

### Availability of Information

Information regarding this rate adjustment, including studies, comments, transcripts and other supporting material, is available for public review in the Sacramento Area Office, Western Area Power Administration, 2800 Cottage Way, Sacramento, California 95825, and in the Office of the Director of Power Marketing Coordination, 12th and Pennsylvania Avenue, N.W., Washington, D.C. 20461.

### Submission to the Federal Energy Regulatory Commission

The rates herein confirmed, approved, and placed in effect on an interim basis, together with supporting documents, will be submitted promptly to the Federal Energy Regulatory Commission for conformation and approval on a final basis.

### Order

In view of the foregoing and pursuant to the authority delegated to me by the Secretary of Energy, I hereby confirm and approve on an interim basis, effective October 1, 1979, Rate Schedules CV-F4 and CV-P3. These rates shall remain in effect on an interim basis for a period of 12 months unless such period is extended or until the FERC confirms and approves them on a final basis.

Rate Schedule CV-F4 (Supersedes Rate Schedule CV-F3R)

U.S. Department of Energy, Western Area Power Administration, Central Valley Project, Calif.

### Schedule of Rates for Wholesale Firm Power Service

Effective, October 1, 1979.

Available. In the area served by the Central Valley Project.

Applicable. To wholesale firm power customers for general power service supplied through one meter at one point of delivery.

Character and Conditions of Service. Alternating current, sixty hertz, three phase, delivered and metered at the voltages and points established by contract.

### Monthly Rate

Demand charge: \$2.00 per kilowatt of billing demand.

Energy charge: 5.356 mills per kilowatt-hour for all energy use up to, but not in excess of, the energy obligation under the power sales contract.

Billing demand: The billing demand will be the highest 30-minute integrated demand established during the month up to, but not in excess of, the delivery obligation under the power sales contract.

Energy obligation: The maximum kilowatt-hour obligation of the United States during

the month as established under the power sales contract.

Minimum bill: \$2.00 per month kilowatt of the effective contract rate of delivery.

Billing for Unauthorized Overruns. For each billing period in which there is a contract violation involving an unauthorized overrun of the contractual firm power and/or energy obligations, such overrun shall be billed at ten times the above rate.

### Adjustments

For character and conditions of service. If delivery is made at transmission voltage so that the United States is relieved of substation costs, five percent discount will be allowed on the demand and energy charges.

For transformer losses. If delivery is made at transmission voltage but metered on the low-voltage side of the substation, the meter readings will be increased two percent to compensate for transformer losses.

For power factor. None. The customer will normally be required to maintain a power factor at the point of delivery of between 95 percent lagging and 95 percent leading.

Rate Schedule CV-P3 (Supersedes Rate Schedule CV-P2R)

U.S. Department of Energy, Western Area Power Administration, Central Valley Project, Calif.

### Schedule of Rates for Commercial Irrigation and/or Drainage Pumping Service and for Wholesale Firm Power Service When Supplied in Conjunction Therewith

Effective, October 1, 1979.

Available. In the area served by the Central Valley Project.

Applicable. To commercial irrigation customers for their own use for, or for resale for, irrigation and/or drainage pumping and purposes incidental thereto supplied through one meter at one point of delivery, and for the purposes other than irrigation and/or drainage pumping service when supplied in conjunction with the pumping service through the same meter at the same point of delivery.

Character and Conditions of Service. Alternating current, sixty hertz, three phase, delivered and metered at the voltages and points established by contract.

### Monthly Rate

Demand charge: \$2.00 per kilowatt of billing demand.

Energy charge: 5.356 mills per kilowatt-hour for all energy use up to, but not in excess of, the energy obligation under the power sales contract.

Billing demand: The billing demand will be the highest 30-minute integrated demand established during the month up to, but not in excess of, the delivery obligation under the power sales contract.

Energy obligation: The maximum kilowatt-hour obligation of the United States during the month as established under the power sales contract.

Minimum bill: None.

Billing for Unauthorized Overruns. For each billing period in which there is a contract violation involving an unauthorized overrun of the contractual power and/or

energy obligations, such overrun shall be billed at ten times the above rate.

### Adjustments

For character and conditions of service. If delivery is made at transmission voltage so that the United States is relieved of substation costs, five percent discount will be allowed on the demand and energy charges.

For transformer losses. If delivery is made at transmission voltage but metered on the low-voltage side of the substation, the meter readings will be increased two percent to compensate for transformer losses.

For power factor. None. The customer will normally be required to maintain a power factor at the point of delivery of between 95 percent lagging and 95 percent leading.

[FR Doc. 79-20893 Filed 7-6-79; 8:45 am]

BILLING CODE 6450-01-M

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 1266-6]

### Availability of Environmental Impact Statements

AGENCY: Office of Environmental Review, Environmental Protection Agency.

PURPOSE: This Notice lists the Environmental Impact Statements which have been officially filed with the EPA and distributed to Federal Agencies and interested groups, organizations and individuals for review pursuant to the Council on Environmental Quality's Regulations (40 CFR Part 1506.9)

PERIOD COVERED: This Notice includes EIS's filed during the week of June 25 to 29, 1979.

REVIEW PERIODS: The 45-day review period for draft EIS's listed in this Notice is calculated from July 8, and will end on August 20, 1979. The 30-day wait period for final EIS's will be computed from the date of receipt by EPA and commenting parties.

EIS AVAILABILITY: To obtain a copy of an EIS listed in this Notice you should contact the Federal agency which prepared the EIS. This Notice will give a contact person for each Federal agency which has filed an EIS during the period covered by the Notice. If a Federal agency does not have the EIS available upon request you may contact the Office of Environmental Review, EPA for further information.

BACK COPIES OF EIS'S: Copies of EIS's previously filed with EPA or CEQ which are no longer available from the originating agency are available from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

**FOR FURTHER INFORMATION CONTACT:**

Kathi Weaver Wilson, Office of Environmental Review A-104, Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460 (202) 755-0780.

**SUMMARY OF NOTICE:** Appendix I sets forth a list of EIS's filed with EPA during the week of June 25 to 29, 1979, the Federal agency filing the EIS, the name, address, and telephone number of the Federal agency contact for copies of the EIS, the filing status of the EIS, the actual date the EIS was filed with EPA, the title of the EIS, the State(s) and County(ies) of the proposed action and a brief summary of the proposed Federal action and the Federal agency EIS number if available. Commenting entities on draft EIS's are listed for final EIS's.

Appendix II sets forth the EIS's which agencies have granted an extended review period or a waiver from the prescribed review period. The Appendix II includes the Federal agency responsible for the EIS, the name, address, and telephone number of the Federal agency contact, the title, State(s) and County(ies) of the EIS, the date EPA announced availability of the EIS in the Federal Register and the extended date for comments.

Appendix III sets forth a list of EIS's which have been withdrawn by a Federal agency.

Appendix IV sets forth a list of EIS retractions concerning previous Notices of Availability which have been made because of procedural noncompliance with NEPA or the CEQ regulations by the originating Federal agencies.

Appendix V sets forth a list of reports or additional supplemental information on previously filed EIS's which have been made available to EPA by Federal agencies.

Appendix VI sets forth official corrections which have been called to EPA's attention.

Dated: July 3, 1979.

Peter L. Cook,

Acting Director, Office of Environmental Review.

