

## DEPARTMENT OF ENERGY

## Federal Energy Regulatory Commission

## Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

November 8, 2005.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application*: Preliminary Permit.

b. *Project No.*: 12607-000.

c. *Date filed*: August 15, 2005.

d. *Applicant*: Town of Massena Electric Department.

e. *Name of Project*: Massena Grasse Hydroelectric Project.

f. *Location*: In the town of Massena, on the Grasse River, in St. Lawrence County, New York.

g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-825(r).

h. *Applicant Contact*: Mr. Andrew McMahon, P.E., Superintendent, Town of Massena Electric Department, 71 East Hatfield Street, Massena, New York 13662, (315) 764-0253, Fax (315) 764-1498, and e-mail [amcmahon@med.massena.ny.us](mailto:amcmahon@med.massena.ny.us).

i. *FERC Contact*: Patricia W. Gillis at (202) 502-8735 or e-mail [patricia.gillis@ferc.gov](mailto:patricia.gillis@ferc.gov).

j. *Deadline for filing comments, protests, and motions to intervene*: 60 days from the issuance date of this notice.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Project*: The proposed project would consist of: (1) A proposed 22-foot-high, 245-foot-long concrete gravity dam, (2) a proposed impoundment having a surface area of 300 acres, with negligible storage and normal water surface elevation of 178 feet mean sea level, (3) a proposed powerhouse containing one generating unit having an installed capacity of 2.5 megawatts, (4) a proposed 23-kilovolt quarter mile sub-transmission line, and (5) appurtenant facilities. The project would have an annual generation of 9,600 megawatt hours that would be used by the Town of Massena Electric Department.

l. *Locations of Applications*: A copy of the application is available for inspection and reproduction at the Commission in the Public Reference Room, located at 888 First Street NE., Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h. above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. *Competing Preliminary Permit*: Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

o. *Competing Development Application*: Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

p. *Notice of Intent*: A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be

served on the applicant(s) named in this public notice.

q. *Proposed Scope of Studies under Permit*: A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

r. *Comments, Protests, or Motions to Intervene*: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Comments, protests and interventions may be filed electronically via the Internet in lieu of paper; See 18 CFR 385.2001 (a)(1)(iii) and the instructions on the Commission's Web site under "e-filing" link. The Commission strongly encourages electronic filing.

s. *Filing and Service of Responsive Documents*: Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

t. *Agency Comments*: Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an

agency's comments must also be sent to the Applicant's representatives.

**Magalie R. Salas,**  
Secretary.

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BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Western Area Power Administration

#### Solicitation of Interest for New Transmission Capacity Between Wyoming and Colorado

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Request for Statements of Interest.

**SUMMARY:** The electricity corridor between southeastern Wyoming and northeastern Colorado has experienced a transmission constraint for a number of years. This constraint is designated in the Western Electricity Coordinating Council's Path Rating Catalog and referenced in this notice as "TOT 3."

To examine possibilities for relieving the TOT 3 constraint, the Western Area Power Administration (Western) has entered into a Memorandum of Understanding (MOU) with the Wyoming Infrastructure Authority (WIA) and Trans-Elect, Inc. (Trans-Elect). Under this MOU, Western is soliciting expressions of interest from entities desiring transmission rights on a new line potentially to be built across TOT 3.

**DATES:** To be assured of consideration, all Statements of Interest should be submitted in a non-confidential manner and received at Western's Rocky Mountain Regional Office by December 15, 2005.

**ADDRESSES:** Statements of Interest should be mailed to: Mr. Robert Kennedy, Restructuring Manager, Rocky Mountain Region, Western Area Power Administration, 5555 East Crossroads Boulevard, Loveland, CO 80538. Statements of Interest may also be faxed to (970) 461-7423 or e-mailed to [rkennedy@wapa.gov](mailto:rkennedy@wapa.gov).

