

*Docket Numbers:* ER23–2758–000.  
*Applicants:* Pacific Gas and Electric Company.

*Description:* § 205(d) Rate Filing: Revisions to TO20 Formula Rate Model References to be effective 11/1/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5063.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2759–000.  
*Applicants:* Mammoth North LLC.  
*Description:* Baseline eTariff Filing: Baseline new to be effective 10/31/2023.  
*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5092.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2760–000.  
*Applicants:* Omnis Pleasants, LLC.  
*Description:* Compliance filing: Notice of Succession and Request for Waiver to be effective 8/14/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5095.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2761–000.  
*Applicants:* Public Service Company of Colorado.

*Description:* Tariff Amendment: 2023–09–01 TSGT—Rifle SS LGIA—504—NOC to be effective 9/2/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5100.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2762–000.  
*Applicants:* Icon Energy LLC.

*Description:* Tariff Amendment: Notice of Cancellation to be effective 9/2/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5121.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2763–000.  
*Applicants:* PJM Interconnection, L.L.C.

*Description:* § 205(d) Rate Filing: Designated Entity Agreement, SA No. 7060 between PJM and PSE&G to be effective 8/4/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5124.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2764–000.  
*Applicants:* Northeastern Power & Gas, LLC.

*Description:* Baseline eTariff Filing: Application for Market-Based Rate Authorization, Request for Related Waivers to be effective 9/25/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5149.  
*Comment Date:* 5 p.m. ET 9/22/23.

*Docket Numbers:* ER23–2765–000.  
*Applicants:* SunZia Transmission, LLC.

*Description:* § 205(d) Rate Filing: Amended & Restated Transmission Service Agreement w/SunZia Wind PowerCo LLC to be effective 11/1/2023.

*Filed Date:* 9/1/23.

*Accession Number:* 20230901–5171.

*Comment Date:* 5 p.m. ET 9/22/23.

Take notice that the Commission received the following electric securities filings:

*Docket Numbers:* ES23–67–000.

*Applicants:* Basin Electric Power Cooperative.

*Description:* Application Under Section 204 of the Federal Power Act for Authorization to Issue Securities of Basin Electric Power Cooperative.

*Filed Date:* 8/31/23.

*Accession Number:* 20230831–5278.

*Comment Date:* 5 p.m. ET 9/21/23.

The filings are accessible in the Commission's eLibrary system (<https://elibrary.ferc.gov/idmws/search/fercensearch.asp>) by querying the docket number.

Any person desiring to intervene, to protest, or to answer a complaint in any of the above proceedings must file in accordance with Rules 211, 214, or 206 of the Commission's Regulations (18 CFR 385.211, 385.214, or 385.206) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.

eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <http://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202)502–6595 or [OPP@ferc.gov](mailto:OPP@ferc.gov).

Dated: September 1, 2023.

**Debbie-Anne A. Reese,**

*Deputy Secretary.*

[FR Doc. 2023–19417 Filed 9–7–23; 8:45 am]

**BILLING CODE 6717–01–P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL OP–OFA–085]

**Environmental Impact Statements; Notice of Availability**

*Responsible Agency:* Office of Federal Activities, General Information 202–564–5632 or <https://www.epa.gov/nepa>. Weekly receipt of Environmental Impact Statements (EIS)

Filed August 28, 2023 10 a.m. EST

Through September 1, 2023 10 a.m. EST

Pursuant to 40 CFR 1506.9.

*Notice:* Section 309(a) of the Clean Air Act requires that EPA make public its comments on EISs issued by other Federal agencies. EPA's comment letters on EISs are available at: <https://cdxapps.epa.gov/cdx-enepa-II/public/action/eis/search>.

*EIS No. 20230111, Final, DOE, LA, ADOPTION—CP2 LNG and CP Express Project, Contact:* Brian Lavoie 202–586–2459. The Department of Energy (DOE) has adopted the Federal Energy Regulatory Commission's Final EIS No. 20230092 filed 07/28/2023 with the Environmental Protection Agency. The DOE was a cooperating agency on this project. Therefore, republication of the document is not necessary under Section 1506.3(b)(2) of the CEQ regulations.

*EIS No. 20230112, Draft Supplement, NRC, FL, Site-Specific Environmental Impact Statement for License Renewal of Nuclear Plants Regarding Subsequent License Renewal for Turkey Point Nuclear Generating Unit Nos. 3 and 4, NUREG–1437, Supplement 5a, Second Renewal, Comment Period Ends:* 10/23/2023, *Contact:* Lance J Rakovan 301–415–2589.

*EIS No. 20230113, Draft, USACE, ND, Dakota Access Pipeline Lake Oahe Crossing Project, Comment Period Ends:* 11/13/2023, *Contact:* Brent Cossette 402–995–2716.

*EIS No. 20230114, Revised Draft, GSA, AZ, Expansion and Modernization of the Raul Hector Castro Land Port of Entry in Douglas, Arizona, Comment Period Ends:* 10/23/2023, *Contact:* Osmahn Kadri 415–522–3617.

*EIS No. 20230115, Final Supplement, USFS, ID, Hungry Ridge Restoration Project, Review Period Ends:* 10/10/2023, *Contact:* Jennie Fischer 208–983–4048.

