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**Title:** NESHAP for Aluminum, Copper and Other Non-ferrous Metals Foundries

**ICR Numbers:** EPA ICR Number 2332.03, OMB Control Number 2060-0630

**ICR Status:** This ICR is scheduled to expire on October 31, 2012. Under OMB regulations, the Agency may continue to either conduct or sponsor the collection of information while this submission is pending at OMB.

**Abstract:** The affected entities are subject to the General Provisions of the NESHAP at 40 CFR part 63, subpart A, and any changes, or additions to the Provisions specified at 40 CFR part 63, subpart ZZZZZZ.

Owners or operators of the affected facilities must submit a one-time-only report of any physical or operational changes, initial performance tests, and periodic reports and results. Owners or operators are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. Reports are also required semiannually.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 164 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any

previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:**

Aluminum, copper and other non-ferrous metal foundries.

**Estimated Number of Respondents:** 318.

**Frequency of Response:** Initially and occasionally.

**Estimated Total Annual Hour Burden:** 10,482.

**Estimated Total Annual Cost:** \$1,015,005, which includes \$1,015,005 in labor costs, and neither capital/startup costs nor operating and maintenance costs.

**Changes in the Estimates:** There is an adjustment increase in the total estimated burden hours and cost for the respondents as currently identified in the OMB Inventory of Approved Burdens. This is not due to any program changes. The increase in burden hours and costs is due the fact that the rule is now fully implemented and all affected entities are required to comply with the rule on an annual basis. Furthermore, this ICR uses adjustment labor rates which also increase the burden costs for all labor categories.

There is an adjustment decrease in the total burden hours and cost for the Agency as currently identified in the OMB Inventory of Approved Burdens. The burden hours and costs have decreased since the last ICR because the Agency is no longer expected to conduct activities associated with initial compliance. This ICR uses updated labor rates in estimating the burden costs for all labor categories.

**John Moses,**

Director, Collection Strategies Division.

[FR Doc. 2012-25922 Filed 10-19-12; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OECA-2012-0530; FRL-9523-5]

### Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; NSPS for Metal Furniture Coating (Renewal)

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C.

3501 *et seq.*), this document announces that an Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval. This is a request to renew an existing approved collection. The ICR which is abstracted below describes the nature of the collection and the estimated burden and cost.

**DATES:** Additional comments may be submitted on or before November 21, 2012.

**ADDRESSES:** Submit your comments, referencing docket ID number EPA-HQ-OECA-2012-0530, to: (1) EPA online, using [www.regulations.gov](http://www.regulations.gov) (our preferred method), or by email to: [docket.oeca@epa.gov](mailto:docket.oeca@epa.gov), or by mail to: EPA Docket Center (EPA/DC), Environmental Protection Agency, Enforcement and Compliance Docket and Information Center, mail code 28221T, 1200 Pennsylvania Avenue NW., Washington, DC 20460; and (2) OMB at: Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street NW., Washington, DC 20503.

#### FOR FURTHER INFORMATION CONTACT:

Learia Williams, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Avenue NW., Washington, DC 20460; telephone number: (202) 564-4113; fax number: (202) 564-0050; email address: [williams.learia@epa.gov](mailto:williams.learia@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA has submitted the following ICR to OMB for review and approval according to the procedures prescribed in 5 CFR 1320.12. On August 9, 2012 (77 FR 47631), EPA sought comments on this ICR pursuant to 5 CFR 1320.8(d). EPA received no comments. Any additional comments on this ICR should be submitted to both EPA and OMB within 30 days of this notice.

EPA has established a public docket for this ICR under docket ID number EPA-HQ-OECA-2012-0530, which is available for public viewing online at <http://www.regulations.gov>, or in person viewing at the Enforcement and Compliance Docket in the EPA Docket Center (EPA/DC), EPA West, Room 3334, 1301 Constitution Avenue NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1744, and the telephone number for the

Enforcement and Compliance Docket is (202) 566-1752.

Use EPA's electronic docket and comment system at <http://www.regulations.gov> to either submit or view public comments, access the index listing of the contents of the docket, and to access those documents in the docket that are available electronically. Once in the system, select "docket search," then key in the docket ID number identified above. Please note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing at <http://www.regulations.gov> as EPA receives them and without change, unless the comment contains copyrighted material, Confidentiality of Business Information (CBI), or other information whose public disclosure is restricted by statute. For further information about the electronic docket, go to [www.regulations.gov](http://www.regulations.gov).