**SUPPLEMENTARY INFORMATION:** TOT 3, a long-recognized transmission constraint between Colorado and Wyoming, has been the subject of many studies and reports over the past several years. Most recently, the September 2004 "Rocky Mountain Area Transmission Study" (RMATS) report identified TOT 3 as a transmission expansion project that, if and when completed, could bring substantial benefits to the area by encouraging the siting and construction

of low-cost clean coal and wind projects in Wyoming to serve the electricity needs of customers along Colorado's Front Range. Such a project is supported by Wyoming's Governor David Freudenthal, the Wyoming Congressional delegation, and the wide range of stakeholders that comprised the RMATS effort. However, due to economic and operational factors, interest from entities willing to fund transmission capacity expansions across TOT 3 has been significantly less than that envisioned by the RMATS participants. To encourage interested entities to consider participating in the TOT 3 expansion, Western entered into a MOU with WIA and Trans-Elect as part of a collaborative attempt to examine possibilities for constructing such a project.

The three MOU parties represent a diverse range of stakeholder interests. Western, a power marketing administration within the Department of Energy, has extensive experience in transmission operations, construction, and maintenance across its 15-state service territory. Western has general authority under the Department of Energy Organization Act to construct, operate, and maintain transmission lines and related facilities, and is a partial owner of the existing transmission capacity across, and the path operator of, TOT 3. WIA was formed in June 2004 by the State of Wyoming to facilitate expansion of the state's transmission system, including TOT 3, and has been granted bonding authority by the State legislature for that purpose. Trans-Elect is an independent transmission developer, owner, and operator. Trans-Elect previously partnered with Western on the Path 15 transmission expansion project in California.

Western is issuing this notice to solicit the interest of entities desiring new transmission capacity across TOT 3. WIA and Trans-Elect will contribute the funding and staffing necessary to conduct (1) coordination meetings among interested entities, and (2) feasibility studies that may be generated as a result of those meetings. Western has agreed to provide technical assistance for the feasibility studies, but has no project-related funding commitments.

Specifically, Western seeks to identify all entities interested in acquiring transmission rights on a new 500-megawatt line potentially to be built across TOT 3, the cost of which was estimated by the RMATS study to be \$318 million for a 345-kilovolt project. Interested entities should submit

Statements of Interest including the following information:

1. Name and general description of the entity.
2. Name, mailing address, telephone number, facsimile number, and e-mail address of the entity's primary contact.
3. Amount of transmission rights the entity may desire if and when the project is completed.

Western will compile and forward all Statements of Interest to WIA and Trans-Elect. Accordingly, to be assured of consideration, Statements of Interest should be submitted in a non-confidential manner as discussed previously.

Dated: November 3, 2005.

**Michael S. HacsKaylo,**  
Administrator.

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7996-5]

### Science Advisory Board Staff Office; Clean Air Scientific Advisory Committee (CASAC); Notification of Advisory Committee Meeting of the CASAC Ozone Review Panel

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA) Science Advisory Board (SAB) Staff Office announces a public meeting of the Clean Air Scientific Advisory Committee's (CASAC) Ozone Review Panel (Panel) to conduct a peer review of the *Air Quality Criteria for Ozone and Related Photochemical Oxidants (Second External Review Draft)*, Volumes I, II, and III (second draft Ozone AQCD, August 2005); and a consultation on the *Review of the National Ambient Air Quality Standards for Ozone: Policy Assessment of Scientific and Technical Information* (first draft Ozone Staff Paper, November 2005) and two related draft technical support documents, *Ozone Health Risk Assessment for Selected Urban Areas: First Draft Report* (first draft Ozone Risk Assessment, November 2005) and *Ozone Population Exposure Analysis for Selected Urban Areas: Draft Report* (first draft Ozone Exposure Assessment, October 2005).

**DATES:** The meeting will be held from 9 a.m. (eastern time) on Tuesday, December 6, 2005, through 3 p.m. (eastern time) on Thursday, December 8, 2005.