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**William Matuszeski,**

*Director, Chesapeake Bay Program Office.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6872-6]

### ILCO Superfund Site; Notice of Proposed Settlements

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of Proposed Settlements.

**SUMMARY:** The United States Environmental Protection Agency is proposing to enter into a settlement with nine proposed settlors for response costs pursuant to Section 122(h)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9622(h)(1) concerning the Interstate Lead Company Site (ILCO) located in Leeds, Jefferson County, Alabama. The proposed settlors are: (1) Beebe Batteries, Inc.; (2) Courtesy Metal Company, Inc.; (3) E&J Metal Co.; (4) Hawker Powersource, Inc., f/k/a KW Powersource; (5) Mason City Iron & Metal Co.; (6) Midwest Iron and Metal Company, Inc.; (7) MIP, Inc.; (8) Hurwich Iron Company, Inc., f/k/a South Bend Baling and Iron Co., Inc. and (9) National Compressed Steel Corporation. EPA will consider public comments on the proposed settlement for thirty (30) days. EPA may withdraw from or modify the proposed settlement should such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper or inadequate. Copies of the proposed settlement are available from: Ms. Paula V. Batchelor, U.S. EPA, Region 4 (WMD-PSB), 61 Forsyth Street SW., Atlanta, Georgia 30303, (404) 562-8887.

Written comments may be submitted to Ms. Batchelor within 30 calendar days of the date of this publication.

Dated: September 6, 2000.

**Franklin E. Hill,**

*Chief, CERCLA Program Services Branch, Waste Management Division*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6872-7]

### Proposed CERCLA Prospective Purchaser Agreement; Master Metals, Inc., Superfund Site; City of Cleveland, Cuyahoga County, OH

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9601 *et seq.*, and the authority of the Attorney General of the United States to compromise and settle claims of the United States as delegated, notice is hereby given of a proposed prospective purchaser agreement concerning a portion of the Master Metals, Inc., Superfund site at 2850 W. Third Street, Cleveland, Cuyahoga County, Ohio, 44113, with the Midwest Railway Preservation Society, Inc. (MRPS). The agreement covers approximately .4 acres of the approximately 4.3 acre site. The agreement requires MRPS to pay \$2,000 to the Hazardous Substance Superfund; to grant future access rights; and to record appropriate deed notices. The agreement includes a covenant not to sue MRPS under sections 106 and 107(a) of CERCLA, 42 U.S.C. 9606 and 9607(a) and contribution protection for MRPS under section 113(f)(2), 42 U.S.C. 9613(f)(2). For thirty (30) days following the date of publication of this notice, the United States will receive written comments relating to the agreement. The United States will consider all comments received and may modify or withdraw its consent to the agreement if comments received disclose facts or considerations which indicate that the agreement is inappropriate, improper, or inadequate. The United States' response to any comments received will be available for public inspection at U.S. EPA, Region 5, 77 W. Jackson Boulevard, Chicago, IL 60604. Please contact Gwen Massenburg, Remedial Project Manager, at (312) 886-0983 to make arrangements to inspect the comments.

**DATES:** Comments must be submitted on or before September 19, 2000.

**ADDRESSES:** The proposed settlement is available for public inspection at U.S. EPA, Region 5, 77 W. Jackson Boulevard, Chicago, IL 60604. A copy of the proposed agreement may be obtained from Kris Vezner, Assistant Regional Counsel, at U.S. EPA, Region

5, 77 W. Jackson Boulevard (C-14J), Chicago, IL 60604, phone (312) 886-6827. Comments should reference the "Master Metals, Inc., Superfund Site—Cleveland—prospective purchaser agreement," and should be addressed to Mr. Vezner.

**FOR FURTHER INFORMATION CONTACT:** Kris Vezner, Assistant Regional Counsel, at U.S. EPA, Region 5, 77 W. Jackson Boulevard (C-14J), Chicago, IL 60604, phone (312) 886-6827.

Dated: September 6, 2000.

**William E. Munro,**

*Director, Superfund Division, U.S. EPA Region 5.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6871-9]

### Application From the States of Utah and Arizona for the Prohibition of the Discharge of Vessel Sewage Into Lake Powell; Notice of Determination

This notice is to announce that discharging sewage, whether treated or not, from vessels into Lake Powell is now prohibited.

Lake Powell is a reservoir on the Colorado River and is impounded by the Glen Canyon Dam at Page, Arizona. Approximately 95 percent of Lake Powell is located in Utah and 5 percent is in Arizona. The States of Utah and Arizona have jointly petitioned the Regional Administrators from Regions 8 and 9 of the United States Environmental Protection Agency (EPA) to prohibit the discharge of sewage from all vessels into Lake Powell. Under section 312(f)(3) of the Clean Water Act, 33 U.S.C. 1322(f)(3), any state may make a prohibition of this type. However, no such prohibition is to apply until the EPA has determined that adequate facilities are reasonably available for the safe and sanitary removal and treatment of sewage from all vessels on the water to be covered by the prohibition.

On May 22, 2000, the EPA published a notice in the **Federal Register** describing the States' application. (See 65 FR 32093.) In the notice, the EPA announced that it proposed to make an affirmative determination that adequate facilities exist. The EPA also asked for comments on the States' application. The 45-day public comment period ended on July 6, 2000, and the EPA received no comments.

Today the EPA is finalizing its determination that adequate facilities are reasonably available for the safe and