

Specific to Wallops Flight Facility (WFF), Wallops Island, VA; Poker Flat Research Range (PFRR), Fairbanks, AK and White Sands Missile Range (WSMR), White Sands, NM and on a Global Scale, Due: July 31, 1995, Contact: Kenneth M. Kumor (202) 358-1112.

*EIS No. 950253, Draft EIS, NOA, Atlantic Coast Weakfish Fishery, Fishery Management Plan, Implementation, Weakfish Harvest Control in the Atlantic Ocean Exclusive Economic Zone (EEZ), off the New England, Mid-Atlantic and South Atlantic Coast, Due: July 31, 1995, Contact: William Hogarth (301) 713-2339.*

*EIS No. 950254, Draft EIS, NCP, DC, Washington, D.C. New Sports and Entertainment Arena, Construction and Operation, Modern Multi-Purpose Arena, Eight potential Sites, Washington, D.C., Due: July 31, 1995, Contact: Maurice Foushee (202) 724-0174.*

#### Amended Notices

*EIS No. 950195, Draft EIS, AFS, MT, Beaver Woods Vegetation Management Project, Implementation, Bitter National Forest, West Fork Ranger District, Ravalli County, MT, Due: July 18, 1995, Contact: Nora Rasure (406) 821-3269. Published FR-05-19-95 Due Date Correction.*

Dated: June 13, 1995.

#### William D. Dickerson,

Director, NEPA Compliance Division, Office of Federal Activities.

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#### The Territory of the U.S. Virgin Islands; Adequacy Determination of State Municipal Solid Waste Permit Program

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of tentative determination on application of the territory of the U.S. Virgin Islands for full program adequacy determination, public hearing and public comment period.

**SUMMARY:** Section 4005(c)(1)(B) of the Resource Conservation Recovery Act (RCRA), as amended by the Hazardous and Solid Waste Amendments (HSWA) of 1984, requires States to develop and implement permit programs to ensure that municipal solid waste landfills (MSWLFs) which may receive hazardous household waste or small quantity generator waste will comply

with the revised Federal MSWLF Criteria (40 CFR part 258). RCRA Section 4005(c)(1)(C) requires the Environmental Protection Agency (EPA) to determine whether States have adequate "permit" programs for MSWLFs, but does not mandate issuance of a rule for such determinations. EPA has drafted and is in the process of proposing a State/Tribe Implementation Rule (STIR) that will provide procedures by which EPA will approve, or partially approve, State/Tribal landfill permit programs. The Agency has approved and will continue to approve adequate State/Tribal MSWLF permit programs as applications are submitted. Thus, these approvals are not dependent on final promulgation of the STIR. Prior to promulgation of STIR, adequacy determinations will be made based on the statutory authorities and requirements. In addition, States/Tribes may use the draft STIR as an aid in interpreting these requirements. The Agency believes that approvals of state programs have an important benefit. Approved State/Tribe permit programs provide for interaction between State/Tribe and the owner/operator regarding site-specific permit conditions. Only those owners/operators located in States/Tribes with approved permit programs can use the site-specific flexibility provided by part 258 to the extent that the State/Tribal permit program allows such flexibility. EPA notes that regardless of the approval status of a State/Tribe and the permit status of any facility, the federal landfill criteria will apply to all permitted and unpermitted MSWLF facilities.

The U.S. Virgin Islands applied for a determination of adequacy under section 4005 of RCRA. EPA has reviewed the U.S. Virgin Islands' MSWLF application and certain revisions thereto, and has made a tentative determination that all portions of the U.S. Virgin Islands' MSWLF permit program, including certain regulatory changes, are adequate to assure compliance with the revised Federal Criteria. These changes include a commitment by the Territory that existing solid waste regulations will be amended to conform to part 258 requirements, and that the two existing publicly owned landfills will be operated in accordance with part 258 requirements, pending adoption of the amended regulations. The U.S. Virgin Islands' application for program adequacy determination and its revisions are available for public review and comment.

Although RCRA does not require EPA to hold a hearing on any determination

to approve a State/Tribe's MSWLF program, the Region has scheduled two public hearings on this tentative determination. Details appear below in the **DATES** section.

**DATES:** All comments on the U.S. Virgin Islands' application for a determination of adequacy must be received by the close of business on August 11, 1995. One public hearing will be held on St. Croix on August 1, 1995 and a second hearing will take place on St. Thomas, on August 2, 1995. Both hearings will begin at 6:00 p.m. The U.S. Virgin Islands will participate in the public hearings held by EPA on this subject.

**ADDRESSES:** Copies of the U.S. Virgin Islands' application for adequacy are available between 8:30 a.m. and 5:00 p.m. at the following three addresses for inspection and copying: U.S. EPA Region II Library, 290 Broadway, 16th Floor, New York, New York, 10007-1866, telephone (212) 637-3185; Department of Planning and Natural Resources, Division of Environmental Protection, Nisky Shopping Center, Suite 231, St. Thomas, Virgin Islands 00802, telephone (809) 774-3320; Department of Planning and Natural Resources, Division of Environmental Protection, Water Gut Homes-1118, Christiansted, St. Croix, Virgin Islands 00820-5065, telephone (809) 773-8565. Written comments should be sent to Carl-Axel P. Soderberg, Director, USEPA-Region II, Caribbean Field Office, Centro Europa Building, 1492 Ponce De Leon Avenue, STOP 22, Santurce, PR 00909. The public hearing on August 1, 1995 will be held at the Department of Planning and Natural Resources, Commissioner's Conference Room, 6003 Anna's Hope, St. Croix, Virgin Islands. The public hearing on August 2, 1995, will be held at the Department of Planning and Natural Resources, CZM Lower Level Conference Room, 8000 Nisky Shopping Center, St. Thomas, Virgin Islands.

**FOR FURTHER INFORMATION CONTACT:** Stanley Siegel, Chief, Hazardous and Solid Waste Programs Branch, U.S. EPA Region II, 290 Broadway, New York, New York, 10007-1866, telephone (212) 637-4100.

#### SUPPLEMENTARY INFORMATION:

##### A. Background

On October 9, 1991, EPA promulgated revised Criteria for MSWLFs (40 CFR part 258). Subtitle D of RCRA, as amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA), requires States to develop permitting programs to ensure that MSWLFs comply with the Federal Criteria under part 258. Subtitle D also requires in