

Dated: March 31, 2005.

Oscar Carrillo,

Designated Federal Officer.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7899-7]

Clean Water Act Section 303(d): Availability of Total Maximum Daily Loads (TMDL)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability.

SUMMARY: This notice announces the availability for comment of the administrative record files for 6 TMDLs and the calculations for these TMDLs prepared by EPA Region 6 for waters listed in the Atchafalaya River, Barataria, Lake Pontchartrain, Mississippi River, Sabine River, and Terrebonne Basins of Louisiana, under section 303(d) of the Clean Water Act (CWA). These TMDLs were completed

in response to a court order in the lawsuit styled *Sierra Club*, et al. v. *Clifford*, et al., No. 96-0527, (E.D. La.). EPA originally proposed draft TMDLs for these segments on December 2, 2004. EPA has decided to withdraw the December 2, 2004, draft TMDLs, and now proposes new draft TMDLs for these segments. Thus, EPA is not responding to those comments on the December 2, 2004, proposed draft TMDLs. EPA will be responding to comments on the new proposed draft TMDLs available herein after public notice.

DATES: Comments must be submitted in writing to EPA on or before May 16, 2005.

ADDRESSES: Comments on the 6 TMDLs should be sent to Diane Smith, Environmental Protection Specialist, Water Quality Protection Division, U.S. Environmental Protection Agency Region 6, 1445 Ross Ave., Dallas, TX 75202-2733, or by email to the following address:

Smith.Diane@epa.gov. For further information, contact Diane Smith at (214) 665-2145 or fax (214) 665-7373.

TMDL documents from the administrative record files may be viewed at <http://www.epa.gov/region6/water/tmdl.htm>, or obtained by calling, writing or emailing Ms. Smith at the above addresses. The administrative record files for the 6 TMDLs are available for public inspection at the above address as well. Please contact Ms. Smith to schedule an inspection.

FOR FURTHER INFORMATION CONTACT:

Diane Smith at (214) 665-2145.

SUPPLEMENTARY INFORMATION: In 1996, two Louisiana environmental groups, the Sierra Club and Louisiana Environmental Action Network (plaintiffs), filed a lawsuit in Federal Court against EPA, styled *Sierra Club*, et al. v. *Clifford*, et al., No. 96-0527, (E.D. La.). Among other claims, plaintiffs alleged that EPA failed to establish Louisiana TMDLs in a timely manner. EPA proposes these TMDLs pursuant to a consent decree entered in this lawsuit.

EPA Seeks Comment on 6 TMDLs

By this notice, EPA is seeking comment on the following 6 TMDLs for waters located within Louisiana basins:

Subsegment	Waterbody name	Pollutant
010901	Atchafalaya Bay and Delta and Gulf Waters to the State 3-mile Limit	Mercury.
021102	Barataria Basin Coastal Bays and Gulf Waters to the State 3-mile Limit	Mercury.
042209	Lake Pontchartrain Basin Coastal Bays and Gulf Waters to the State 3-mile Limit	Mercury.
070601	Mississippi River Basin Coastal Bays and Gulf Waters to the State 3-mile Limit	Mercury.
110701	Sabine River Basin Coastal Bays and Gulf Waters to the State 3-mile Limit	Mercury.
120806	Terrebonne Basin Coastal Bays and Gulf Waters to the State 3-mile Limit	Mercury.

EPA requests that the public provide to EPA any water quality-related data and information that may be relevant to the calculations for the 6 TMDLs. EPA will review all data and information submitted during the public comment period and revise the TMDLs where appropriate. EPA will then forward the TMDLs to the Louisiana Department of Environmental Quality (LDEQ). LDEQ will incorporate the TMDLs into its current water quality management plan.

Dated: April 7, 2005.

Miguel I. Flores,

Director, Water Quality Protection Division, Region 6.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7897-4]

Public Water System Supervision Program Revision for the State of Georgia

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of tentative approval.

SUMMARY: Notice is hereby given that the State of Georgia is revising its approved Public Water System Supervision Program. Georgia has adopted drinking water regulations for Long Term 1 Enhanced Surface Water Treatment Rule and Filter Backwash Rule. EPA has determined that these revisions are no less stringent than the corresponding federal regulations. Therefore, EPA intends on approving this State program revision.

All interested parties may request a public hearing. A request for a public hearing must be submitted by May 16, 2005 to the Regional Administrator at

the address shown below. Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. However, if a substantial request for a public hearing is made by May 16, 2005, a public hearing will be held. If no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become final and effective on May 16, 2005. Any request for a public hearing shall include the following information: (1) The name, address, and telephone number of the individual organization, or other entity requesting a hearing; (2) A brief statement of the requesting person's interest in the Regional Administrator's determination and a brief statement of the information that the requesting person intends to submit at such hearing; (3) The signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.