Pursuant to section 605(b) of the Regulatory Flexibility Act, the Environmental Protection Agency certifies that this regulation will not have a significant impact on a substantial number of small entities (see above discussion).

Paperwork Reduction Act

Today's rule places no additional information collection or recordkeeping burden on respondents. Therefore, an information collection request has not been prepared and submitted to the Office of Management and Budget under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.). Information collection activities for Clean Water Act section 404 permits are conducted under the U.S. Army Corps of Engineers information collection request number: 0710–003.

List of Subjects in 40 CFR Part 230

Environmental protection, Dredged material, Water pollution control, Wetlands.

Dated: December 23, 1994.

Carol M. Browner.

Administrator, Environmental Protection Agency.

Accordingly, 40 CFR part 230 is proposed to be amended as follows:

PART 230—SECTION 404(b)(1) GUIDELINES FOR SPECIFICATION OF DISPOSAL SITES FOR DREDGED OR FILL MATERIAL

1. The authority citation for part 230 continues to read as follows:

Authority: Secs. 404(b) and 501(a) of the Clean Water Act of 1977 (33 U.S.C. 1344(b) and 1361(a)).

2. Section 230.3 is amended by adding paragraph (u) to read as follows:

§ 230.3 Definitions.

* * * * *

- (u) The term reference sediment means a sediment that reflects the conditions at the disposal site had no dredged material disposal ever occurred there. Reference sediment serves as a point of comparison to identify potential environmental effects of a discharge of dredged material. Reference sediment shall be collected taking into account the following considerations:
- (1) To obtain physical characteristics, including grain size, as similar as practicable as the dredged material proposed for discharge,
- (2) To avoid areas in the immediate vicinity of, including depositional zones of, spills, outfalls, or other significant sources of contaminants, and
- (3) To be as close as practicable to, and subject to the same hydrologic

influences as, the disposal site, but removed from areas which are subject to sediment migration of previous dredged material discharges.

If existing information that provides an easy-to-interpret indication of the presence of bioavailable contaminants in the reference sediment and in the sediment from the disposal site waterbody is not available, sediment testing (e.g., toxicity testing) is necessary to ensure that the reference sediment accurately reflects the conditions of the sediment from the disposal site waterbody.

3. Section 230.61 is amended by revising paragraph (c)(1) and the first sentence of paragraph (c)(2) to read as follows:

§ 230.61 Chemical, biological, and physical evaluation and testing.

(c) * * *

- (1) When an inventory of the total concentration of contaminants would be of value in comparing sediment at the dredging site with sediment at the disposal site, the permitting authority may require sediment chemical analysis. Markedly different concentrations of contaminants between the material from the excavation site and the reference sediment (§ 230.3(u)) may aid in making an environmental assessment of the proposed disposal operation. Such differences should be interpreted in terms of the potential for harm as supported by any pertinent scientific literature.
- (2) When an analysis of biological community structure will be of value to assess the potential for adverse environmental impact at the proposed disposal site, a comparison of the biological characteristics between the material from the excavation site and the reference sediment (§ 230.3(u)) may be required by the permitting authority.

[FR Doc. 95–00066 Filed 1–3–95; 8:45 am] BILLING CODE 6560–50–P

40 CFR Part 300

[FRL-5127-9]

Intent To Delete Crystal City Airport Superfund Site, Crystal City, Zavala County, Texas From the National Priorities List

AGENCY: United States Environmental Protection Agency.

ACTION: Intent to delete the Crystal City Airport Superfund site from the

National Priorities List: request for comments.

SUMMARY: The Environmental Protection Agency (EPA) Region 6 announces its intent to delete the Crystal City Airport Superfund site from the National Priorities List (NPL) and requests public comment on this action. The NPL constitutes Appendix B of 40 CFR part 300 which is the National Oil and **Hazardous Substances Pollution** Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as amended. EPA and the State of Texas (Texas Natural Resource Conservation Commission) have determined that all appropriate actions under CERCLA have been implemented and that no further cleanup is appropriate. Moreover, EPA and the State have determined that response activities conducted at the site to date have been protective of public health, welfare, and the environment.

DATES: Comments concerning this site may be submitted on or before January 30, 1995.

ADDRESSES: Comments may be mailed to: Ms. Olivia Rodriguez, Community Relations Coordinator, U.S. EPA, Region 6 (6H–MC), 1445 Ross Avenue, Dallas, Texas 75202–2733, (214) 665–6584 or 1–800–533–3508.

Comprehensive information on this site is available through the EPA Region 6 public docket, which is located at EPA's Region 6 library office and is available for viewing from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays. The office address is: U.S. EPA, Region 6, Library, 12th Floor, 1445 Ross Avenue, Dallas, Texas 75202, (214) 665–6424 or 665–6427.

Background information from the Regional public docket is available for viewing at the Crystal City Airport Superfund site information repositories located at:

Crystal City Public Library, 101 E. Dimmit, Crystal City, TX 78839.

Environmental Protection Agency, Library, 12th Floor, 1445 Ross Avenue, Dallas, Texas 75202.

Texas Natural Resource Conservation Commission, 12118 North 1H–35, Building D, Room 190, Austin, Texas 78753, (512) 239–2920.

FOR FURTHER INFORMATION CONTACT: Mr. Ernest R. Franke, Remedial Project Manager, U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202–2733, (214) 665–8521 or 1–800–533–3508.