

8 a.m. to 4 p.m., Monday through Friday, except legal holidays.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), the Agency must determine whether the regulatory action is "significant" and therefore subject to all the requirements of the Executive Order (i.e., Regulatory Impact Analysis, review by the Office of Management and Budget (OMB)). Under section 3(f), the order defines "significant" as those actions likely to lead to a rule (1) having an annual effect on the economy of \$100 million or more, or adversely and materially affecting a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities (also known as "economically significant"); (2) creating serious inconsistency or otherwise interfering with an action taken or planned by another agency; (3) materially altering the budgetary impacts of entitlement, grants, user fees, or loan programs; or (4) raising novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in this Executive Order.

Pursuant to the terms of this Executive Order, EPA has determined that this rule is not "significant" and is therefore not subject to OMB review.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

#### List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: April 17, 1995.

#### Donald R. Stubbs,

Acting Director, Registration Division, Office of Pesticide Programs.

Therefore, it is proposed that 40 CFR part 180 be amended as follows:

#### PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 371.

2. In § 180.421(b) by revising the table therein, to read as follows:

#### § 180.421 Fenarimol; tolerances for residues.

Commodity	Parts per million
Bananas <sup>1</sup> .....	0.5 (Not more than 0.25 ppm shall be present in the pulp after peel is removed)
Cherries .....	1.0.
Grapes .....	0.2.

<sup>1</sup>There are no United States registrations for bananas as of April 26, 1995.

[FR Doc. 95-10252 Filed 4-21-95; 2:56 pm]

BILLING CODE 6560-50-F

#### 40 CFR Part 300

[FRL-5196-8]

#### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of Intent to Delete the Jackson Township Landfill Superfund Site from the National Priorities List; Request for Comments.

**SUMMARY:** The United States Environmental Protection Agency (EPA), Region II, announces its intent to delete the Jackson Township Landfill 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 & Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the New Jersey Department of Environmental Protection (NJDEP) have determined that no further remedial action by the responsible party is appropriate under CERCLA. In addition, EPA and NJDEP have determined that remedial activities conducted to date at the site have been protective of public health, welfare, and the environment.

**DATES:** Comments concerning the deletion of the Jackson Township Landfill Site from the NPL may be submitted on or before May 26, 1995.

**ADDRESSES:** Comments should be submitted to: Joseph Gowers, Remedial Project Manager, U.S. Environmental Protection Agency, Region II, 290

Broadway, 19th Floor, New York, New York 10007-1866.

Comprehensive information on the Jackson Township Landfill Site is contained in the NJDEP public docket and is available for viewing, by appointment only, at: NJDEP-Bureau of Community Relations, 401 East State Street, CN 413, Trenton, NJ 08625, Phone: (609) 984-3081, 8.30 AM to 4.30 PM—Monday through Friday (excluding holidays), Contact: Donald Kakas.

Information on the Site is also available for viewing at the Jackson Township Landfill Site Administrative Record Repositories located at: Jackson Township Municipal Complex, RD#4, Box 1000, Jackson, NJ 08527, Monday-Friday: 9am-5pm, (908) 928-1200  
Ocean County Library, 101 Washington Street, Toms River, NJ 08753, Monday-Friday: 9am-9pm, Saturday: 9am-5pm (908) 349-6200

#### SUPPLEMENTARY INFORMATION:

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#### I. Introduction

EPA Region II announces its intent to delete the Jackson Township Landfill Site from the NPL and requests public comment on this deletion. The NPL is Appendix B to the NCP, which EPA promulgated pursuant to Section 105 of CERCLA, as amended. EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and maintains the NPL as the list of those sites. Sites on the NPL may be the subject of remedial actions financed by the Hazardous Substances Superfund Response Trust Fund (the Fund). Pursuant to § 300.425(e)(3) of the NCP, any site deleted from the NPL remains eligible for Fund-financed remedial actions, if conditions at the site warrant such action.

EPA will accept comments concerning the deletion of the Jackson Township Landfill Site from the NPL for 30 days after publication of this notice in the **Federal Register** until May 26, 1995.

Section II of this notice explains the criteria for deleting sites from the NPL. Section III discusses procedures that EPA is using for this action. Section IV discusses how the Jackson Township Landfill Site meets the NPL deletion criteria.

#### II. NPL Deletion Criteria

The NCP establishes the criteria that the Agency uses to delete sites from the