

to the adequacy of data which is available, or which may be relied upon by the Agency, comments should identify and if possible, provide any additional data which may be available and should indicate why such data is essential to the development of the regulations. In the event comments address the approach taken by the agency in establishing effluent limitation guidelines, EPA solicits suggestions as to what alternative approach should be taken and why and how this alternative better satisfies the detailed requirements of sections 301 and 304(b) of the Act. All comments received on or before February 18, 1975 will be considered. Steps previously taken by the Environmental Protection Agency to facilitate public response within this time period are outlined in the advance notice concerning public review procedures published on August 6, 1973 (38 FR 21202).

In consideration of the foregoing it is proposed to amend 40 CFR 429 in the manner set forth below.

Dated: January 7, 1975.

RUSSELL E. TRAIN,
Administrator.

1. § 429.92 is amended to read as follows:

§ 429.92 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.

The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available: There shall be no debris discharged, the BOD₅ shall be no greater than 50 milligrams per liter and the pH shall be within the range of 6 to 9.

2. § 429.93 is amended to read as follows:

§ 429.93 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.

The following limitations establish the quantity or quality of pollutants or pollutant properties, which may be discharged by a point source subject to the provisions of this subpart after application of the best available technology economically achievable: There shall be no debris discharged, the BOD₅ shall be no greater than 50 milligrams per liter, and the pH shall be within the range of 6 to 9.

3. § 429.95 is amended to read as follows:

§ 429.95 Standards of performance for new sources.

The following standards of performance establish the quantity or quality of pollutants or pollutant properties, which may be discharged by a new source subject to the provisions of this subpart:

There shall be no debris discharged, the BOD₅ shall be no greater than 50 milligrams per liter, and the pH shall be within the range of 6 to 9.

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[40 CFR Part 429]

[FRL 321-5]

**TIMBER PRODUCTS PROCESSING
POINT-SOURCE CATEGORY**

**Proposed Pretreatment Standards for
Existing Sources**

Notice is hereby given pursuant to section 307(b) of the Federal Water Pollution Control Act, as amended (the Act); 33 U.S.C. 1251, 1317(b); 86 Stat. 816 et seq.; Pub. L. 92-500, that the proposed regulation set forth below proposes pretreatment standards for pollutants introduced into publicly owned treatment works. The proposal will amend 40 CFR 429—Timber Products Processing Point Source Category, establishing for each subcategory therein the extent of application of effluent limitations guidelines to existing sources which discharge to publicly owned treatment works. The regulation is intended to be complementary to the general regulation for pretreatment standards set forth at 40 CFR 128. The general regulation was proposed July 19, 1973 (38 FR 19236), and published in final form on November 8, 1973 (38 FR 30982).

The proposed regulation is also intended to supplement a final regulation being simultaneously promulgated by the Environmental Protection Agency (EPA or Agency) which provides effluent limitations and guidelines for existing sources and standards of performance and pretreatment standards for new sources within the wet storage, log washing, sawmills and planing mills, finishing, and particleboard manufacturing subcategories of the timber products processing point source category. The latter regulation applies to the portion of a discharge which is directed to the navigable waters. The regulation proposed below applies to users of publicly owned treatment works which fall within the description of the point source category to which the limitations and standards (40 CFR 429) promulgated simultaneously apply. However, the proposed regulation applies to the introduction of pollutants which are directed into a publicly owned treatment works, rather than to discharges of pollutants to navigable waters.

The general pretreatment standard divides pollutants discharged by users of publicly owned treatment works into two broad categories; "compatible" and "incompatible." Compatible pollutants are generally not subject to pretreatment standards. However, 40 CFR 128.131 (prohibited wastes) may be applicable to compatible pollutants. Additionally, local pretreatment requirements may apply (See 40 CFR 128.110). Incompatible pollutants are subject generally to pretreatment standards as provided in 40 CFR 128.133.

The regulation proposed below is intended to implement that portion of § 128.133, above, requiring that a separate provision be made stating the application to pretreatment standards of effluent limitations guidelines based upon best practicable control technology currently available.

Questions were raised during the public comment period on the proposed general pretreatment standard (40 CFR 128) about the propriety of applying a standard based upon best practicable control technology currently available to all plants subject to pretreatment standards. In general, EPA believes the analysis supporting the effluent limitations guidelines is adequate to make a determination regarding the application of those standards to users of publicly owned treatment works. However, to ensure that those standards are appropriate in all cases, EPA now seeks additional comments focusing upon the application of effluent limitations guidelines to users of publicly owned treatment works.

