

that the activities described in the LOA will result in the taking of no more than small numbers of bowhead whales, beluga whales, ringed seals, and, possibly California gray whales, bearded seals, and spotted seals and that the total taking will have a negligible impact on these marine mammal stocks and would not have an unmitigable adverse impact on the availability of these species or stocks for taking for subsistence uses. This LOA will be renewed annually based on review of the annual monitoring report.

Dated: June 18, 2009.

James H. Lecky,

*Director, Office of Protected Resources,
National Marine Fisheries Service.*

[FR Doc. E9-15188 Filed 6-26-09; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Open Meeting of the Chief of Naval Operations (CNO) Executive Panel

AGENCY: Department of the Navy, DoD.

ACTION: Notice.

SUMMARY: The Chief of Naval Operations (CNO) Executive Panel will deliberate on the findings and proposed recommendations of the Subcommittee on Diversity. The matters to be discussed include: Female and minority male officer accessions, retention, development, command climate, evaluation and mentoring programs, and accountability.

DATES: The meeting will be held on Thursday, July 16, 2009, from 9:30 a.m. to 11:30 p.m.

ADDRESSES: The meeting will be held in the Boardroom, CNA, 4825 Mark Center Drive, Alexandria, VA 22311-1846. Some members of the Executive Panel may participate via teleconference.

FOR FURTHER INFORMATION CONTACT: CDR Catherine Masar, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311-1846, telephone: (703) 681-9633.

SUPPLEMENTARY INFORMATION:

Individuals or interested groups may submit written statements for consideration by the CNO Executive Panel at any time or in response to the agenda of the scheduled meeting. All requests or statements must be submitted to the Designated Federal Officer at the address detailed below.

Statements submitted in response to the agenda mentioned in this meeting notice must be received by the CNO Executive Panel at least five days prior

to the respective meeting to allow adequate time for consideration.

The Designated Federal Officer will review all timely submissions with the CNO Executive Panel Chairperson and will ensure they are provided to members of the CNO Executive Panel before the meeting that is the subject of this notice.

Individuals desiring to participate via teleconference must submit their contact information (to include e-mail address) to CDR Catherine Masar at the below address.

To contact the Designated Federal Officer, write to Executive Director, CNO Executive Panel (N00K), 4825 Mark Center Drive, 2nd Floor, Alexandria, VA 22311-1846.

Dated: June 23, 2009.

A. M. Vallandingham,

Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. E9-15243 Filed 6-26-09; 8:45 am]

BILLING CODE 3810-FF-P

DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Partially Closed Meeting of the Chief of Naval Operations (CNO) Executive Panel

AGENCY: Department of the Navy, DoD.

ACTION: Notice.

SUMMARY: The Chief of Naval Operations (CNO) Executive Panel will report on the findings and recommendations to the Chief of Naval Operations of the Subcommittee on the Navy's Industrial Baseline in the Economic Downturn. The matters to be discussed during the meeting have been divided into Open and Closed matters.

Open matters to be discussed are: Current U.S. Navy budgets; Navy budget drivers; Navy's ability to plan, protect and optimize its future budgeting process; general anticipated effects on Navy's industrial base caused by the current state of the economy; related challenges facing this Administration and the U.S. Navy.

Closed matters to be discussed are: The current status of the U.S. Navy shipbuilding, aircraft, and science & technology industrial bases; near and far-term actions that the U.S. Navy can take to protect, provide visibility into the viability of second and third order suppliers, and optimize the Navy's industrial bases (quality, reliability, visibility, affectivity, flexibility, diversity, capacity, on-time delivery, and cost); and a conclusion/summary of

the classified discussions. The executive session of this meeting will be closed to the public.

DATES: The open sessions of the meeting will be held on Monday, July 13, 2009, from 1 p.m. to 2 p.m. The closed Executive session will be held from 2:15 p.m. to 3:30 p.m.

ADDRESSES: The meeting will be held in Conference Room 1A01, CNA, 4825 Mark Center Drive, Alexandria, VA 22311-1846.

FOR FURTHER INFORMATION CONTACT: Mr. Brian D. Shaw, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311-1846, (703) 681-4906.

SUPPLEMENTARY INFORMATION: The matters to be presented during the closed session of this meeting are of acquisition sensitive and/or business/proprietary nature and as such cannot be released to the public. Pursuant to title 5 of the United States Code, section 552b(c)(4), these matters are exempt from public disclosure.

