

**ENVIRONMENTAL PROTECTION AGENCY**

[Regional Docket No. II-2005-07; FRL-8701-3]

**Clean Air Act Operating Permit Program—Petition for Objection to State Operating Permit for Pouch Terminal Plant**

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

**ACTION:** Notice of final decision concerning State operating permit.

**SUMMARY:** This document announces the EPA Administrator's decision, responding to a petition submitted by the office of James P. Molinaro, President of the Borough of Staten Island, New York, requesting that EPA object to an operating permit issued by the New York State Department of Environmental Conservation (NYSDEC) to the New York Power Authority's Pouch Terminal plant. The petition, requesting an objection to the issuance of the Pouch Terminal title V permit is denied.

Pursuant to section 505(b)(2) of the Clean Air Act (Act), Petitioner may seek judicial review of any portions of the petition which EPA denied, in the United States Court of Appeals for the appropriate circuit. Any petition for review shall be filed within 60 days from the date this notice appears in the **Federal Register**, pursuant to section 307 of the Act.

**ADDRESSES:** You may review copies of the final order, the petition, and all relevant information at the EPA Region 2 Office, 290 Broadway, New York, New York 10007-1866. If you wish to examine these documents, you should make an appointment at least 24 hours before visiting day. Additionally, the final order for the Pouch Terminal plant is available electronically at: <http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitiondb2002.htm>.

**FOR FURTHER INFORMATION CONTACT:** Steven Riva, Chief, Permitting Section, Air Programs Branch, Division of Environmental Planning and Protection, EPA, Region 2, 290 Broadway, 25th Floor, New York, New York 10007-1866, telephone (212) 637-4074.

**SUPPLEMENTARY INFORMATION:** The Act affords EPA a 45-day period to review, and object to as appropriate, operating permits proposed by State permitting authorities. Section 505(b)(2) of the Act authorizes any person to petition the EPA Administrator within 60 days after the expiration of this review period to object to State operating permits if EPA

has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided by the State, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

On October 26, 2005, the EPA received a petition from the office of James P. Molinaro, President of the Borough of Staten Island, New York, requesting that EPA object to the issuance of the title V operating permit for the Pouch Terminal facility based on the following allegations: (1) NYPA performed an environmental impact statement (EIS) for the site only because a lawsuit was brought against it by the community, and ignored the Sun Chemical company in performing the EIS; (2) statements made by applicant, regarding the facility's projected hours of operation, are conflicting; (3) NO<sub>x</sub> and CO emission limits originally pledged by NYPA are absent in the permit; (4) the public was not informed of the facility's documented air emission violations until after the public hearing; (5) amendment of the title V application to include "less restrictive" air emissions limitations was effected without any public involvement, and enforcement action against the facility, through two consent orders, involved no public participation; (6) DEC ignored the known industry fact that startups and shutdowns are the worst case situations; (7) acknowledgment by DEC of the facility's air emissions violations was due to the fact that this information was about to be divulged in the newspaper; (8) eighteen months passed before a DEC enforcement action was instituted for the violations to the facility's operating air permit; (9) the community living across the street from the plant should receive any and all information on environmental violations occurring at the facility; (10) in response to the facility's 18-month violations, NYPA provided no explanation why it stated "No Action is Needed"; (11) the air emissions under the proposed draft title V permit were less stringent than those under the state facility air permit; (12) it took a long time, 22 months, following the public hearing/comment period, before DEC released its Responsiveness Summary; and (13) DEC allowed more than 18 months, too long a time span, for the "shakedown" period. The Petitioner has requested that EPA object to the issuance of the Pouch Terminal permit, pursuant to CAA section

505(b)(2) and 40 CFR 70.8(d), for any or all of the above reasons.

On June 23, 2008, the Administrator issued an order denying the petition on the Pouch Terminal plant. The order explains EPA's reasons for denying petitioner's claims.

Dated: July 25, 2008.

