirement FERC-582 to determine the total megawatt-hours of transmission of electric energy in interstate commerce. This is measured by the sum of the megawatt-hours of all unbundled transmission (including MWh delivered in wheeling transactions and MWh delivered in exchange transactions) and the megawatt-hours of all bundled wholesale power sales (to the extent these later megawatt-hours were not

separately reported as unbundled transmission). This information must be reported to three decimal places. Public utilities and power marketers subject to these annual charges must submit FERC-582 to the Commission's Office of the Secretary by April 30 of each year. The Commission issues bills for annual charges, and then public utilities and power marketers must pay the charges within 45 days of the Commission's issuance of the bill.

The Commission's staff uses companies' financial information filed under waiver provisions to evaluate requests for a waiver or exemption of the obligation to pay a fee for an annual charge. The Commission implements the filing requirements in the Code of Regulations (CFR) under 18 CFR part 381, sections 381.108 and 381.302 and part 382, section 382.201(c).

5. *Respondent Description:* The respondent universe currently comprises 192 companies (on average per year) subject to the Commission's jurisdiction.

6. *Estimated Burden:* 768 total hours, 192 respondents (average per year), 1 response per respondent, and 4 hours per response (average).

7. *Estimated Cost Burden to Respondents:* 768 hours/2080 hours per years  $\times$  \$107,185 per year = \$39,576. The cost per respondent is equal to \$206.

*Statutory Authority:* 31 U.S.C. 9701 and 42 U.S.C. 71778.

Magalie R. Salas,  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP04-36-000 and CP04-41-000]

#### Weaver's Cove Energy, L.L.C.; Mill River Pipeline, L.L.C.; Notice of Availability of the Draft Environmental Impact Statement and the Draft General Conformity Determination for the Proposed Weaver's Cove LNG Project

July 30, 2004.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) has prepared a draft Environmental Impact Statement (EIS) on the liquefied natural gas (LNG) import terminal and natural gas pipeline facilities in Bristol County, Massachusetts proposed by Weaver's

Cove Energy, L.L.C. and Mill River Pipeline, L.L.C. (collectively referred to as Weaver's Cove Energy) in the above-referenced dockets. A draft General Conformity Determination was also prepared to assess the potential air quality impacts associated with construction and operation of the proposed project and is included as appendix H of the draft EIS.

The draft EIS was prepared to satisfy the requirements of the National Environmental Policy Act (NEPA). The staff concludes that approval of the proposed project with appropriate mitigating measures as recommended, would have limited adverse environmental impact. The draft EIS also evaluates alternatives to the proposal, including system alternatives, alternative sites for the LNG import terminal, and pipeline alternatives; and requests comments on them.

The draft EIS was also prepared to satisfy the requirements of the Massachusetts Environmental Policy Act (MEPA). The Massachusetts Executive Office of Environmental Affairs issued a Certificate to Weaver's Cove Energy on August 28, 2003, that established a Special Review Procedure to guide the MEPA review of the Weaver's Cove LNG Project. This Special Review Procedure provides for a coordinated NEPA/MEPA review and allows the draft and final EISs to serve as the draft and final Environmental Impact Reports (EIRs) required under MEPA, provided the EISs address MEPA's EIR requirements, as specified in the MEPA scope for the project that was issued concurrently with the August 28, 2003, Special Review Procedure.

Weaver's Cove Energy's proposed facilities would transport up to 800 million cubic feet per day (MMcfd) of imported natural gas to the U.S. market. In order to provide LNG import, storage, and pipeline transportation services, Weaver's Cove Energy requests Commission authorization to construct, install, and operate an LNG terminal and natural gas pipeline facilities.

The draft EIS addresses the potential environmental effects of the construction and operation of the following LNG terminal and natural gas pipeline facilities:

- A ship unloading facility with a single berth capable of receiving LNG ships with cargo capacities of up to 145,000 cubic meters ( $m^3$ );
- A 200,000  $m^3$  (equivalent to 4.4 billion standard cubic feet of gas) full containment LNG storage tank;
- Vaporization equipment, sized for a normal sendout of 400 MMcfd and a maximum sendout of 800 MMcfd;

- Four LNG truck loading stations;
- Ancillary utilities, buildings, and service facilities;
- Two 24-inch-diameter natural gas sendout pipelines, totaling approximately 6.1 miles in length; and
- Two meter and regulation stations.

#### Comment Procedures and Public Meetings

Any person wishing to comment on the draft EIS or the draft General Conformity Determination may do so. To ensure consideration prior to a Commission decision on the proposal, it is important that we receive your comments before the date specified below. Please carefully follow these instructions to ensure that your comments are received in time and properly recorded:

- Send an original and two copies of your comments to: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First St., NE., Room 1A, Washington, DC 20426;
- Reference Docket No. CP04-36-000;
- Label one copy of your comments for the attention of Gas Branch 1, PJ11.1; and
- Mail your comments so that they will be received in Washington, DC on or before September 20, 2004.

Please note that we are continuing to experience delays in mail deliveries from the U.S. Postal Service. As a result, we will include all comments that we receive within a reasonable time frame in our environmental analysis of the project. However, the Commission strongly encourages electronic filing of any comments or interventions to this proceeding. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site at <http://www.ferc.gov> under the "e-Filing" link and the link to the User's Guide. Before you can file comments you will need to create a free account which can be created online.

In addition to or in lieu of sending written comments, we invite you to attend the public comment meetings we will conduct in the project area. The locations and times for these meetings are listed below:

September 8, 2004, 7 p.m. (e.s.t.), Venus de Milo Restaurant, 75 GAR Highway, Swansea, Massachusetts 02777, (508) 678-3901.

September 9, 2004, 7 p.m. (e.s.t.), Gaudet Middle School, 1113 Aquidneck Avenue, Middletown, RI 02842, (401) 846-6395

These meetings will be posted on the Commission's calendar located at <http://www.ferc.gov/EventCalendar/EventsList.aspx> along with other related