Individuals or interested groups may submit written statements for consideration by the CNO Executive Panel at any time or in response to the agenda of the scheduled meeting. All requests or statements must be submitted to the Designated Federal Officer at the address detailed below.

Statements submitted in response to the agenda mentioned in this meeting notice must be received by the CNO Executive Panel at least five days prior to the respective meeting to allow adequate time for consideration.

The Designated Federal Officer will review all timely submissions with the CNO Executive Panel Chairperson and will ensure they are provided to members of the CNO Executive Panel before the meeting that is the subject of this notice.

To contact the Designated Federal Officer, write to Executive Director, CNO Executive Panel (N00K), 4825 Mark Center Drive, 2nd Floor, Alexandria, VA 22311-1846.

Dated: June 23, 2009.

A.M. Vallandingham,

Lieutenant Commander, Office of the Judge Advocate General, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. E9-15244 Filed 6-26-09; 8:45 am]

BILLING CODE 3810-FF-P

DELAWARE RIVER BASIN COMMISSION

Notice of Commission Meeting and Public Hearing

Notice is hereby given that the Delaware River Basin Commission will

hold a meeting and public hearing on Wednesday, July 15, 2009. The hearing will be part of the Commission's regular business meeting, which is open to the public. The meeting will be held at the Northampton Community College's Fowler Family Southside Center, 511 East 3rd Street, 6th Floor, Room 605, Bethlehem, Pennsylvania.

No morning conference session is planned in connection with this meeting. The subjects of the public hearing to be held during the 1 p.m. business meeting include the dockets listed below:

1. *Borough of Ambler D-75-16 CP-3*. An application for the renewal of the Ambler Borough Wastewater Treatment Plant (WWTP). The existing WWTP will continue to discharge treated effluent at an annual average flow of 6.5 million gallons per day (mgd) and a maximum monthly flow of 8.0 mgd. The WWTP discharges to the Wissahickon Creek, a tributary to the Schuylkill River. The facility is located in Upper Dublin Township, Montgomery County, Pennsylvania in the Southeastern Pennsylvania Ground Water Protected Area.

2. *Moon Nurseries D-88-28-3*. An application for the renewal of a ground water withdrawal project to continue the withdrawal of 8 million gallons per thirty days (mg/30 days) to supply the applicant's irrigation supply from existing Well No. 1 in the Stockton Formation. The project is located in the Core Creek Watershed in Lower Makefield Township, Bucks County, Pennsylvania, within the Southeastern Pennsylvania Ground Water Protected Area.

3. *Solvay Solaxis D-69-84-3*. An application to renew the withdrawal of water from two existing groundwater wells (Wells Nos. 417 and 418) and four existing groundwater remediation wells (Wells Nos. RW-1, RW-2, RW-3, and RW-4). In addition, pump capacity for remediation Wells Nos. RW-1, RW-2, RW-3, and RW-4 will increase from 48 gallons per minute (gpm), 48 gpm, 141 gpm, and 98 gpm to 60 gpm, 60 gpm, 250 gpm, and 250 gpm, respectively. The increased pump capacities for the remediation wells accompany an increase in the 30 day average withdrawal from 14.91 million gallons (mg) to 18.84 mg for the four remediation wells. However, the overall 30 day average and yearly withdrawals will decrease from 74.91 mg and 476.68 mg to 60 mg and 301.13 mg, respectively. The project wells are located in the Upper and Lower Potomac-Raritan-Magothy (PRM) Formation, in the Delaware River

Watershed, in West Deptford Township, Gloucester County, New Jersey.

4. *Waste Management Disposal Services of Pennsylvania, Inc. D-88-54-5*. An application to replace a 0.1 mgd landfill leachate treatment plant (LTP) with a 0.3 mgd treatment facility, which will discharge to the tidal Delaware River via a new outfall in Water Quality Zone 2 at River Mile 125.64. The LTP serves the GROWS and Tullytown Sanitary Landfills and is located off Bordentown Road in Falls Township, Bucks County, Pennsylvania.