**Alan J. Steinberg,**

*Regional Administrator, Region 2.*

[FR Doc. E8-18141 Filed 8-5-08; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8701-2]

**Request for Nominations for 2008 Clean Air Excellence Awards Program**

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

**ACTION:** Request for nominations for Clean Air Excellence Awards.

**SUMMARY:** EPA established the Clean Air Excellence Awards Program in February, 2000. This is an annual awards program to recognize outstanding and innovative efforts that support progress in achieving clean air. This notice announces the competition for the Year 2008 program.

**SUPPLEMENTARY INFORMATION:** Awards Program Notice: Pursuant to 42 U.S.C. 7403(a)(1) and (2) and sections 103(a)(1) and (2) of the Clean Air Act (CAA), notice is hereby given that the EPA's Office of Air and Radiation (OAR) announces the opening of competition for the Year 2008 "Clean Air Excellence Awards Program" (CAEAP). The intent of the program is to recognize and honor outstanding, innovative efforts that help to make progress in achieving cleaner air. The CAEAP is open to both public and private entities. Entries are limited to the United States. There are five general award categories: (1) Clean Air Technology; (2) Community Action; (3) Education/Outreach; (4) Regulatory/Policy Innovations; (5) Transportation Efficiency Innovations; and two special awards categories: (1) Thomas W. Zosel Outstanding Individual Achievement Award, and (2) Gregg Cooke Visionary Program Award. Awards are given on an annual basis and are for recognition only.

**Entry Requirements:** All applicants are asked to submit their entry on a CAEAP entry form, contained in the CAEAP Entry Package, which may be obtained from the Clean Air Act Advisory Committee (CAAAC) Web site at: <http://www.epa.gov/oar/caaac> by clicking on Awards Program or by

contacting Mr. Pat Childers, U.S. EPA at 202-564-1082 or 202-564-1352 Fax, mailing address: Office of Air and Radiation (6102A), 1200 Pennsylvania Avenue, NW., Washington, DC 20004. The entry form is a simple, three-part form asking for general information on the applicant and the proposed entry; asking for a description of why the entry is deserving of an award; and requiring information from three (3) independent references for the proposed entry. Applicants should also submit additional supporting documentation as necessary. Specific directions and information on filing an entry form are included in the Entry Package.

**Judging and Award Criteria:** Judging will be accomplished through a screening process conducted by EPA staff, with input from outside subject experts, as needed. Members of the CAAAC will provide advice to EPA on the entries. The final award decisions will be made by the EPA Assistant Administrator for Air and Radiation. Entries will be judged using both general criteria and criteria specific to each individual category. There are four (4) general criteria: (1) The entry directly or indirectly (i.e., by encouraging actions) reduces emissions of criteria pollutants or hazardous/toxic air pollutants; (2) The entry demonstrates innovation and uniqueness; (3) The entry provides a model for others to follow (i.e., it is replicable); and (4) The positive outcomes from the entry are continuing/sustainable. Although not required to win an award, the following general criteria will also be considered in the judging process: (1) The entry has positive effects on other environmental media in addition to air; (2) The entry demonstrates effective collaboration and partnerships; and (3) The individual or organization submitting the entry has effectively measured/evaluated the outcomes of the project, program, technology, etc. As previously mentioned, additional criteria will be used for each individual award category. These criteria are listed in the 2008 Entry Package.

**DATE:** All submission of entries for the Clean Air Excellence Awards Program must be postmarked by September 19, 2008.

**ADDRESSES:** Clean Air Excellence Awards submissions should be sent to Clean Air Excellence Awards, Attn Mr. Pat Childers, U.S. EPA, Office of Air and Radiation (6102A), 1200 Pennsylvania Avenue, NW., Washington, DC 20004.

Concerning the Clean Air Excellence Awards Program please use the CAAAC Web site and click on Awards Program

or contact Mr. Pat Childers, U.S. EPA, at 202-564-1082 or 202-564-1352 (Fax), mailing address: Office of Air and Radiation (6102A), 1200 Pennsylvania Avenue, NW., Washington, DC 20004.