Sections 429.96, 429.106, 429.116, 429.126, and 429.136 of the proposed regulation for point sources within the wet storage, log washing, sawmills and planing mills, finishing, and particleboard manufacturing subcategories (August 26, 1974; 39 FR 30892) contained the proposed pretreatment standard for new sources. The regulation promulgated simultaneously herewith contains §§ 429.96, 429.106, 429.116, 429.126, and 429.136 which state the applicability of standards of performance for purposes of pretreatment standard for new sources.

A preliminary Development Document was made available to the public at approximately the time of publication of the notice of proposed rulemaking and the final Development Document entitled "Development Document for Effluent Limitations Guidelines and New Source Performance Standards for the Wet Storage, Sawmills, Particleboard and Insulation Board Segment of the Timber Products Processing Point Source Category" is now being published. The economic analysis report entitled "Economic Analysis of Proposed Effluent Guidelines, The Timber Processing Industry" (August 1974) was made available at the time of proposal. Copies of the final Development Document and economic analysis report will continue to be maintained for inspection and copying during the comment period at the EPA Information Center, Room 227, West Tower, Water-side Mall, 401 M Street SW., Washington, D.C. Copies will also be available for inspection at EPA regional offices and at State water pollution control agency offices. Copies of the Development Document may be purchased from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. Copies of the economic analysis report will be available for purchase through the National Technical Information Service, Springfield, Virginia 22151.

The Development Document referred to above contains information available to the Agency concerning the major environmental effects of the regulation proposed below. The information includes: (1) The identification of pollutants present in waste waters resulting from the processing of timber products, the characteristics of these pollutants, and the degree of pollutant reduction obtainable through implementation of the proposed standard; and (2) the anticipated effects on other aspects of the environment (including air, subsurface waters, solid waste disposal and land use, and noise) of the treatment technologies available to meet the standard proposed.

The Development Document and the economic analysis report referred to above also contain information available to the Agency regarding the estimated cost and energy consumption implications of those treatment technologies and the potential effects of those costs on the price and production of timber products. To the extent possible, significant aspects of the material have been presented in summary form in the preamble to the proposed regulation containing effluent limitations guidelines, new source performance standards and pretreatment standards for new sources within the timber products processing category (39 FR 30892; August 26, 1974). Additional discussion is contained in the analysis of public comments on the proposed regulation and the Agency's response to those comments. This discussion appears in the preamble to the promulgated regulation (40 CFR 429) which currently is being published in the rules and regulations section of the FEDERAL REGISTER.

The options available to the Agency in establishing the level of pollutant reduction obtainable through the best practicable control technology currently available, and the reasons for the particular level of reduction selected are discussed in the documents described above. In applying the effluent limitations guidelines to pretreatment standards for the introduction of incompatible pollutants into municipal systems by existing sources in the wet storage, log washing, sawmills, and planing mills, finishing and particleboard manufacturing subcategories, the Agency has, essentially three options. The first is to allow unrestricted discharge to publicly-owned treatment works of materials known to be adequately treated in such works (commonly classed as compatible pollutants). The second is to require the application of BPT based (1977) limitations to those pollutants which interfere with, pass through or otherwise are incompatible with such works. The third is to establish a different discharge limitation for those pollutants which are treated to a known degree in publicly owned treatment works but such treatment is relatively inadequate.

Process waste waters from the wet storage, log washing, sawmills, and planing mills, and the particleboard manufacturing subcategories primarily con-

tain biochemical oxygen demand (BOD), suspended solids, and minimum quantities of organic materials resulting from the raw materials themselves. Machinery and mechanical equipment is used in the various processing steps and there is a possibility that the lubricating material used in the timber products processing subcategories subject to these proposed regulations may be present in the discharge to a municipal treatment system. Many municipal treatment systems currently have ordinances regulating industrial waste water discharges which limit oil and grease concentrations in the influent to the collection system to 100 milligrams per liter.

Waste water from finishing operations may contain a wide variety of materials, depending on the finishing activity. Some of these materials are present as BOD, suspended solids or pH and are effectively treated by a municipal treatment system. Other materials such as some organic solvents, soluble heavy metals, nonbiodegradable organic materials and chlorinated rubbers may be present in discharges from finishing operations. It is not possible to quantify the presence of these materials in process waste water from this subcategory. Depending on the products being processed, the length of the production run, and the nature of the finishing operations, the mass of pollutant discharged and the volume of water associated with the pollutant are subject to extreme variation.