5. *BP Oil Company D-91-32-5*. An application for renewal of a ground water withdrawal project that will decrease the total monthly average and yearly withdrawals of 30 million gallons per thirty days (mg/30 days) and 365 million gallons per year (mgy), respectively, to 21.6 mg/30 days and 207 mgy, respectively. Withdrawals will occur from existing Wells Nos. R-3, MW-R5, R-4A, R-5A, R-6A, R-8, R-9, R-10, R-11, and R-12. Additionally, this docket will approve the renewal of a discharge of treated remediation water from the docket holder's 1.0 mgd groundwater treatment plant (GWTP). The project wells are located in the Mantua Creek and the Delaware River Watersheds within the Potomac-Raritan-Magothy Formation, in Paulsboro Borough, Gloucester County, New Jersey. The contaminated groundwater is treated and discharged to the Delaware River, approximately 2,000 feet downstream of the Mantua Creek confluence, via Outfall No. 003A located at River Mile 89.3 in DRBC Water Quality Zone 4.

6. *Shoemakersville D-93-74 CP-2*. The purpose of this project is to recognize the increase in capacity of the Shoemakersville WWTP's hydraulic load from 0.60 mgd to 0.75 mgd. Additionally, a TDS determination was submitted, requesting approval of monthly average and instantaneous maximum concentration values of 3,300 mg/l and 4,000 mg/l, respectively. The project is located on the Schuylkill River at River Mile 92.47-92.3, in the Borough of Shoemakersville, Berks County, Pennsylvania.

7. *Bucks County Water and Sewer Authority D-93-76 CP-2*. An application for approval of a modification to the Bucks County Water and Sewer Authority (BCWSA) Upper Dublin WWTP. The application is for the addition of a ferric chloride chemical feed system. The project also includes the transfer of ownership from Upper Dublin Township to the BCWSA and the re-rate of the average annual daily flow rate of the existing WWTP from 0.85 mgd to 1.10 mgd. The WWTP

will continue to discharge to Pine Run, a tributary to the Wissahickon Creek, which is a tributary to the Schuylkill River. The facility is located in Upper Dublin Township, Montgomery County, Pennsylvania.

8. *Richland Township Water Authority D-96-44 CP-3*. An application for approval of a ground water withdrawal project to supply up to 15 mg/30 days of water to the applicant's public water supply from new Well No. QCS-1 and to increase the maximum combined withdrawal from all wells from 31.55 mg/30 days to 46.55 mg/30 days. The project is located in the Brunswick Formation in the Morgan Creek Watershed in Richland Township, Bucks County, Pennsylvania, in the Southeastern Pennsylvania Ground Water Protected Area. This withdrawal project is located within the drainage area to the section of the non-tidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters.

9. *Borough of Portland D-2003-9 CP-3*. An application to modify the service area of the existing 0.105 mgd Portland WWTP. The project proposes to add the 12.4-acre "Gary Gray parcel" to the Portland Industrial Park. The Gary Gray parcel, located in Upper Mount Bethel Township, will be developed with the Voltaix Land Development project. This project does not propose an increase in allocation of flow due to the development, and all wastewater generated by the development discharged to the WWTP for treatment will be sanitary waste. The facility will discharge directly to the section of the non-tidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters. The project is located in the Borough of Portland, Northampton County, Pennsylvania.

10. *Penn Estate Utilities, Inc. D-2003-36 CP-2*. An application for approval of a ground water withdrawal project to supply up to 1.642 mg/30 days of water to the applicant's public water supply system from new Well No. 8 and to increase the existing withdrawal from all wells from 10.80 mg/30 days to 12.025 mg/30 days. The increased allocation is requested in order to meet current needs in service area demand. The project is located in the Trimmers Rock Formation in the Brodhead Creek Watershed in Stroud Township, Monroe County, Pennsylvania. The site is located within the drainage area to the section of the non-tidal Delaware River known as the Middle Delaware, which is designated as Special Protection Waters.

11. *Diamond Sand and Gravel Inc. D-2007-27-2*. An application for a docket

modification to include surface water withdrawals from the on-site washing/settling pond. Water withdrawals from the pond are used to process sand and gravel, and the closed loop operation allows the water to flow back to the pond for reuse. The applicant has requested a surface water withdrawal allocation consisting in part of 22.32 mg/30 days for withdrawals from the pond and in part of the existing 3.0 mg/30 days for withdrawals from on-site groundwater wells, for a combined total water withdrawal allocation of 23.47 mg/30 days. The project wells are constructed in the Hardyston Formation. The project is located in the Paulins Kill Watershed in Sparta Township, Sussex County, New Jersey. The site is located within the drainage area to the section of the non-tidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters.

