

e. Name of Project: Kerr Hydroelectric Project.

f. Location: The Kerr Project is located in Lake and Flathead Counties, Montana and partially on lands within the Flathead Indian Reservation.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicants' Contacts: For MPC, Michael P. Manion, 40 East Broadway, Butte, MT 59701, (406) 497–2456; For the Tribes, Joe Hovenkotter, The Confederated Salish and Kootenai Tribes of the Flathead Reservation, Tribal Legal Department, P.O. Box 278, Pablo, MT 58755, (406) 675–2700, Ext. 1169; For PPLM, David R. Poe, LeBoeuf, Lamb, Greene & MacRae LLP, 1875 Connecticut Avenue, NW, Washington, DC 20009, (202) 986–8039.

i. FERC Contact: Heather Campbell, (202) 219–3097, or e-mail address: heather.campbell@ferc.fed.us.

j. Deadline for filing comments and recommendations, motions to intervene, and protests: October 20, 1999.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please include the project number on any comments and recommendations, motions to intervene and protests.

k. Description of Application: MPC and the Tribes, present co-licensees of the above-captioned hydroelectric project, and PPLM, prospective licensee with respect to MPC's interest in the project, have filed an application requesting Commission approval of land use provisions in the project license. These provisions would permit MPC to reserve certain land uses for minor access rights on project lands in connection with the proposed transfer of MPC's interest in the project to PPLM. All of these land reservations are being requested prior to the transfer of the MPC's interest in the project license and associated assets to PPLM, a transaction that has already received Commission approval. *The Montana Power Co., et al.*, 88 FERC ¶ 62,010 (1999).

l. Location of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426 or by calling (202) 208–1371. The application may be viewed on the web at www.ferc.fed.us/online/rims.htm. Call (202) 208–2222 for assistance.

m. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest or a motion to intervene in accordance with the

requirements of the Commission's Rules of Practice and Procedure, 18 CFR 385.210, 385.211 or 385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceedings. Any comments, protests or motions to intervene must be received on or before the specified comment date for this application.

Filing and Serving of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", or "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project number of the application to which the filing refers. Any of the above-named documents must be filed by providing an original and the number of copies provided by the Commission's regulations to the address listed in Section j. A copy of any motion to intervene must also be served upon each representative of the Applicants specified in the application.

Agency Comments—Federal, state and local agencies are invited to file comments on the described application in addition to other interested parties. A copy of the application may be obtained by agencies directly from the Applicants. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicants' representatives.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 99–26650 Filed 10–12–99; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Application Accepted for Filing and Soliciting Motions To Intervene and Protests

October 6, 1999.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. Type of Application: Preliminary Permit.

b. Project No.: P–11810–000.

c. Date Filed: September 1, 1999.

d. Applicant: Augusta-Richmond County, GA.

e. Name of Project: Augusta Canal Hydroelectric Project.

f. Location: At the existing Diversion Dam and Augusta Canal on the Savannah River, near the Town of Augusta, Richmond County, Georgia.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. §§ 791(a)–825(r).

h. Applicant Contact: Honorable Bob Young, Mayor, Augusta-Richmond County Municipal Bldg., 530 Green Street, Augusta, GA 30911, (706) 821–1714.

i. FERC Contact: Monte TerHaar (202) 219–2768 or E-mail address at monte.terhaar@FERC.fed.us.

j. Deadline for filing motions to intervene and protest: 60 days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. This application is not ready for environmental analysis at this time.

l. Description of Project: The Applicant is not proposing to develop new hydroelectric generation facilities and the proposed project would produce no power. The Applicant is proposing to license parts of the Augusta Canal system which passes flows used by three existing hydroelectric projects located in the Augusta Canal. These projects, which are under separate FERC license, are the Enterprise Project No. 2935, the Sibley Mill Project No. 5044, and the King Mill Project No. 9988. The proposed project would consist of (1) the existing stone-masonry Augusta Diversion Dam, which is approximately 1,600 feet long; (2) the existing Augusta Diversion Dam impoundment; and (3) the existing Augusta Canal.

m. Available Locations of Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at 888 First Street, N.E., Room 2–A, Washington, D.C. 20426, or by calling (202) 219–1371. A copy is

also available by contacting Mr. Charles Oliver, Augusta-Richmond County Administrator, 801 Municipal Building, Augusta, Georgia 30911, phone (706) 821-1714. A copy of the application may also be viewed or printed by accessing the Commission's website on the Internet at <http://www.ferc.fed.us/online/rims.htm> or call (202) 208-2222 for assistance.

n. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

Preliminary Permit—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

Notice of intent—a notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

Proposed Scope of Studies under Permit—A preliminary permit, if issued does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental

impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

Comments, Protests, or Motions to Intervene—anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, 214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. An additional copy must be sent to Director, Division of Project Review, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 99-26651 Filed 10-12-99; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-6454-6]

Proposed Administrative Settlement Under Section 7003 of the Resource Conservation and Recovery Act; Aerovox Incorporated

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed settlement agreement and request for public comment.

SUMMARY: The Environmental Protection Agency ("EPA") is proposing to enter into a settlement agreement with Aerovox Incorporated of New Bedford, Massachusetts to address claims under Section 7003 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act, and further amended by the Hazardous and Solid Waste Amendments of 1984 ("RCRA"), 42 U.S.C. 6973. Notice is being published to inform the public of the proposed settlement and the opportunity for a public meeting and to comment on the proposed settlement. The settlement is intended to resolve the liability of Aerovox Incorporated under section 7003 of RCRA and sections 16 and 17 of the Toxic Substances and Control Act, as amended, 15 U.S.C. 2615 and 2616, for conditions at its plant and real property located at 740 Belleville Avenue in New Bedford, Massachusetts which may present an imminent and substantial endangerment to health and/or the environment. Under the proposed settlement, Aerovox Incorporated will relocate to a new facility and will demolish and construct a cap over impacted soil at its current facility. In the interim, Aerovox Incorporated will take steps to protect its employees at its current facility and will provide security and maintenance for the facility upon evacuation and relocation. Once Aerovox Incorporated has demolished its current facility; properly disposed of PCB-contaminated building debris; and constructed an engineered cap over the soil to prevent any further spread of PCB contamination, Aerovox Incorporated will receive a covenant not to sue from EPA under Section 7003 of RCRA and Sections 16 and 17 of TSCA for the soils at the 740 Belleville Avenue property and the previous presence of polychlorinated biphenyls in the building to be demolished on that property. The settlement has been approved by EPA Region I, subject to review by the public pursuant to this Notice. EPA will consider all comments received and may modify or withdraw