**Appendix I—EIS's Filed With EPA During The Week of June 25 Through June 29, 1979**

**DEPARTMENT OF AGRICULTURE**

Contact: Mr. Barry Flamm, Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 412A, Washington, D.C. 20250 (202) 447-3965.

**Forest Service**

*Draft*

Tuolumne River Wild and Scenic River Study, Tuolumne County, Calif., June 26: Proposed is the designation of certain

segments of the Tuolumne River located in Tuolumne County, California, as units of the National Wild and Scenic River System. A 92 mile portion of the river, was identified as a possible candidate for wild and scenic designation. A 62 mile portion of the river, including an ineligible 8 mile reservoir, within Yosemite National Park is recommended for inclusion in the system and is currently managed as such. The remaining 30 mile portion, including an ineligible 1 mile segment, offer potential for a variety of future uses. The alternatives consider no action and inclusion of various portions of the river in the system. (DEIS-05-16-78-09) (EIS Order No. 9063.)

Ausable River Wild and Scenic River Study, Alcona, Crawford and Oscoda Counties, Mich., June 26: Proposed is the Ausable River Wild and Scenic River Study located in the counties of Alcona, Crawford, and Oscoda, Michigan. The recommendation is for the inclusion of 91 miles of the river in the National Wild and Scenic River System. Within the 91 miles designated, 70 miles are located in the Huron National Forest and 21 miles are located within State forest boundaries. The 91 miles consist of 4 segments. One segment of 35 miles is to be classified as recreational, and 3 segments totaling 56 miles are to be classified as scenic. In addition to no action, five alternatives are considered. (EIS Order No. 90635.)

*Draft*

Wolf Planning Unit Land Management Plan, Kootenai NF, Flathead and Lincoln Counties, Mont., June 26: Proposed is a land management plan for the Wolf Planning Unit of the Kootenai National Forest in Lincoln and Flathead Counties, Montana. The unit contains 40,699 acres of National Forest Lands. Three alternatives and one subalternative are considered and compared against a reference base alternative (no action). The preferred alternative stresses both the production of commodities and wildlife considerations while also recognizing the visual resources. The other alternatives stress: 1) amenity/recreation, 2) commodity production, and 3) modified commodity production. (USDA-FS-DES(ADM)-01-14-79-10) (EIS Order No. 90637.)

*Final*

Hiawatha N.F. Timber Plan, several counties in Michigan, June 26: Proposed is a timber resource plan for the Hiawatha National Forest for the period June, 1978 to June, 1988. The plan develops a potential yield of 1382 MCF; the initial programmed yield will be 53 percent of the planned potential yield. The plan also provides for the planting of 13,000 acres, seeding 12,200 acres, site preparation on 70,000 acres, TSI on 17,900 acres, and an estimated 350 miles of road construction or reconstruction in the 10-year plan period. The Hiawatha National Forest is located in the State of Michigan and in the counties of Alger, Delta, Schoolcraft, Chippewa, and Mackinac. (USDA-FS-R9-FES-ADM-77-08.) Comments made by: USDA, EPA, DOI, State and local agencies, individuals and businesses. (EIS Order No. 90633.)

**Soil Conservation Service**

*Final*

Upper Mud River Watershed Plan, Flood Protection, Lincoln and Boone Counties, W. Va., June 27: Proposed is a watershed plan for the Upper Mud River, Lincoln and Boone Counties, West Virginia. Plan implementation calls for the installation of land treatment measures, floodwater retarding structures, recreation facilities, and the preparation of flood-plain maps to assist in adopting zoning ordinances prohibiting development within the 100-year project flood plain. This statement replaces the original final EIS No. 80634, filed 6-14-78. (USDA-SCS-EIS-WS-(ADM)-78-1-(F)-WV.) Comments made by: USA, HEW, DOI, EPA, USDA, ORBC, State and local agencies. (EIS Order No. 90639.)

**U.S. Army Corps of Engineers**

Contact: Mr. Dick Makinen, Office of Environmental Policy, Attn: Daen-CWR-P, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 20 Massachusetts Avenue, NW, Washington, D.C. 20314 (202) 272-0121.

*Draft*

Willacy and Hidalgo Counties Flood Control, Permit, Willacy and Hidalgo Counties, Tex., June 29: Proposed is the issuance of a construction permit for flood control and major drainage improvements in Willacy and Hidalgo Counties, Texas. The plan involves the construction of an outfall channel which would be part of an extensive overall plan to construct or improve about 194 miles of earthen channels and laterals, and the construction of 17 pumping stations. The alternatives considered are: 1) No action, 2) alternative channel dimensions and configurations, and 3) alternative plans for drainage and flood control. (Galveston District.) (EIS Order No. 90650.)

*Draft Supplement*

Cedar River Local Flood Protection, Evansdale, Blackhawk County, Iowa, June 27: Proposed is a local flood protection plan for the city of Evansdale, Blackhawk County, Iowa. The plan involves the construction of earthen levees along the Cedar River and Blackhawk Creek and will utilize the embankment of I-380 as part of the protection system. Two borrow areas, totaling about 41 acres, will be required to obtain material for levee construction. The protective works will be about 3.2 miles in length. There will also be four ponding areas of 11.0 acres, 2.8 acres, 6.0 acres, and 4.0 acres. (Rock Island District.) (EIS Order No. 90638.)

**DEPARTMENT OF COMMERCE**

Contact: Dr. Sidney R. Galler, Deputy Assistant Secretary, Environmental Affairs, Department of Commerce, Washington, D.C. 20230 (202) 377-4335.

**National Oceanic and Atmospheric Administration**

*Final Supplement*

Atlantic Groundfish FMP, Amendment (FS-3), Atlantic Ocean, June 27: This statement

supplements a final EIS (No. 70722) filed in June 1977. Proposed is an amendment to the Atlantic Groundfish FMP concerning the optimum yields by the appropriate amounts to provide revised commercial quotas for the final quarter of the 1978-1979 fishing year. An additional amendment to the FMP is recommended to help spread fishing effort more evenly throughout the fishing year. Four alternatives are considered. (EIS Order No. 90640.)

The review period for the above EIS has been waived. See Appendix II.

#### ENVIRONMENTAL PROTECTION AGENCY

##### Draft

Contact: Mr. Eugene Wojcik, Chief, EIS Section, Region 5, Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604 (312) 353-2157.

Rural Lake Waste Treatment Systems, Case Study 1, Benzie County, Mich., June 29: Proposed is a waste treatment system for the Crystal Lake area in Benzie County, Michigan. It is recommended that the existing wastewater treatment plants in the area should be replaced, but that complete abandonment of on-site systems is unjustified. This action would involve: 1) construction of new sewers and a new rotating biological contactor treatment plant; 2) sewer system evaluation survey and rehabilitation of some existing sewers; 3) Design and implementation of a small waste flow district; 4) site-specific analyses of existing on-site systems; 5) repair and replacement of on-site systems; and 6) cluster systems or other off-site treatment in some sections. (EIS Order No. 90654.)

##### Final

Contact: Mr. Clinton Spotts, Region 6, Environmental Protection Agency, First International Building, 1201 Elm Street, Dallas Texas 75270, (214) 767-2716.

