

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Notice of Non-Project Use of Project Lands and Waters**

August 3, 1998.

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

- a. *Type of Application:* Non-Project use of Project Lands and Waters.
- b. *Project Name:* Catawba-Wateree Project.
- c. *Project No.:* FERC Project No. 2232-369.
- d. *Date Filed:* July 13, 1998.
- e. *Applicant:* Duke Power Company, a division of Duke Energy Corporation.
- f. *Location:* Catawba County, North Carolina, On Lake Norman.
- g. *Filed pursuant to:* Federal Power Act, 16 U.S.C. § 791(a)-825(r).
- h. *Applicant Contact:* Mr. E.M. Oakley, Duke Energy Corporation, P.O. Box 1006 (EC12Y), Charlotte, NC 28201-1006, (704) 383-5778.
- i. *FERC Contact:* Brian Romanek, (202) 219-3076.
- j. *Comment Date:* September 14, 1998.
- k. *Description of the filing:* Duke

Energy Corporation proposes to lease to LakePointe South Homeowners Association, Inc. a parcel of project land containing 0.48 acres for the construction of a commercial/residential marina and boat ramp with a total of 14 boat slips. The marina and ramp would provide access to the reservoir for the residents of LakePointe south Subdivision.

1. This notice also consists of the following standard paragraphs: B, C1, D2.

B. 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.

C1. 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.

D2. 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.

**David P. Boergers,**  
Secretary.

[FR Doc. 98-21163 Filed 8-6-98; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-6139-7]

**Agency Information Collection Activities: Proposed Collection Comment Request; Motor Vehicle Exclusion Determination**

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

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that EPA is planning to submit the following continuing Information Collection Request (ICR) for renewal to the Office of Management and Budget (OMB) for review and approval: Motor Vehicle Exclusion Determination, OMB Control Number 2060-0012.9, Previous OMB Control Number 2060-0124, expiration date 7/31/98. Before submitting the ICR to OMB for review and approval, EPA is soliciting comments on specific aspects of the proposed information collection as described below.

**DATES:** Comments must be submitted on or before October 6, 1998.

**ADDRESSES:** Vehicle Programs & Compliance Division (6405J), 401 M Street, SW, Washington, D.C. 20460. Interested persons may request a copy of

this ICR, without charge, by writing, facing, or phoning the contact person below.

**FOR FURTHER INFORMATION OR A COPY:** Chestine Payton, Office of Mobile Sources, Vehicle Programs & Compliance Division, (202) 564-9328, (202) 565-2057 (fax), E-mail address: payton.chestine@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** *Affected Entities:* Entities potentially affected by this action are manufacturers of vehicles and importers of racing vehicles.

*Title:* Motor Vehicle Exclusion Determination, OMB Control Number 2060-0012.9, Previous OMB Control Number 2060-0124, expiration date 07/31/98. This is a request for an extension of a currently approved collection.

*Abstract:* The EPA Office of Mobile Sources determines whether a vehicle is excluded from requirements under the Clean Air Act (Act) based on the criteria listed in 40 CFR 85.1701—Exclusion and Exemption of Motor Vehicles and Motor Vehicle Engines. A manufacturer who desires a determination by the EPA as to whether a particular type of vehicle is excluded from coverage under the Act must submit specifications describing the size, use, top speed, etc. of the vehicle so that the determination can be made. This ensures that motor vehicles which may be legally operated or are capable of being legally operated on streets or highways will not be imported under a racing vehicle exclusion. EPA implemented a rule that requires each person who seeks to import a racing vehicle to obtain a prior written approval for admission, if we believe that the vehicle meets one or more of the motor vehicle exclusion criteria listed under 40 CFR 85.1703.

EPA would like to solicit comments to:

(i) evaluate whether the proposed collection information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(ii) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(iii) enhance the quality, utility, and clarity of the information to be collected; and

(iv) minimize the burden of the collection of information on those who are to respond, including through the use of the appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.