Interested persons may participate in this rulemaking by submitting written comments in triplicate to the EPA Office of Public Affairs, Environmental Protection Agency, Washington, D.C. 20460, Attention: Ms. Ruth Brown, A-107. Comments on all aspects of the proposed regulations are solicited. In the event comments are in the nature of criticisms as to the adequacy of data which are available, or which may be relied upon by the Agency, comments should identify and, if possible, provide any additional data which may be available and should indicate why such data are essential to the development of the regulations. In the event comments address the approach taken by the Agency in establishing pretreatment standards for existing sources, EPA solicits suggestions as to what alternative approach should be taken and why and how this alternative better satisfies the detailed requirements of sections 301, 304, and 307(b) of the Act.

A copy of all public comments will be available for inspection and copying at the EPA Information Center, Room 204, West Tower, Waterside Mall, 401 M Street SW., Washington, D.C. 20460. The EPA information regulation, 40 CFR 2, provides that a reasonable fee may be charged for copying.

In consideration of the foregoing, it is hereby proposed that 40 CFR 429 be amended to add sections 429.94, 429.104, 429.114, 429.124 and 429.134 as set forth below. All comments received on or be-

fore February 18, 1975, will be considered.

Dated: January 7, 1975.

RUSSELL E. TRAIN,
Administrator.

1. Subpart I is amended by adding § 429.94 as follows:

§ 429.94 Pretreatment standards for existing sources.

The pretreatment standards under section 307(b) of the Act for a source within the wet storage subcategory which is a user of a publicly owned treatment works and a major contributing industry as defined in 40 CFR 128 (and which would be an existing point source subject to section 301 of the Act, if it were to discharge pollutants to the navigable waters), consistent with the requirements in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.121, 128.122, 128.132 and 128.133 shall not apply. The following pretreatment standard establishes the quantity or quality of pollutants or pollutant properties controlled by this section which may be discharged to a publicly owned treatment works by a point source subject to the provisions of this subpart.

Pollutant or Pollutant Property	Pretreatment Standard
pH.....	No limitation.
BOD5.....	Do.
TSS.....	Do.

2. Subpart J is amended by adding § 429.104 as follows:

§ 429.104 Pretreatment standards for existing sources.

The pretreatment standards under section 307(b) of the Act for a source within the log washing subcategory which is a user of a publicly owned treatment works and a major contributing industry as defined in 40 CFR 128 (and which would be an existing point source subject to section 301 of the Act, if it were to discharge pollutants to the navigable waters), consistent with the requirements in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.121, 128.122, 128.132 and 128.133 shall not apply. The following pretreatment standard establishes the quantity or quality of pollutants or pollutant properties controlled by this section which may be discharged to a publicly owned treatment works by a point source subject to the provisions of this subpart.

Pollutant or Pollutant Property	Pretreatment standard
pH.....	No limitation.
BOD5.....	Do.
TSS.....	Do.

3. Subpart K is amended by adding § 429.114 as follows:

§ 429.114 Pretreatment standards for existing sources.

The pretreatment standards under section 307(b) of the Act for a source

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within the sawmills and planing mills subcategory which is a user of a publicly owned treatment works and a major contributing industry as defined in 40 CFR 128 (and which would be an existing point source subject to section 301 of the Act, if it were to discharge pollutants to the navigable waters), consistent with the requirements in 40 CFR 128, except that, for the purpose of this section, 40 CFR 128.121, 128.122, 128.132 and 128.133 shall not apply. The following pretreatment standard establishes the quantity or quality of pollutants or pollutant properties controlled by this section which may be discharged to a publicly owned treatment works by a point source subject to the provisions of this subpart.

<i>Pollutant or pollutant property</i>	<i>Pretreatment standard</i>
pH -----	No limitation.
BOD5 -----	Do.
TSS -----	Do.

Subpart L is amended by adding § 429.124 as follows:

§ 429.124 Pretreatment standards for existing sources.

The pretreatment standards under section 307(b) of the Act for a source within the finishing subcategory which is a user of a publicly owned treatment works and a major contributing industry as defined in 40 CFR 128 (and which would be an existing point source subject to section 301 of the Act, if it were to discharge pollutants to the navigable waters), consistent with the requirements in 40 CFR 128, except that, for the purpose of this section, 40 CFR §§ 128.121, 128.122, 128.132 and 128.133 shall not apply. The following pretreatment standard establishes the quantity or quality of pollutants or pollutant properties controlled by this section which may be discharged to a publicly owned treatment works by a point source subject to the provisions of this subpart.

<i>Pollutant or pollutant property</i>	<i>Pretreatment standard</i>
pH -----	No limitation.
BOD5 -----	Do.
TSS -----	Do.

Subpart M is amended by adding § 429.134 as follows:

§ 429.134 Pretreatment standards for existing sources.