Vistron Petrochemical Complex, NPDES Permit, Calhoun County, Tex., June 25: Proposed is a NPDES permit for Wastewater Discharge from the Vistron petrochemical complex into the Victoria Barge Canal, Calhoun County, Texas. The complex is located on a 2,300 acre site and will consist of a barge dock, utility systems, and storage tanks; at full operation 90,000 barrels of high-sulfur crude oil and 25 million standard cubic feet of natural gas will be required daily. Three alternatives are included. Comments made by: USDA, COE, DOC, DOI, DOT, State and local agencies. (EIS Order No. 90632.)

#### DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Director, Office of Environmental Quality, Room 7274, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410, (202) 755-6306.

##### Draft

Villas de Loiza development, mortgage insurance, Puerto Rico, June 28: Proposed is the issuance of HUD home mortgage insurance for the Villas de Loiza Development located in the Canovanas ward of Loiza, Puerto Rico. The development will encompass 248.96 Cuerdas on which 2,080

residential units will be constructed. The developer will provide the project with a cultural center, passive and active parks and playgrounds, commercial space, and land for schools, churches, and other public uses. (EIS Order No. 90645.)

Steeplechase subdivision, mortgage insurance, Harris County, Tex., June 29: Proposed is the issuance of HUD home mortgage insurance for the Steeplechase subdivision located in Harris County, Texas. The subdivision is located on 1005 acres and will contain approximately 15,700 residences. The project will also contain schools, and shopping and recreational facilities. (HUD-R06-EIS-79-8D) (EIS Order No. 90653.)

##### Draft

Cascade Park planned community, mortgage insurance, Clark County, Washington, June 25: Proposed is the issuance of HUD mortgage insurance for the Cascade Park planned community located near Vancouver City, Clark County, Washington. The development will include: (1) Two electronics manufacturing sites, (2) a business and high density residential area of 80 acres, (3) a residential community of clustered neighborhoods for single-family housing comprising 2,800 acres, (4) public open space, (5) park and school sites on 250 acres, and (6) a larger central park, natural open space of 100 acres. (HUD-RIO-EIS-79-2D). (EIS Order No. 90628.)

##### Final

Wright planned community development, Wright, Campbell County, Wyo., June 28: Proposed is the issuance of HUD home mortgage insurance for a planned community development in Wright, Campbell County, Wyoming. The development will ultimately accommodate 1,800-2,000 housing units of all types for an eventual population of 6,000-6,500 people. Also included will be two elementary school sites, one junior-senior school site, and several church sites. (HUD-R08-EIS-79X111F). Comments made by: USDA, COE, HEW, DOI, EPA, State and local agencies. (EIS Order No. 90646.)

#### Section 104(H)

The Following Are Community Development Block Grant Statements Prepared and Circulated Directly by Applicants Pursuant to Section 104(H) of the 1974 Housing and Community Development Act. Copies May Be Obtained From the Office of the Appropriate Local Executive. Copies Are Not Available From HUD

##### Draft

Capitol Centre redevelopment, Madison Wis., June 27: Dane County Proposed is the awarding of HUD CDBG funds for the redevelopment of 4.4 acres, to be known as a capitol centre, downtown Madison, Dane County, Wisconsin. The Area now exists as two grade-level parking lots. The redevelopment would provide unsubsidized housing, subsidized housing for elderly and handicapped persons. A senior citizens' center, retail space, open space, and parking ramps. The no action alternative is considered. (EIS Order No. 90642.)

##### Draft

Cadillac Center, construction (CDBG) Wayne County, Mich., June 29: Proposed is the issuance of CDBG funding for the construction of the Cadillac center to be located in the downtown retail core of the city of Detroit, Wayne County, Michigan. The center will be a major regional shopping center housing three department stores and approximately 100 retail or service-oriented shops. In addition to no action, two alternatives are considered which vary in the location of the J. L. Hudson Company, department store. (EIS Order No. 90656.)

##### Final

Charleston Center, redevelopment, Charleston County, S.C., June 29: Proposed is a mixed-use development plan for Charleston center in Charleston County, South Carolina. The plan will consist of hotel/commercial/convention facilities and parking. The project, which is located on 8.5 acres in the lower peninsula of Charleston city, also includes improvements of: The adjacent area, street system, and related infrastructure. The city of Charleston withdrew the original Draft, No. 80862, filed 8-10-78, which was replaced by Draft, No. 90068, filed 1-18-79. Comments made by: DOC, DOI, HEW, EPA, State and local agencies, groups, individuals and businesses. (EIS Order No. 90649.)

#### DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 4256 Interior Bldg., Department of the Interior, Washington, D.C. 20240, (202) 343-3891.

#### Bureau of Land Management

##### Draft

Snake R. birds of prey national conservation area, several counties, Idaho, June 29: Proposed is the designation of 515,257 acres of land as the Snake River birds of prey national conservation area located in Ada, Canyon, Elmore and Owyhee Counties, Idaho. It has also been recommended that these lands be removed from mineral entry under the 1872 mining law: That these lands be removed from application under the Desert Land, Carey, and the State of Idaho Admissions Act; and that leases under the mineral leasing or Geothermal Stream Act be allowed only as provided for in a land management plan to be developed under the authority of the Federal Land Policy and Management Act of 1976. (DES-79-36) (EIS Order No. 90651.)

##### Final

OCS oil and gas lease sale, Number 58A, Gulf of Mexico, Gulf of Mexico, June 28: Proposed is an oil and gas lease sale in the western and central Gulf of Mexico which includes 122 tracts located on the Outer Continental Shelf in Federal waters offshore of the States of Texas, Louisiana, Mississippi, and Alabama. These proposed tracts comprise approximately 582,529.75 acres ranging from 3-165 nautical miles from shore in water depths of 6-500 meters.

Approximately 57% of the tracts are gas prone, 39% are oil prone, and 40% are both oil and gas prone. Comments made by: DOC, USAF, COE, USN, DOE, FERC, HEW, DOI, DOT, NRC, EPA, State and local agencies. (EIS Order No. 90647.)

#### Fish and Wildlife Service

##### Final

Mammalian predator damage management, livestock. Several Counties, June 17: Proposed is a predator damage control program as presently conducted in the States of Arizona, California, Colorado, Idaho, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, Oklahoma, South Dakota, Texas, Utah, Washington, and Wyoming. The predator species controlled include coyote, bobcat, mountain lion, bear and fox. These animals are controlled primarily to alleviate damages caused by predators to domestic animals. The program is conducted on a request basis which initiates an investigation and if warranted, the removal of the predator. Precautions are taken to protect humans and domestic animals from the toxicants or devices used. (FES-79-25). Comments made by: USAF, USN, USDA, USA, DOI, HEW, EPA, State and local agencies, groups, individuals and businesses. (EIS Order No. 90641.)

#### Nuclear Regulatory Commission

Contact: Mr. Voss A. Moore, Assistant Director for Environmental Projects, Nuclear Regulatory Commission, P-518, Washington, D.C. 20555, (301) 492-8446.

##### Draft

Susquehanna Steam electric station, units 1 and 2 Luzerne County, Pa., June 28: Proposed is the issuance of operating licenses for the startup and operation of the Susquehanna steam electric station, units 1 and 2 located on the Susquehanna River in Luzerne County, Pennsylvania. The facility will employ two boiling-water reactors and will produce up to 3293 mwt per unit. Two steam turbine-generators will use this heat to provide up to 1085 mwe of electrical capacity per unit. The exhaust steam will be condensed by water cooled in natural-draft cooling towers; make-up and blowdown will be taken from and discharged to the Susquehanna River. (NUREG-0564). (EIS Order No. 90643.)