12. *CBH20 LP D-2008-26-1*. An application for approval of a ground water withdrawal project to supply up to 5.71 mg/30 days of water to the applicant's public water supply system from existing Well No. PWS-4 and new Wells Nos. PWS-2 and PWS-3. The project is located in the Devonian-age, Long Run Member of the Catskill Formation in the Pocono Creek Watershed in Pocono Township, Monroe County, Pennsylvania. The site is located within the drainage area to the section of the non-tidal Delaware River known as the Middle Delaware, which is designated as Special Protection Waters.

13. *Sunny Side Farms, Inc. D-2008-31-1*. A ground water withdrawal project to supply a maximum of 61.7 mg/30 days of water for the irrigation of approximately 275 acres of vegetable crops from three wells—Pizzo Farm Well, Pipitone Toni Well and Tedesco Well. The wells are located in the Cohansey Formation in the Maurice River Watershed in Deerfield Township, Cumberland County, New Jersey.

14. *Exelon Generation Company, LLC D-2008-38-1*. An application for approval of an existing surface water withdrawal project to continue to supply up to 44,064 mg/30 days of water to the applicant's Eddystone Power Generating Station from existing Intakes Nos. 1, 2, 3, and 4. The project is located on the Delaware River at River Mile 84.42 in Water Quality Zone 4, in Eddystone Borough, Delaware County, Pennsylvania.

15. *Ag-Mart Produce D-2008-39-1*. A combined surface water and ground water withdrawal project to supply a maximum of 15.7 mg/30 days of water for the irrigation of approximately 70

acres of tomato plants. Water is withdrawn from an existing ground water fed pond (Fairton Pond) and an existing ground water well (Fairton Well). The project intake and well are located in the Cedar Creek Watershed, in the Kirkwood-Cohansey Aquifer in Fairfield Township, Cumberland County, New Jersey.

16. *City of Wildwood Water Utility D-2008-42 CP-1*. An application for approval of an existing ground water withdrawal project to supply up to 313.1 mg/30 days of water to the applicant's public water supply system from 13 of 17 total existing wells. Thirteen (13) of the 17 existing wells are located within the Delaware River Basin; the remaining wells are Aquifer Storage and Recovery wells (ASR) located in the Atlantic Basin. The applicant states that approximately 10.096 mgd (302.88 mg/30 days) of water is transferred from the Delaware River Basin into the Atlantic River Basin from the wells located in the Delaware River Basin. Consumptive loss of this water is 100% of the total water withdrawn as wastewater generated from the area served by these wells is discharged entirely to the Atlantic Basin. The existing water withdrawal and inter-basin transfer was not previously docketed by the Delaware River Basin Commission. The project withdrawals are located in the Estuarine Sand, Cohansey, Rio Grande, and Holly Beach Aquifers in the Cape May West Watershed in Middle Township, Cape May County, New Jersey.

17. *Buck Hill Falls Co. D-2009-1-1*. An application for renewed approval to discharge 0.20 mgd of treated effluent from the existing Buck Hill Falls WWTP, located at River Mile 213.00-21.11-0.50 (Delaware River—Brodhead Creek—Buck Hill Creek). The project is located within the drainage area to the section of the non-tidal Delaware River known as the Middle Delaware, which is designated Special Protection Waters with the classification Outstanding Basin Waters. The project is located in Barrett Township, Monroe County, Pennsylvania.

18. *Parkland School District D-2009-7 CP-1*. An application for approval of the existing 33,600 gpd WWTP serving the Orefield Middle School in South Whitehall Township, Lehigh County, Pennsylvania. The project discharges to Jordan Creek, a Migrating/ Trout Stocking Fishery (MF/TSF) that flows to the Lehigh River at River Mile 183.66-16.25-11.4 (Delaware River—Lehigh River—Jordan Creek). The WWTP is located within the drainage area of the section of the non-tidal Delaware River

known as the Lower Delaware, which is designated as Special Protection Waters.

