

In the July 5, 2002, **Federal Register** document announcing EPA's FIFRA SAP meeting held on July 30–31, 2002, EPA specifically sought comment on the availability of any applicable voluntary consensus standards that should be considered during the development of the final test guideline or any future regulatory action that EPA may take under TSCA. The Agency did not receive any comments on the availability of any applicable voluntary consensus standards.

#### List of Subjects

Environmental protection, Chemical testing, Test guideline, Termites, Termite Baits.

Dated: August 12, 2004

**Susan B. Hazen,**

*Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.*  
[FR Doc. 04–19442 Filed 8–24–04; 8:45 am]

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#### ENVIRONMENTAL PROTECTION AGENCY

[FRL–7806–3]

#### Notice of Proposed Administrative Cost Recovery Agreement Under Section 122(h)(1) of the Comprehensive Environmental Response, Compensation and Liability Act, Regarding the Olean Steel Sales and Service, Inc. Superfund Site, Town of Olean, Cattaraugus County, NY

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed administrative agreement and opportunity for public comment.

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (“CERCLA”), 42 U.S.C. 9622(i), the U.S. Environmental Protection Agency (“EPA”) Region II announces a proposed administrative settlement pursuant to section 122(h)(1) of CERCLA, relating to the Olean Steel Sales and Service, Inc. Superfund Site (the “Site”) in the Town of Olean, Cattaraugus County, New York. This Site is not on the National Priorities List established pursuant to section 105(a) of CERCLA. This notice is being published to inform the public of the proposed settlement and of the opportunity to comment.

The settlement, memorialized in an Administrative Cost Recovery Agreement (“Agreement”), is being entered into by EPA and Olean Steel

Sales and Service, Inc. (the “Settling Party”). Under the Agreement, which is based on the ability to pay of the Settling Party, the Settling Party shall pay EPA the sum of \$78,500 in settlement of EPA's claim for past response costs incurred with respect to the Site.

**DATES:** EPA will accept written comments relating to the proposed settlement for a period of thirty days from the date of publication of this notice.

**ADDRESSES:** Comments should be sent to: Cynthia Psoras, New York/Caribbean Superfund Branch, Office of Regional Counsel, U.S. Environmental Protection Agency, 290 Broadway, 17th Floor, New York, NY 10007–1866. Comments should reference the Olean Steel Sales and Service, Inc., Superfund Site and EPA Index No. CERCLA–02–2004–2026. For a copy of the Agreement, contact the individual listed below.

#### FOR FURTHER INFORMATION CONTACT:

Cynthia Psoras, Assistant Regional Counsel, New York/Caribbean Superfund Branch, Office of Regional Counsel, U.S. Environmental Protection Agency, 290 Broadway, 17th Floor, New York, New York, 10007–1866, Telephone: (212) 637–3169.

Dated: August 11, 2004.

**George Pavlou,**

*Director, Emergency and Remedial Response Division, U.S. Environmental Protection Agency, Region II.*

[FR Doc. 04–19436 Filed 8–24–04; 8:45 am]

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#### ENVIRONMENTAL PROTECTION AGENCY

[FRL–7806–4]

#### Proposed Administrative Order on Consent Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as Amended by the Superfund Amendments and Reauthorization Act of 1986; In Re: Wells G & H Superfund Site Located in Woburn, MA

**AGENCY:** U.S. Environmental Protection Agency.

**ACTION:** Notice of proposed Administrative Order on Consent; 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.*, notice is hereby given of a proposed Administrative Order on Consent under section 122(h) of

CERCLA, 42 U.S.C. 9622(h), between the United States, on behalf of the U.S. Environmental Protection Agency (“EPA”) and the Olympia Nominee Trust (“Olympia”). The proposed settlement provides a covenant not to sue for approximately one-half of the past response costs including interest incurred by EPA related to the Olympia property (\$1,096,741.27) which is part of the Wells G & H Superfund Site. In exchange for this covenant, Olympia has agreed to complete a removal action on its property that EPA has estimated will cost approximately \$2,362,572. Given the assets of the Olympia Nominee Trust, this represents a fair and reasonable compromise of EPA's past response cost claim.

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received indicate that the settlement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection at One Congress Street, Boston, MA 02214.

**DATES:** Comments must be submitted within 30 (thirty) days of publication of this notice.

**ADDRESSES:** Comments should be addressed to the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region I, One Congress Street, Suite 1100, Mail code RAA, Boston, Massachusetts 02203, and should refer to: In re: Wells G & H Superfund Site, U.S. EPA Docket No. CERCLA–01–2004–0059.

**FOR FURTHER INFORMATION CONTACT:** A copy of the proposed Administrative Order on Consent can be obtained from M. Gretchen Muench, Senior Enforcement Counsel, U.S. Environmental Protection Agency, Region I, One Congress Street, Mail code SES, Boston, Massachusetts 02214, (617) 918–1896.

Dated: August 6, 2004.

**Rich Cavagnero,**

*Acting Director, OSRR Region I.*

[FR Doc. 04–19439 Filed 8–24–04; 8:45 am]

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