Virgil C. Summer nuclear station, unit no. 1, Fairfield County, S.C., June 29: Proposed is the issuance of an operating license for the Virgil C. Summer nuclear station unit 1 located in Fairfield County, South Carolina. Unit 1 employs a pressurized-water reactor to produce up to 2775 mwt. A steam turbine-generator will use this heat to provide 900 mw of electric power capacity. The plant site is adjacent to Monticello Reservoir, a 6800 acre reservoir created by the applicant as part of a pumped storage hydroelectric station. (NUREG-0534). (EIS Order No. 90652.)

#### DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, U.S. Department of Transportation, 400 7th Street, S.W., Washington, D.C. 20590 (202) 426-4357

#### Urban Mass Transportation Authority

##### Final

Lexington market station joint development project, Baltimore County, Md., June 29: Proposed is a joint development project at the downtown retail district, Baltimore City and County, Maryland. Public sector funds would be used for real property acquisition; business relocation; demolition; site preparation; public improvements; the disposition of development rights to designated portions of the proposed project site area, by sale or lease, to private development entities at the highest obtainable price as established by professional re-use appraisals; historic preservation costs; and a two-block extension of the city's Lexington Street Mall. Comments made by: USDA, DOI, EPA, DOT, State and local agencies, groups, individuals and businesses. (EIS Order No. 90657.)

#### Federal Highway Administration

##### Draft

FL-525, Lakewood circumferential route, Polk County, Fla., June 28: Proposed is the construction of FL-525 Lakewood circumferential route from I-4 west to I-4 northeast of the city of Lakewood located in Polk County, Florida. The project involves the construction of a 22 mile loop around the city of Lakewood. From I-4 west of Lakewood to US 98 southeast of the city, the project would be constructed as a rural four-lane controlled access arterial. From US 98 northward, the proposed roadway would be an urban, or municipal four-lane divided arterial. Approximately two-thirds of the proposed facility would be on a new alignment. (FHWA-FLA-EIS-78-2-D) (EIS Order No. 90644.)

##### Draft

South Stony Island Avenue improvement, Cook County, Ill., June 29: Proposed is the reconstruction, widening, and channelizing of South Stony Island Avenue between East 64th Street to East 70th Street in the city of Chicago, Cook County, Illinois. The proposed limits of construction encompass a distance of 3,367 feet, and will result in widening South Stony Island Avenue to four full lanes in each direction with medians and turn bays. Also included in the project are signalization, landscaping, ramped pedestrian crossings, and street lighting. In addition to no action, three alternatives are considered. (FHWA-ILL-EIS-79-01-D). (EIS Order No. 90655.)

I-395 Extension, Bangor to Brewer, Penobscot County, Maine, June 25: Proposed is the extension of I-395 from its present

terminus at Main Street in Bangor easterly to a new terminus at US 1A in Brewer, all within the county of Penobscot, Maine. The project varies from 2.7 to 3.6 miles in length depending on the alternative selected. The facility will be a four-lane divided highway, with full control of access. The interchange at Main Street in Bangor will be modified, with new access ramps constructed. In Brewer, full service interchanges will be provided at South Main Street, Parkway South and US 1A. The plan also includes a new bridge across the Penobscot River. (FHWA-ME-EIS-79-01-D). (EIS Order No. 90629.)

I-5, Jantzen Beach-Delta Park interchange, Multnomah County, Ore., June 25: Proposed is the upgrading of I-5 (Pacific Highway) between the Jantzen-Beach-Delta Park interchanges in Multnomah County, Oregon. The alternatives consider no action and two build alternatives which have some features in common such as: 1) separating I-5 northbound traffic movements going to Union Avenue/West Marine Drive from Denver Avenue to northbound I-5 traffic, 2) replacing the existing Oregon Slough Bridge with an eight lane facility, 3) increasing ramp capacity at the Jantzen Beach interchange, 4) signalizing the Union Avenue to I-5 on-ramp intersection, and 5) metering the northbound on-ramp at Jantzen Beach. (FHWA-OR-EIS-79-07-D). (EIS Order No. 90630.)

##### Final

North Camp Creek Parkway extension, Fulton and Douglas Counties, Ga. This proposed action concerns the construction of the North Camp Creek Parkway extension which will begin at the intersection of Butler Road and the existing Camp Creek Parkway in Fulton County and will extend to lower River Road in Douglas County, Georgia. Features of the project include a four-lane controlled access parkway extension of approximately 5.7 miles in length. In addition to a no-build alternative, three others are considered. (FHWA-GA-EIS-78-02-F). Comments made by: USDA, DOI, DOT, COE, EPA, FERC, HEW, State and local agencies. (EIS Order No. 90634.)

U.S. 15, U.S. 220 to Pa.-14, relocation, Lycoming County, Pa., June 25: Proposed is the relocation of U.S. 15 between U.S. 220 in Williamsport and Pa.-14 in the village of Trout Run within the county of Lycoming, Pennsylvania. The purpose of the relocation is to replace 10.8 miles of existing U.S. 15 with an 11 mile four-lane limited access highway. The project area is divided into four segments. Within the south, middle and north segments several route alternatives were studied for each. In the city segment construction of relocated U.S. 15 and the ramps which connect it to U.S. 220 have been completed. (FHWA-PA-EIS-74-03-F). Comments made by: USDA, DOI, EPA, COE, DOC, State and local agencies. (EIS Order No. 90631.)

EIS's Filed During the Week of June 25 to 29, 1979

[Statement Title Index—By State and County]

