

Region 8 (CO, MT, ND, SD, UT, WY), Environmental Protection Agency, 1595 Wynkoop St., Denver, CO 80202-1129, Phone: (303) 312-6312, Fax: (303) 312-6339.

Region 9 (AZ, CA, HI, NV), Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105, Phone: (415) 947-8000, (866) EPA-WEST (toll free in Region 9), Fax: (415) 947-3553.

Region 10 (AK, ID, OR, WA), Environmental Protection Agency, 1200 Sixth Avenue, Suite 900, Seattle, WA 98101, Phone: (206) 553-1200, Fax: (206) 553-2955, Toll free: (800) 424-4372.

EPA Headquarters: Office of Civil Enforcement, Office of Enforcement and Compliance Assurance, 2100 Pennsylvania Avenue, NW., Washington DC 20460, (202) 564-2220.

During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, at <http://www.usdoj.gov/enrd/> *Consent Decrees.html*. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$33.70 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

Maureen Katz,

Assistant Section Chief Environmental Enforcement Section, Environment and Natural Resources Division.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Air Act

Notice is hereby given that on July 13, 2010, a proposed Consent Decree in *United States v. Edgeboro Disposal, Inc., et al.*, Civil Action No. 3:10-cv-03541-FLW-TJB, was filed with the United States District Court for the District of New Jersey.

In this action, the United States sought penalties and injunctive relief for the Defendants' violations of the Clean Air Act, 42 U.S.C. 7411 *et seq.*, and the New Jersey Air Pollution Control Act,

N.J.S.A. 26:2C-1 *et seq.*, at the Edgeboro landfill in East Brunswick, New Jersey.

To resolve the United States' claims, the Defendants will pay a penalty of \$750,000 to the United States and New Jersey, and shall upgrade the Edgeboro Landfill Gas Collection and Control System, and operate that system in compliance with regulations promulgated pursuant to the Clean Air Act.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to either: *United States v. Edgeboro Disposal, Inc., et al.*, Civil Action No. 3:10-cv-03541-FLW-TJB, or D.J. Ref. 90-5-2-1-09122. The Consent Decree may be examined at the Office of the United States Attorney, District of New Jersey, 970 Broad Street, Room 502, Newark, New Jersey 07102, and at the United States Environmental Protection Agency, 290 Broadway New York, New York 10007-1866. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/ConsentDecrees.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check, payable to the U.S. Treasury, in the amount of \$15.50 (25 cents per page reproduction cost), or, if by e-mail or fax, forward a check in the applicable amount to the Consent Decree Library at the stated address.

Maureen Katz,

Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

Notice is hereby given that on July 14, 2010, a proposed Consent Decree in

United States v. City of Tacoma, Civ. A. No. 3:10-cv-05497, was lodged with the United States Court for the Western District of Washington in Tacoma.

In this action, the United States sought penalties pursuant to Section 608(c) of the Clean Air Act, 42 U.S.C. 7671g, against the City of Tacoma's Public Works Department. The Complaint alleges that Defendant failed to comply with regulations issued pursuant to Section 608(c) of the CAA—40 CFR Part 82, Subpart F—that makes the knowing venting or release of Class I or II refrigerants into the environment during the disposal of a refrigerant-containing appliance unlawful. The Complaint alleges the City of Tacoma, through its Solid Waste Management Division that is internal to the Public Works Department, illegally released regulated refrigerant into the environment for almost three years dating from October 2004 to August 2007 at its municipal landfill.

Pursuant to the proposed Consent Decree, Defendant will pay to the United States a civil penalty of \$224,684 and perform a Supplemental Environmental Project that will cost approximately \$269,783. The SEP consists of the City purchasing a hydraulic launch assist refuse collection vehicle, purchasing a pluggable hybrid electric terminal truck to replace one of the City's diesel yard tractors, and retrofitting 10 of its municipal diesel vehicles with diesel particulate filters. The hydraulic launch assist refuse collection vehicle is designed to be more efficient by using energy created during braking as well as increase fuel economy and reduce particulate emissions typically emitted from traditional refuse collection vehicles. The pluggable hybrid electric terminal truck is designed to decrease diesel fuel use and reduce emissions as well as increase the City's fuel economy. The diesel particulate filters are aimed to reduce particulate matter emissions as well as carbon monoxide and hydrocarbons emissions. Overall, these projects are intended to help improve air quality in and around the City's municipal landfill by reducing smog-forming chemicals such as ground level ozone, particulates, and nitrous oxides (as well as carbon dioxide).

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S.