**Inspection of Committee Documents:** The Committee agenda and any documents prepared for the meeting will be publicly available at the meeting. Thereafter, these documents, together with CAAAC meeting minutes, will be available by contacting the Office of Air and Radiation Docket and requesting information under docket OAR-2004-0075. The Docket office can be reached by telephoning 202-260-7548; Fax 202-260-4400.

Dated: August 1, 2008.

**Patrick Childers,**

*Designated Federal Official for Clean Air Act Advisory Committee.*

[FR Doc. E8-18140 Filed 8-5-08; 8:45 am]

**BILLING CODE 6560-50-P**

## FARM CREDIT ADMINISTRATION

### Farm Credit Administration Board; Regular Meeting

**AGENCY:** Farm Credit Administration.

**SUMMARY:** Notice is hereby given, pursuant to the Government in the Sunshine Act (5 U.S.C. 552b(e)(3)), of the regular meeting of the Farm Credit Administration Board (Board).

**DATE AND TIME:** The regular meeting of the Board will be held at the offices of the Farm Credit Administration in McLean, Virginia, on August 14, 2008, from 9 a.m. until such time as the Board concludes its business.

#### FOR FURTHER INFORMATION CONTACT:

Roland E. Smith, Secretary to the Farm Credit Administration Board, (703) 883-4009, TTY (703) 883-4056.

**ADDRESSES:** Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102-5090.

**SUPPLEMENTARY INFORMATION:** This meeting of the Board will be open to the public (limited space available). In order to increase the accessibility to Board meetings, persons requiring assistance should make arrangements in advance. The matters to be considered at the meeting are:

#### Open Session

##### A. Approval of Minutes

- July 10, 2008

##### B. New Business

- Fall 2008 Abstract of the Unified Agenda of Federal Regulatory and Deregulatory Actions and the Fall 2008 Regulatory Performance Plan

- Equal Employment Opportunity and Diversity Policy Statement

#### C. Reports

- Office of Management Services Quarterly Report

Dated: August 1, 2008.

**Roland E. Smith,**

*Secretary, Farm Credit Administration Board.*

[FR Doc. E8-18122 Filed 8-4-08; 9:15 am]

**BILLING CODE 6705-01-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of agreements are available through the Commission's Web site (<http://www.fmc.gov>) or contacting the Office of Agreements (202)-523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 011409-017.

*Title:* Transpacific Carrier Services Inc. Agreement.

*Parties:* American President Lines, Ltd. and APL Co. PTE Ltd.; CMA CGM S.A.; COSCO Container Lines Company, Ltd.; Evergreen Lines Joint Service Agreement; Hanjin Shipping Co., Ltd.; Hapag-Lloyd AG; Hyundai Merchant Marine Co., Ltd.; Kawasaki Kisen Kaisha, Ltd.; Mitsui O.S.K. Lines, Ltd.; Nippon Yusen Kaisha, Ltd.; Orient Overseas Container Line Limited; Yang Ming Marine Transport Corp.; and Zim Integrated Shipping Services, Ltd.

*Filing Party:* David F. Smith, Esq., Sher & Blackwell LLP, 1850 M Street, NW., Suite 900, Washington, DC 20036.

*Synopsis:* The amendment would add China Shipping Container Lines (Hong Kong) Co., Ltd. and China Shipping Container Lines Co., Ltd. as parties to the agreement.

*Agreement No.:* 011546-004.

*Title:* Wallenius Wilhelmsen Lines/NYK Space Charter Agreement.

*Parties:* Nippon Yusen Kaisha and Wallenius Wilhelmsen Logistics AS.

*Filing Party:* Wayne R. Rohde, Esq., Sher & Blackwell LLP, 1850 M Street, NW., Suite 900, Washington, DC 20036.

*Synopsis:* The amendment revises the agreement to provide for reciprocal chartering of space.

By Order of the Federal Maritime Commission.