State	County	Status	Statement Title	Accession No.	Date filed	Orig agency No.
Atlantic Ocean		Supple	Atlantic Groundfish FMP, Amendment (FS-3)	90640	06-27-79	DOC
California	Tuolumne	Draft	Tuolumne River Wild and Scenic River Study	90639	06-28-79	USDA
Florida	Polk	Draft	FI-525, Lakewood Circumferential Route	90644	06-28-79	DOT
Georgia	Douglas	Final	North Camp Creek Parkway Extension	90634	06-26-79	DOT
	Fulton	Final	North Camp Creek Parkway Extension	90634	06-26-79	DOT
Gulf Of Mexico		Final	OCS Oil and Gas Lease Sale, No.58A, Gulf of Mexico.	90647	06-28-79	DOI
Idaho	Several	Draft	Snake River Birds of Prey National Conservation Area.	90651	06-29-79	DOI
Illinois	Cook	Draft	South Stony Island Avenue Improvement	90655	06-29-79	DOT
Iowa	Blackhawk	Supple	Cedar River Local Flood Protection, Evansdale	90638	06-27-79	GOE
Maine	Penobscot	Draft	I-395 Extension, Bangor To Brewer	90629	06-25-79	DOT
Maryland	Baltimore	Final	Lexington Market Station Joint Development Project.	90657	06-29-79	DOT
Michigan	Wayne	Draft	Cadillac Center, Construction (CDBG)	90656	06-29-79	HUD
	Several	Final	Hiawatha National Forest Timber Plan	90633	06-26-79	USDA
	Alcona	Draft	Ausable River Wild and Scenic River Study	90635	06-26-79	USDA
	Benzie	Draft	Rural Lake Waste Treatment Systems, Case Study 1.	90654	06-29-79	EPA
	Crawford	Draft	Ausable River Wild and Scenic River Study	90635	06-26-79	USDA
	Oscoda	Draft	Ausable River Wild and Scenic River Study	90635	06-26-79	USDA
Montana	Flathead	Draft	Wolf Planning Unit Land Mgmt. Plan, Kootenai National Forest.	90637	06-26-79	USDA
	Lincoln	Draft	Wolf Planning Unit Land Mgmt. Plan Kootenia National Forest.	90637	06-26-79	USDA
Oregon	Multnomah	Draft	I-5, Jantzen Beach-Delta Park Interchange	90630	06-26-79	DOT
Pennsylvania	Luzerne	Draft	Susquehanna Steam Electric Station, Units 1 and 2	90643	06-28-79	NRC
	Lycoming	Final	U.S. 15, U.S. 220 to Pa-14, Relocation.	90631	06-25-79	DOT
Puerto Rico		Draft	Villas De Loiza Development, Mortgage Insurance	90645	06-28-79	HUD
Several	Several	Final	Mammalian Predator Damage Management, Live-stock.	90647	06-27-79	DOI
South Carolina	Charleston	Final	Charleston Center, Redevelopment	90649	06-29-79	HUD
	Fairfield	Draft	Virgil C. Summer Nuclear Station, Unit No. 1	90652	05-29-79	NRC
Texas	Calhoun	Final	Vistron Petrochemical Complex, NDPOS Permit	90632	06-25-79	EPA
	Harris	Draft	Steeplechase Subdivision, Mortgage Insurance	90653	06-29-79	HUD
	Hidalgo	Draft	Willacy and Hidalgo Counties Flood Control, Permit.	90650	06-29-79	COE
	Willacy	Draft	Willacy and Hidalgo Counties Flood Control, Permit.	90650	06-29-79	COE
Washington	Clark	Draft	Cascade Park Planned Community, Mortgage Insurance.	90628	06-25-79	HUD
West Virginia	Boone	Final	Upper Mud River Watershed	90639	06-27-79	USDA
	Lincoln	Final	Upper Mud River Watershed	90639	06-27-79	USDA
Wisconsin	Dane	Draft	Capitol Centre Redevelopment, Madison	90642	06-27-79	HUD
Wyoming	Campbell	Final	Wright Planned Community Development, Wright	90646	06-28-79	HUD

Appendix II.—Extension/Waiver of Review Periods on EIS's Filed with EPA

Federal agency contact	Title of EIS	Filing status/accession No.	Date notice of availability published in "Federal Register"	Waiver/extension	Date review terminate
U.S. DEPARTMENT OF AGRICULTURE					
Mr. Barry Flamm Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 412A, Washington, D.C. 20250, (202) 447-3965.	Ausable River Wild and Scenic River Study.	Draft 90635	07/06/79 see app. I.	Extension	09/24/79
U.S. DEPARTMENT OF AGRICULTURE					
Mr. Barry Flamm Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 412A, Washington, D.C. 20250, (202) 447-3965.	Tuolumne River Wild and Scenic River Study.	Draft 90636	07/06/79 see app. I.	Extension	09/24/79
U.S. DEPARTMENT OF COMMERCE					
Dr. Sidney R. Galler, Deputy Assistant Secretary, Environmental Affairs, Department of Commerce, Washington, D.C. 20230, (202) 377-4345.	Atlantic Groundfish, Fishery Management Plan, FMP, (FS-3).	Final Supplement 90640	07/06/79	Waiver	None

Appendix III.—EIS's Filed With EPA Which Have Been Officially Withdrawn by the Originating Agency

Title of EIS	Filing status/accession No	Date notice of availability published in "Federal Register"	Date of Withdrawal
None.			

Appendix IV.—Notice of Official Retraction

Federal agency contact	Title of EIS	States/number	Date notice published in "Federal Register"	Reason for retraction
None.				

## Appendix V.—Availability of Reports/Additional Information Relating to EIS's Previously Filed With EPA

Federal agency contact	Title of report	Date made available to EPA	Accession No.
None.			

## Appendix VI—Official Correction

Federal agency contact	Title of EIS	Filing status/accession No.	Date notice of availability published in "Federal Register"	Correction
None.				

[FR Doc. 79-21068 Filed 7-6-79; 8:45 am]

BILLING CODE 6560-01-M

[Docket No. 483; FRL 1266-8]

**Fifteen Herbicide Registrations Held by Velsicol Chemical Corp.; Intent To Hold Hearing (Section 6(b)(2) FIFRA); Filing of Written Response to Statement of Issues**

Notice is hereby given, pursuant to section 164.8 of the rules of practice (40 CFR 164.8) issued under Federal Insecticide, Fungicide, and Rodenticide Act, as amended (7 U.S.C. 136 et seq.), that a written response to the notice of intent to hold hearing and statement of issues, filed on March 30, 1979, by Steven D. Jellinek, Assistant Administrator for Toxic Substances (44 FR 21706), including the position and interest of such person has been filed by Velsicol Chemical Corporation pursuant to § 164.24 (40 CFR 164.24).

The Dow Chemical Company, petitioner who has requested the cancellation of the fifteen herbicide registrations, has likewise filed a written response to the statement of issues accompanying the above-referenced Federal Register Notice.

The 15 herbicides at issue are as follows: Vegatrol A-2D-2T, LV-2D-2T, BE-4D, LV-4D, BE-2D-2T, BE-4T, 6D, A-4D, O-6T, LV-4TP, LV-4T, LV-6T, O-4T, A-4T, LV-6D.

Their EPA registration numbers are respectively as follows: 876-214, 876-216, 876-217, 876-218, 876-219, 876-220, 876-221, 876-222, 876-226, 876-227, 876-228, 876-229, 876-230, 876-231, 876-232.

In order to more fully enlighten other interested parties, the following is a quoted portion of an affidavit filed as Exhibit A to Velsicol's written response.

Velsicol has decided to cancel voluntarily thirteen of the fifteen herbicide registrations which are the subjects of petitions to cancel

filed by The Dow Chemical Company. The only two herbicide registrations which Velsicol will maintain are:

*Product and EPA Registration No.*

Vegetrol A-4D, 876-222.

Vegetrol LV-4D, 876-218.

Velsicol is currently in the process of voluntarily cancelling the remaining thirteen of the fifteen registrations.

Velsicol purchases 80% of its raw material requirements for 2,4D, the active ingredient in Vegetrol A-4D and Vegetrol LV-4D, directly from the Dow Chemical Company.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the dockets of these proceedings on file with the Hearing Clerk (A-110), United States Environmental Protection Agency, Room 3708, 401 M. Street, SW, Washington, D.C. 20460 (202/755-5476).

Edward B. Finch,

*Administrative Law Judge.*

July 3, 1979.

[FR Doc. 79-21106 Filed 7-6-79; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1266-3]

**Disposal of PCB-Contaminated Soil and Debris; Denial of Citizens' Petition**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Denial of Citizens' Petition.

**SUMMARY:** On February 6, 1979, the State of North Carolina submitted a petition pursuant to Section 21 of the Toxic Substances Control Act (TSCA), 15 U.S.C. 2620, to modify the PCB regulations to provide EPA Regional Administrators discretion to approve

additional disposal methods for soil and debris contaminated with PCBs. The PCB regulations (43 FR 7150, 7158, February 17, 1978; 44 FR 31514, 31546, May 31, 1979) now require disposal of PCB-contaminated soil and debris only in incinerators or chemical waste landfills meeting EPA requirements. After publication of the petition (44 FR 13575, March 12, 1979) and the holding of a comment period, the Administrator has denied the petition for the reasons stated in his letter to the Governor of North Carolina dated June 4, 1979. The full text of the letter appears below in the "Supplementary Information" section.