**Title:** NSPS for Metal Furniture Coating (40 CFR Part 60, Subpart EE) (Renewal)

**ICR Numbers:** EPA ICR Number 0649.11, OMB Control Number 2060-0106

**ICR Status:** This ICR is scheduled to expire on November 30, 2012. Under OMB regulations, the Agency may continue to either conduct or sponsor the collection of information while this submission is pending at OMB.

**Abstract:** The affected entities are subject to the General Provisions of the NSPS at 40 CFR part 60, subpart A and any changes, or additions to the Provisions specified at 40 CFR part 60, subpart EE.

Owners or operators of the affected facilities must make an initial notification, performance tests, periodic reports, and maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. Reports are also required semiannually.

**Burden Statement:** The annual public reporting and recordkeeping burden for this collection of information is estimated to average 58 hours per response. "Burden" means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with

any previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Respondents/Affected Entities:** Owners or operators of metal furniture surface coating facilities.

**Estimated Number of Respondents:** 400.

**Frequency of Response:** Initially, occasionally and semiannually.

**Estimated Total Annual Hour Burden:** 56,074.

**Estimated Total Annual Cost:** \$6,269,572, which includes \$5,429,572 in labor costs, no capital/startup costs, and \$840,000 in operation and maintenance (O&M) costs.

**Changes in the Estimates:** There is no change in the burden hours in this ICR compared to the previous ICR. This is due to two considerations: (1) The regulations have not changed over the past three years and are not anticipated to change over the next three years; and (2) the growth rate for the industry is very low, negative or non-existent, so there is no significant change in the overall burden.

There is an increase in costs for both the respondents and the Agency from the most recently approved ICR. The increase in burden cost is due to an increase in labor rates. This ICR uses updated labor rates from the Bureau of Labor Statistics to calculate burden costs.

**John Moses,**

*Director, Collection Strategies Division.*

[FR Doc. 2012-25919 Filed 10-19-12; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### Proposed Administrative Agreement for Collection of CERCLA Past Costs

**AGENCY:** U.S. Environmental Protection Agency (U.S. EPA).

**ACTION:** Notice. Proposed CERCLA 122 Administrative Agreement.

**SUMMARY:** U.S. EPA is proposing to execute an Administrative Agreement (Agreement) under Section 122 of CERCLA for collection of a percentage of past response costs at the Ultimate Industries, Inc. Site. Respondent has agreed to pay \$8,000 out of total past costs of approximately \$83,776.10, in return for a covenant not to sue and contribution protection from U.S. EPA. U.S. EPA today is proposing to execute

this Agreement because it achieves collection of a reasonable percentage of total Site costs.

**DATES:** Comments on this proposed settlement must be received by November 21, 2012.

**ADDRESSES:** Copies of the proposed settlement are available at the following address for review: Ms. Cheryl Allen, Coordinator, Office of Public Affairs, U.S. Environmental Protection Agency, Region V, 77 W. Jackson Boulevard (P-19J), Chicago, Illinois 60604, (312) 353-6196.

It is recommended that you contact Ms. Allen at (312) 353-6196 before visiting the Region 5 Office.

Comments on this proposed settlement should be addressed to: Ms. Cheryl Allen, Coordinator, Office of Public Affairs, U.S. Environmental Protection Agency, Region V, 77 W. Jackson Boulevard (P-19J), Chicago, Illinois 60604, (312) 353-6196.

Please submit an original and three copies, if possible.

**FOR FURTHER INFORMATION CONTACT:** Ms. Cheryl Allen, Office of Public Affairs, at 312 353-6196.

**SUPPLEMENTARY INFORMATION:** The Site is a closed decorative landscaping rocks and waterfalls manufacturing facility and brick warehouse in a residential neighborhood, located in Sandusky, Erie County, Ohio. The site was discovered by Ohio EPA (OEPA) between 2005 and 2007. During that time OEPA took legal action against Ultimate Industries, Inc. (Ultimate), the owner-operator potentially responsible party. Subsequently, Ultimate discontinued business in June 2004 and the owners, Mr. James Roberts and Mr. Thomas Roberts, filed for personal bankruptcy. Under the proposed Agreement, Citizens Banks, current Settling Party, held a mortgage interest on the business and property. Citizens Bank foreclosed on the mortgage in May 2005 and purchased the Site property in May 2006. In September 2006, Citizens Bank sought a court order to have the Site property sale set aside. A state of Ohio court granted this motion in January 2007.

A 30-day period, beginning on the date of publication, is open pursuant to section 122(i) of CERCLA for comments on the proposed Administrative Agreement. Comments should be sent to Ms. Cheryl Allen of the Office of Public Affairs (P-19J), U.S. Environmental Protection Agency, Region V, 77W.