The pretreatment standards under section 307(b) of the Act for a source within the particleboard manufacturing subcategory which is a user of a publicly owned treatment works and a major contributing industry as defined in 40 CFR 128 (and which would be an existing point source subject to section 301 of the Act, if it were to discharge pollutants to the navigable waters), consistent with the requirements in 40

CFR 128, except that, for the purpose of this section, 40 CFR 128.121, 128.122, 128.132 and 128.133 shall not apply. The following pretreatment standard establishes the quantity or quality of pollutants or pollutant properties controlled by this section which may be discharged to a publicly owned treatment works by a point source subject to the provisions of this subpart.

<i>Pollutant or pollutant property</i>	<i>Pretreatment standard</i>
pH -----	No limitation.
BOD5 -----	Do.
TSS -----	Do.

[FR Doc.75-1362 Filed 1-15-75;8:45 am]

DEPARTMENT OF THE TREASURY

Comptroller of the Currency

[12 CFR Part 7]

CUSTOMER-BANK COMMUNICATION TERMINALS

Notice of Hearing

Notice is hereby given of a public hearing before the Comptroller of the Currency beginning at 10 a.m. April 2, 1975, in Monet I and II of the L'Enfant Plaza Hotel, Washington, D.C. to receive comments on whether 12 CFR 7.7491, Customer-Bank Communication Terminals, as amended December 24, 1974 (39 FR 44416), should be further modified or amended.

The December 24, 1974, amendment was an interpretive rule and was issued, as is permitted by statute, without formal solicitation of public comments. The ruling contained the following limitation:

National banks are urged prior to July 1, 1975, not to establish a CBCT in any state in which state law would prohibit a state chartered bank from establishing a similar facility.

The accompanying statement reviewed the reason for this limitation, and recited that during May 1975 the Comptroller would examine the then existing situation to determine whether equitable considerations indicated further policy statements.

In addition to the further examination referred to in the Comptroller's statement, the Comptroller is aware of continued public interest in the CBCT ruling. The Comptroller believes that a public hearing, although not required, may be a useful vehicle for evaluating the experience with CBCT's established in accordance with the December 24, 1974, ruling and for affording any interested person an opportunity to make his views known to the Comptroller.

Any person who wishes to appear and testify at this hearing should give written notice on or before March 26, 1975, to the Chief Counsel, Office of the Comptroller of the Currency, 490 L'Enfant Plaza East, SW., Washington, D.C. 20219. Such notice should state

the name of the person or persons to appear, the group such person or persons represent, if any, and the amount of time desired for a presentation. The Comptroller will establish a schedule for the presentation of statements and may limit the amount of time given to any participant.

Ten copies of any prepared statements or other written materials to be submitted to the Comptroller at the hearing should be filed with the Special Assistant for Public Affairs, Office of the Comptroller of the Currency, 490 L'Enfant Plaza East, SW., Washington, D.C. 20219 on or before 2 p.m., March 28, 1975. Persons desiring to submit written statements but not to appear at the hearing, may do so by filing ten copies of their written statements with the Special Assistant for Public Affairs on or before 2 p.m., March 28, 1975. All writings so filed will be available for public inspection.

Dated: January 13, 1975.

[SEAL] JAMES E. SMITH,
Comptroller of the Currency,

[FR Doc.75-1454 Filed 1-15-75;8:45 am]

Office of the Secretary

[31 CFR Part 1]

DISCLOSURE OF RECORDS

Uniform Fee Schedule

Notice is hereby given in accordance with 5 U.S.C. 553 that, pursuant to 5 U.S.C. 552(a) (4) (A) (as added by Pub. L. 93-502), the Department of the Treasury proposes to adopt the following amendments to its rules regarding disclosure of records in order to adopt a uniform schedule applicable to all constituent units of the Department covering the fees for search and duplication of records requested under 5 U.S.C. 552, the Freedom of Information Act. Prior to the final adoption of such rules, consideration shall be given to any comments pertaining thereto which are submitted in writing to Richard R. Albrecht, General Counsel, Room 3000, Department of the Treasury, 15th Street and Pennsylvania Avenue NW., Washington, D.C. 20220 and received on or before February 18. Pursuant to 31 CFR 1.4(b), 36 FR 13835, comments submitted in response to this notice of proposed rule making are available to the public upon request therefor unless confidential status for the submission has been requested and approved.

It is recognized that the fee schedule herein proposed may not provide for full recovery of the direct cost of search and duplication. Notice is, therefore, also given that if experience over a reasonable period so indicates, the fee schedule herein proposed may be revised to provide for such recovery as more closely approximates costs.