**FOR FURTHER INFORMATION CONTACT:**

John B. Ritch, Director, Industry Assistance Office, Office of Toxic Substances (TS-799), Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, 800-424-9065 (in Washington, D.C., call 554-1404).

**SUPPLEMENTARY INFORMATION:**

The decision of the Administrator appearing below was transmitted to the State of North Carolina when issued on June 4, 1979. The enclosure to the decision has not been reproduced but is available upon request from the EPA Industry Assistance Office at the address given above.

Dated: June 29, 1979.

Steven D. Jellinek,

*Assistant Administrator for Toxic Substances.*

United States Environmental Protection Agency,  
Washington, D.C. 20460, June 4, 1979.

Hon. James B. Hunt, Jr.,  
Governor of North Carolina, Raleigh, North Carolina 27611.

Dear Governor: I am writing in response to the petition on behalf of the State of North

Carolina which you filed under Section 21 of the Toxic Substances Control Act (TSCA). Specifically, you requested this Agency to modify Section 761.10(b)<sup>1</sup> of its Polychlorinated Biphenyl (PCB) Disposal and Marking Regulation, 43 FR 7150, 7158, February 17, 1978, to give EPA Regional Administrators discretion to permit disposal of PCB-contaminated soil or debris in ways other than in incinerators or chemical waste landfills meeting EPA requirements.

I and my staff have carefully evaluated the petition. This evaluation has included a review of the in-place treatment method proposed by North Carolina for the PCB-contaminated soil now located on the shoulders of approximately two hundred miles of North Carolina highways. We have also reviewed the numerous comments submitted in response to EPA's publication of the North Carolina petition. See 44 FR 13575, March 12, 1979.

In order to approve the petition I would have to find that there are environmentally acceptable disposal alternatives to EPA-approved chemical waste landfills and incinerators. At present, I know of no such alternatives and I must therefore disapprove your petition. I would like to add this is a very difficult decision. Our concern is not that there would be an imminent threat to humans if PCB were mixed and contained in place as proposed by the State, but rather that this method could result in an unknown and uncontrollable human exposure. Any human exposure to PCB's is of concern because of what is known about this chemical. Our concern about in-place treatment arises principally from the inability to insure the integrity of road shoulders. PCB's are relatively insoluble in water and have a strong affinity for soil particles. These properties will minimize any leaching of the PCB's from the soil particles, but PCB's will be released from the spill sites via erosion during such activities as projects to widen roadways, construction of new driveways, routine maintenance of the roads and natural processes. Conversely PCB's are easily controlled in a landfill and landfilling results in a very safe disposal system that will be relatively easy to design and approve. These issues and the comparison between in-place treatment and landfill disposal are discussed in the enclosure.

Governor, while I cannot respond favorably to your petition, I want to commend you for your efforts to deal with the problem. I realize that my statements about proper disposal are only advisory since, as you also recognize, the law does not give me

<sup>1</sup> Section 761.10(b) is now Section 761.10(a)(4) under the PCB regulation adopted by EPA on April 16, 1979. This later regulation was published in the Federal Register on 5/31/79. The petition of the State of North Carolina is unaffected by wording changes made in the new regulation. Section 761.10(a)(4) now reads:

Any non-liquid PCBs in the form of contaminated soil, rags, or other debris shall be disposed of:

- (i) In an incinerator which complies with Annex I; or
- (ii) In a chemical waste landfill which complies with Annex II.

authority to require the State to abate this problem it did not create nor does it give me the ability to clean it up with Federal funds. I want to assure you that EPA, and especially Regional Administrator John White, will continue to work closely with you to deal with the problem.

Sincerely yours,  
Douglas M. Costle.

Enclosure.

[FR Doc. 79-21104 Filed 7-6-79; 8:45 am]

BILLING CODE 6560-01-M

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. A-1]

### TV Broadcast Applications Accepted for Filing and Notification of Cut-Off-Date

Released: July 3, 1979.

CUTOFF DATE: August 15, 1979.

Notice is hereby given that the applications listed in the attached appendix are hereby accepted for filing. They will be considered to be ready and available for processing after August 15, 1979. An application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on August 15, 1979 which involves a conflict necessitating a hearing with any application on this list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., not later than the close of business on August 15, 1979.

Petitions to deny any application on this list must be on file with the Commission not later than the close of business on August 15, 1979.

Federal Communications Commission.

William J. Tricarico,

Secretary.

- BPCT-781120KE (new), St. Petersburg, Florida, Sun Coast 38, Inc., Channel 38, ERP: Vis. 1580kw (Max); HAAT: 560 ft.
- BPCT-781211LC (new), Medford, Oregon, Highland Communications, Inc., Channel 12, ERP: Vis. 186kw; HAAT: 2704 ft.
- BPCT-781215LD (new), Columbia, South Carolina, Carolina Christian Broadcasting, Inc., Channel 57, ERP: Vis. 167.3kw (Max); HAAT: 573 ft.
- BPCT-781221LI (new), Chico, California, Melvin J. Querio and Jack O. Koonce dba Superior Broadcasting of California, Channel 24, ERP: Vis. 5000kw; HAAT: 1772 ft.
- BPCT-790110LC (new), Reno, Nevada, Page Enterprises, Channel 21, ERP: Vis. 794kw; HAAT: 4996 ft.
- BPCT-790118LD (new), Poughkeepsie, New York, Family Television, Inc., Channel 54, ERP: Vis. 3266kw(Max); HAAT: 1609 ft.

BPCT-790120LD (new), Memphis, Tennessee, Memphis Thirty, Inc., Channel 30, ERP: Vis. 100kw; HAAT: 520 ft.

- BPCT-790129LE (new), Loveland, Colorado, Satellite Outreach Ministries, Inc., Channel 22, ERP: Vis. 3000kw; HAAT: 1021 ft.
- BPCT-790130KO (new), Boulder, Colorado, Family Television, Inc., Channel 14, ERP: Vis. 1750kw; HAAT: 617 ft.
- BPCT-790130KP (new), Broomfield, Colorado, Rocky Mountain 14, Inc., Channel 14, ERP: Vis. 1000kw; HAAT: 1050 ft.
- BPCT-790130KR (new), Boulder, Colorado, C. S. TV, Inc., Channel 14, ERP: Vis. 2820kw; HAAT: 1564 ft.
- BPCT-790130KS (new), Boulder, Colorado, Boulder Telecasting Corporation, Channel 14, ERP: Vis. 100kw; HAAT: 77 ft.
- BPCT-790130LI (new), St. Petersburg, Florida, Bay Television, Inc., Channel 38, ERP: Vis. 5000kw; HAAT: 1121 ft.
- BPCT-790130LJ (new), Gary, Indiana, GWWX-TV, Inc., Channel 56, ERP: Vis. 3516kw (Max); HAAT: 1594 ft.
- BPCT-790205KF (new), Lansing, Michigan, Benko Broadcasting Company, Channel 36, ERP: Vis. 656 (Max); HAAT: 976 ft.
- BPCT-790215KF (new), Marlboro, Massachusetts, 66 Corporation, Channel 66, ERP: Vis. 100kw; HAAT: 704 ft.
- BPCT-790227KE (new), Medford, Oregon, Christian Broadcasting Corp., Channel 12, ERP: Vis. 196kw; HAAT: 2645 ft.
- BPCT-790307LC (new), Opelika, Alabama, Wardean, Inc., Channel 66, ERP: Vis. 131kw; HAAT: 691 ft.
- BPCT-790307LE (WBOC-TV), Salisbury, Maryland, WBOC, Inc., Channel 16, ERP: Vis. 4000kw; HAAT: 984 ft.
- BPET-781201LK (new), DeKalb, Illinois, Northern Illinois Public, Telecommunications Corporation, Channel 48, ERP: Vis. 4560kw; HAAT: 1093 ft.
- BPET-781215LE (new), Manistee, Michigan, Grand Valley State Colleges, Channel 21, ERP: Vis. 1405kw; HAAT: 1189 ft.
- BPET-790205KG (new), Hays, Kansas, Smoky Hills Public Television Corporation, Channel 14, ERP: Vis. 1220kw; HAAT: 1320 ft.
- BPET-790226KH (KTX-TV), Lubbock, Texas, Texas Tech University, Channel 5, ERP: Vis. 64kw; HAAT: 801 ft.
- BMLCT-781115KF (KMPH-TV), Tulare, California, Pappas Telecasting, Incorporated, Channel 26, change station location to Visalia, California.