*EIS No. 20230116, Draft Supplement, BLM, USFWS, AK, Coastal Plain Oil and Gas Leasing Program, Comment Period Ends:* 10/23/2023, *Contact:* Serena Sweet 907–271–4543.

Dated: September 5, 2023.

**Cindy S. Barger,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 2023-19397 Filed 9-7-23; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OGC-2023-0452; FRL-11385-01-OGC]

### Proposed Interim Consent Decree and Proposed Interim Settlement Agreement, Clean Water Act and Administrative Procedure Act Claims

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

**ACTION:** Notice of proposed interim consent decree and proposed interim settlement agreement; request for public comment.

**SUMMARY:** In accordance with the Environmental Protection Agency (EPA) Administrator's March 18, 2022, memorandum regarding "Consent Decrees and Settlement Agreements to resolve Environmental Claims Against the Agency," notice is hereby given of a proposed interim consent decree and proposed interim settlement agreement in *Northwest Environmental Advocates v. EPA*, No. 19-01537 (W.D. Wash.). On September 26, 2019, Plaintiff Northwest Environmental Advocates filed a complaint alleging that EPA failed to perform duties mandated by the Clean Water Act (CWA) regarding Washington's obligation to develop Total Maximum Daily Loads (TMDLs) to address waters identified on the state's impaired waters list and that EPA's inaction was arbitrary and capricious under the Administrative Procedure Act (APA), among other claims. EPA seeks public input on a proposed interim consent decree and proposed interim settlement agreement prior to its final decision-making regarding entering into the proposed documents.

**DATES:** Written comments on the proposed interim consent decree and proposed interim settlement agreement must be received by October 10, 2023.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OGC-2023-0452 online at [www.regulations.gov](http://www.regulations.gov) (EPA's preferred method). Follow the online instructions for submitting comments.

*Instructions:* All submissions received must include the Docket ID number for this action. Comments received may be posted without change to [www.regulations.gov](http://www.regulations.gov), including any

personal information provided. For detailed instructions on sending comments, see the "Additional Information About Commenting on the Proposed Interim Consent Decree and Proposed Interim Settlement Agreement" heading under the **SUPPLEMENTARY INFORMATION** section of this document.

#### FOR FURTHER INFORMATION CONTACT:

Elise O'Dea, Water Law Office, Office of General Counsel, U.S. Environmental Protection Agency; telephone: (202) 564-4201; email address: [odea.elise@epa.gov](mailto:odea.elise@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Additional Information About the Proposed Interim Consent Decree and Proposed Interim Settlement Agreement

On September 26, 2019, Plaintiff filed a complaint<sup>1</sup> in the federal district court for the Western District of Washington alleging that EPA actions and inactions concerning the state of Washington's water quality assessment and listing program and TMDL program violated the APA and section 303(d) of the CWA. Among other claims, Plaintiff asserted that EPA violated the CWA by failing to disapprove Washington's alleged constructive submission of no TMDLs for waters on the state's 1996 list of impaired waters needing TMDLs and to establish TMDLs for such waters. In August 2020, the district court granted Washington's motion to intervene as a defendant in the litigation. The parties initiated settlement negotiations shortly thereafter, which led to the development of the proposed interim consent decree and proposed interim settlement agreement that are the subject of this notice.

The proposed interim consent decree and proposed interim settlement agreement would constitute the first part of a potential two-phase settlement framework and thus completion of the commitments set forth in each document would not result in dismissal of the litigation. Specifically, the proposed interim consent decree would require Washington to submit three TMDLs to EPA by December 2025 (Soos Creek fine sediment, Drayton Harbor bacteria, and Whatcom Creek bacteria) and would prohibit the Plaintiff from filing any new TMDL constructive submission lawsuits in Washington for a period of 34 months. Under the proposed interim settlement agreement, while the litigation was held in abeyance, an EPA-funded contractor would review and evaluate

Washington's TMDL program to inform an EPA report providing recommendations for improving the program, particularly with respect to the timely development of TMDLs. Upon completion and consideration of the report, the parties would reengage in settlement discussions in an effort to reach a final agreement that would resolve the litigation.

For a period of thirty (30) days following the date of publication of this notice, EPA will accept written comments relating to the proposed interim consent decree and proposed interim settlement agreement from persons who are not parties to the litigation. EPA also may hold a public hearing on whether to enter into the proposed interim consent decree and proposed interim settlement agreement. EPA or the Department of Justice may withdraw or withhold consent to the proposed interim consent decree and proposed interim settlement agreement if the comments received disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the CWA or APA.

##### II. Additional Information About Commenting on the Proposed Interim Consent Decree and Proposed Interim Settlement Agreement

*A. How can I get a copy of the proposed interim consent decree and proposed interim settlement agreement?*

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2023-0452) contains a copy of the proposed interim consent decree and proposed interim settlement agreement. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OEI Docket is (202) 566-1752.

The electronic version of the public docket for this action contains a copy of the proposed interim consent decree and proposed interim settlement agreement and is available through <https://www.regulations.gov>. You may use <https://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and access those documents in the public docket that are available electronically. Once in the

<sup>1</sup> Plaintiff filed an amended complaint on January 24, 2020.