[FR Doc. 79-20851 Filed 7-6-79; 8:45 am]

BILLING CODE 6712-01-M

[PR Docket Nos. 79-157, 79-158, 79-159, and 79-160]

### Robert D. Alfeld; Designated Applications for Consolidated Hearing on Stated Issues

In the matters of revocation of licence of Robert D. Alfeld, Alfeld's Engraving, 1996 Maiden Lane, Altadena, California 91001, Licensee of Radio Station, KAUH-8119 in the Citizens Band Radio Service (PR Docket No. 79-157) and revocation of license of Robert D.

Alfeld, 1996 Maiden Lane, Altadena, California 91001, Licensee of Radio Station KA6BJU in the Amateur Radio Service (PR Docket No. 79-158) and suspension of license of Robert D. Alfeld, 1996 Maiden Lane, Altadena, California 91001, Novice Class Amateur Radio Operator Licensee (PR Docket No. 79-159) and application of Robert D. Alfeld, 1996 Maiden Lane, Altadena, California 91001, For Amateur Radio Station License and Technician Class Amateur Radio Operator License (PR Docket No. 79-160).

#### Order To Show Cause, Suspension and Designation Order

Adopted: June 25, 1979.

Released: July 2, 1979.

The Chief, Private Radio Bureau, has under consideration the license of Robert D. Alfeld (Alfeld's Engraving) for Citizens Band (CB) radio station KAUH-8119. That license was issued on May 24, 1977, for a five year term. Also under consideration are his Amateur radio station license (KA6BJU) and his Novice Class Amateur radio operator license, which were issued June 20, 1978, for five year terms, and his application for an Amateur radio station license and Technician Class Amateur radio operator license, dated November 9, 1978.<sup>1</sup>

1. Information before the Commission indicates that on August 4, August 9, September 28, and September 29, 1978, and January 12, 1979, Alfeld made radio transmissions on the frequencies 27.765 MHz, 27.785 MHz and/or 27.943 MHz, which were in the band of frequencies assigned for use by radio stations of the United States Government. Alfeld did not possess a license authorizing the use of these frequencies. This radio operation was therefore in apparent violation of Section 301 of the Communications Act of 1934, as amended. Moreover, if it was under color of authority of Alfeld's Citizens Band radio station license (KAUH-8119), it was in violation of the following CB Rules (Section 95.401 of the Commission's Rules:

August 4, 1978—17(a) (authorized frequencies), 19(a) (use of non type-accepted transmitter), 23(a)(5) (advertisement or solicitation), 29(b) (time limitation on communications), 29(c) (time limitation between

communications), and 30(a) (station identification requirements). August 9, 1978—17(a), 19(a), 29(b), 29(c), and 30(a).

September 28, 1978—17(a), 19(a), 23(a)(9) (limitation on distance of communications), 29(b), 29(c), and 30(a).

September 29, 1978—17(a), 19(a), 20 (excessive output power), and 30(a). January 12, 1979—17(a), 19(a), 29(c), and 30(a).

If this apparent radio operation was under color of authority of Alfeld's Amateur radio license (KA6BJU), it was in violation of the following Amateur Radio Service Rules (Part 97 of the Commission's Rules)<sup>2</sup> on each of the above dates: 97.7(e) (authorized emissions), 97.61(a) (authorized frequencies), 97.84(a) or 97.87(a), and 97.123 (station identification requirements).

2. Information before the Commission also indicates that on the above dates Alfeld did not identify his transmissions by either of his Commission-assigned call signs (KAUH-8119 or KA6BJU), but instead identified by or responded to the term "7400". This indicates that Alfeld is a member of and has operated his radio station in accordance with procedures established by the "U.F. International Club", an organization that promotes out-of-band radio operation (on and between the frequencies 27.755 MHz and 28.000 MHz) and assigns "U.F. numbers" to its members to use for identification when transmitting on these unauthorized frequencies.

3. This apparent radio operation was the subject of Official Notices of Violation mailed to Alfeld on October 30, 1978, and January 30 and February 1, 1979, and warning letters mailed to him on February 13 and 15, 1979.

4. Section 312(a)(4) of the Communications act of 1934, as amended, authorizes the Commission to revoke radio station licenses for willful or repeated violation of the Act or the Commission's Rules. Section 303(m)(1)(A) of the Act provides that an operator license may be suspended for violation of the Act or the Commission's Rules. Section 309(e) of the Act requires the Commission to designate an application for hearing when it cannot find that a grant of an application would serve the public interest, convenience, and necessity. The radio operation described above therefore calls into question Alfeld's qualifications to retain his Citizens Band and Amateur radio

<sup>2</sup>Part 97 of the Commission's Rules has been revised and renumbered. The rule sections cited herein are those in effect at the time of the radio operation in question.

station licenses. These matters appear to warrant suspension of Alfeld's operator license and also preclude the Commission from determining that a grant of his application would serve the public interest, convenience, and necessity.

5. Accordingly, it is ordered, That Alfeld SHOW CAUSE why the licenses for Citizens Band radio station KAUH-8119 and Amateur radio station KA6BJU should not be revoked.

6. It is further ordered, That the Novice Class Amateur operator license of Alfeld is suspended for the remainder of the license term. The suspension will be held in abeyance if Alfeld requests a hearing or submits a written statement.<sup>1</sup>

7. It is further ordered, That Alfeld's application for an Amateur radio station license and Technician Class Amateur Operator license IS DESIGNATED FOR HEARING on the issues specified below.

8. It is further ordered, That if Alfeld wants a hearing on the revocation, suspension, and/or application matters, he must file a written request for a hearing within 30 days.<sup>2</sup> If a hearing is requested, the time, place, and Presiding Judge will be specified by subsequent Order.

9. It is further ordered, that if Alfeld waives his right to a hearing on either revocation matter, it will be certified to the Commission for administrative disposition pursuant to § 1.92(c) of the Rules; if he waives his right to a hearing on the suspension matter and submits a written statement, the suspension matter will be certified to the Commission for administrative disposition; if he waives his right to a hearing on the suspension matter and does not submit a statement, the suspension will take effect 30 days after Alfeld receives this Order;<sup>1</sup> if he waives his right to a hearing on the application matter, his application will be dismissed with prejudice.

10. It is further ordered, That pursuant to § 1.227 of the Rules, the revocation, suspension, and application proceedings are consolidated for hearing.

11. It is further ordered, That this consolidated proceeding will be resolved upon the following issues:

<sup>1</sup> Any contrary provisions of § 1.85 of the Rules are waived.

<sup>2</sup> Any contrary provisions of §§ 1.85 and 1.221(c) of the Rules are waived.

<sup>3</sup> The attached form should be used to request or waive hearing. It should be completed and mailed to the Federal Communications Commission, Washington, D.C. 20554, in the enclosed envelope, within 30 days.

<sup>4</sup> If Alfeld waives hearing on the suspension matter and does not submit a written statement, he must send his license to the Commission within 30 days to be retained during the suspension period.

<sup>1</sup> On May 2, 1979, Alfeld submitted another Technician Class application. On June 12, 1979, that application was inadvertently granted. On June 26, 1979, Alfeld was notified by telegram that the grant of this application had been set aside, pursuant to § 1.113(a) of the Commission's Rules, and that the application had been dismissed as redundant. This action was taken in light of the apparent radio operation discussed herein.

(a) To determine whether the transmissions described above were in violation of Section 301 of the Communications Act of 1934, as amended, or § 95.401 of the Commission's Rules (CB Rules 17(a), 19(a), 20, 23(a)(5), 23(a)(9), 29(b), 29(c) and/or 30(a), or §§ 97.7(e), 97.61(a), 97.84(a), 97.87(a), and/or 97.123 of the Commission's Amateur Radio Service Rules.

(b) To determine whether Alfeld is a member of and has operated his Citizens Band radio station in accordance with procedures established by the "U.F. International Club".

(c) To determine, in light of the above, whether Alfeld has the requisite qualifications to remain a Commission licensee.

(d) To determine whether the suspension order should be affirmed, modified or dismissed.

(e) To determine whether grant of the application would serve the public interest, convenience, and necessity.

12. It is further ordered, That copies of this Order shall be sent both by Certified Mail—Return Receipt Requested and by Regular Mail to Alfeld at his address of record (as shown in the caption).

Chief, Private Radio Bureau.

Gerald M. Zuckerman,

Chief, Compliance Division.

[FR Doc. 79-21071 Filed 7-6-79; 8:45 am]

BILLING CODE 8712-01-M

[PR Docket Nos. 79-161 and 79-162]

### Cecilia A. Alfeld; Designated Applications for Consolidated Hearing on Stated Issues

In the matters of revocation of license of Cecilia A. Alfeld, 1996 Maiden Lane, Altadena, California 91001, Licensee of Station KAOR-6330 in the Citizens Band Radio Service (PR Docket No. 79-161) and Application of Cecilia A. Alfeld, 1996 Maiden Lane, Altadena, California 91001, For Amateur Radio Station License and General Class Amateur Radio Operator License (PR Docket No. 79-162).

### Order To Show Cause and Designation Order

Adopted: June 25, 1979.

Released: July 2, 1979.

1. The Chief, Private Radio Bureau, has under consideration the license of Cecilia A. Alfeld for Citizens Band (CB) radio station KAOR-6330. That license was issued on March 31, 1977, for a five year term. Also under consideration is Alfeld's application for an Amateur

radio station license and a General Class Amateur radio operator license, dated February 28, 1979.

2. Information before the Commission indicates that on September 23, 1978, Alfeld made radio transmissions on the frequencies 27.785 MHz and 27.945 MHz, which were in the band of frequencies assigned for use by radio stations of the United States Government. Alfeld did not possess a license authorizing the use of these frequencies. This radio operation was therefore in apparent violation of Section 301 of the Communications Act of 1934, as amended. Moreover, if it was under color of authority of Alfeld's Citizens Band radio station license (KAOR-6330), it was in violation of the following CB Rules (Section 95.401 of the Commission's Rules): 17(a) (authorized frequencies), 19(a) (use of non type-accepted transmitter), 29(b) (time limitation on communications) and 30(a) (station identification requirements).

3. Information before the Commission also indicates that on the above date Alfeld did not identify her transmissions by her Commission-assigned call sign (KAOR-6330), but instead identified by or responded to the term "UF 7401". This indicates that Alfeld is a member of and has operated her radio station in accordance with procedures established by the "U.F. International Club", an organization that promotes out-of-band radio operation (on and between the frequencies 27.755 MHz and 28.000 MHz) and assigns "U.F. numbers" to its members to use for identification when transmitting on these unauthorized frequencies.

4. This apparent radio operation was the subject of an Official Notice of Violation mailed to Alfeld on October 26, 1978.

5. Section 312(a)(4) of the Communications Act of 1934, as amended, authorizes the Commission to revoke radio station licenses for willful violation of the Act or the Commission's Rules. Section 309(e) of the Act requires the Commission to designate an application for hearing where it cannot find that a grant of the application would serve the public interest, convenience and necessity. The radio operation described above therefore calls into question Alfeld's qualifications to retain her Citizens Band radio station license. These matters also preclude the Commission from determining that a grant of her application would serve the public interest, convenience, and necessity.

6. Accordingly, it is ordered that Alfeld SHOW CAUSE why the license

for Citizens Band radio station KAOR-6330 should not be revoked.

7. It is further ordered, that Alfeld's application for an Amateur radio station license and General Class Amateur radio operator license is DESIGNATED FOR HEARING on the issues specified below.

8. It is further ordered, that if Alfeld wants a hearing on the revocation and/or application matters, she must file a written request for a hearing within 30 days.<sup>1</sup> <sup>2</sup> If a hearing is requested, the time, place, and Presiding Judge will be specified by subsequent Order.

9. It is further ordered, that if Alfeld waives her right to a hearing on the revocation matter, it will be certified to the Commission for administrative disposition pursuant to § 1.92(c) of the Rules; if she waives her right to a hearing on the application matter, her application will be dismissed with prejudice.

10. It is further ordered, that pursuant to § 1.227 of the Rules, the revocation and application proceedings ARE CONSOLIDATED for hearing.

11. It is further ordered, that this consolidated proceeding will be resolved upon the following issues:

(a) To determine whether the transmissions on September 23, 1978, were in violation of Section 301 of the Communications Act of 1934, as amended, or Section 95.401 of the Commission's Rules (CB Rules 17(a), 19(a), 29(b) and/or 30(a)).

(b) To determine whether Alfeld is a member of and has operated her Citizens Band radio station in accordance with procedures established by the "U.F. International Club".

(c) To determine, in light of the above, whether Alfeld has the requisite qualifications to remain a Commission licensee.

(d) To determine whether a grant of Alfeld's application would serve the public interest, convenience, and necessity.

12. It is further ordered, That copies of this Order shall be sent both by Certified Mail—Return Receipt Requested and by Regular Mail to Alfeld

<sup>1</sup> The attached form should be used to request or waive hearing. It should be completed and mailed to the Federal Communications Commission, Washington, D.C. 20554, in the enclosed envelope, within 30 days.

<sup>2</sup> Any contrary provisions of § 1.221(c) of the Rules are waived.