19. *Lower Milford Township D-2009-10 CP-1*. An application for approval to construct and operate a new 0.035 mgd WWTP. The WWTP is located in Lower Milford Township, Lehigh County, Pennsylvania within the drainage area of the section of the non-tidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters. The facility will discharge to Saucon Creek, a High Quality—Cold Water Fishery (HQ-CWF) that flows to the Lehigh River at River Mile 183.66-9.43-14.64 (Delaware River—Lehigh River—Saucon Creek).

20. *Chesapeake Appalachia, LLC D-2009-20-1*. A surface water withdrawal project to supply a maximum of 29.99 mg/30 days of water for the applicant's exploration and development of natural gas wells in the State of New York and the Commonwealth of Pennsylvania. Surface water will be withdrawn from the West Branch of the Delaware River at a location known as the Curtone site in Buckingham Township, Wayne County, Pennsylvania. This withdrawal project is located in the Delaware River Watershed within the drainage area of the section of the non-tidal Delaware River known as the Upper Delaware, which is designated as Special Protection Waters.

The business meeting also will include adoption of the Minutes of the Commission's May 6, 2009 business meeting; announcements of upcoming advisory committee meetings and other events; a report on hydrologic conditions in the basin; a report by the Executive Director; and a report by the Commission's General Counsel. Additional business meeting items will include consideration by the Commission of a resolution authorizing the Executive Director to require point source monitoring to implement the Scenic Rivers Monitoring Program in the non-tidal river and a resolution authorizing the Executive Director to accept grant funds from the National Park Service for the Scenic Rivers Monitoring Program. An opportunity for public dialogue will be provided at the end of the meeting.

Draft dockets scheduled for public hearing on July 15, 2009 will be posted on the Commission's Web site, <http://www.drbc.net>, where they can be accessed through the Notice of Commission Meeting and Public Hearing. Additional documents relating to the dockets and other items may be examined at the Commission's offices. Please contact William Muszynski at 609-883-9500, extension 221, with any docket-related questions.

Individuals in need of an accommodation as provided for in the Americans with Disabilities Act who wish to attend the informational meeting, conference session or hearings should contact the commission secretary directly at 609-883-9500 ext. 203 or through the Telecommunications Relay Services (TRS) at 711, to discuss how the Commission can accommodate your needs.

Dated: June 24, 2009.

Pamela M. Bush,

Commission Secretary.

[FR Doc. E9-15249 Filed 6-26-09; 8:45 am]

BILLING CODE 6360-01-P

DEPARTMENT OF ENERGY

Proposed Agency Information Collection

AGENCY: U.S. Department of Energy (DOE).

ACTION: Notice and Request for the Office of Management and Budget (OMB) Review and Comment.

SUMMARY: DOE has submitted to OMB for clearance, a proposal for collection of information under the provisions of the Paperwork Reduction Act of 1995. The proposed collection will allow respondents to submit applications for a National Priority Project Designation (NPPD) as called for by Section 1405 of the Energy Policy Act of 2005 (EPA 2005).

DATES: Comments regarding this collection must be received on or before July 29, 2009. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, please advise the OMB Desk Officer of your intention to make a submission as soon as possible. The Desk Officer may be telephoned at 202-395-4650.

ADDRESSES: Written comments should be sent to the:

DOE Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 10102, 735 17th Street, NW., Washington, DC 20503. And to Patrick Shipp, Office of Information and Business Management Systems (EE-3C), Office of Energy Efficiency and Renewable Energy, U.S. Department of Energy, 1000 Independence Ave., SW., Washington, DC 20585.

FOR FURTHER INFORMATION CONTACT:

Requests for additional information or copies of the information collection instrument and instructions should be directed to Patrick Shipp, Office of Information and Business Management

Systems (EE-3C), Office of Energy Efficiency and Renewable Energy, U.S. Department of Energy, Washington, DC 20585, (202) 586-7769; Jody Barringer, Office of Information and Business Management Systems (EE-3C), Office of Energy Efficiency and Renewable Energy, U.S. Department of Energy, Washington, DC 20585, (202) 586-5404; or by e-mail at nppd@ee.doe.gov.

SUPPLEMENTARY INFORMATION: This information collection request contains: (1) *OMB No.:* New; (2) *Information Collection Request Title:* National Priority Project Designation; (3) *Type of Request:* New collection; (4) *Purpose:* This collection of information is a form that DOE will make available electronically on the internet and which persons or organizations seeking NPPD under Section 1405 of EPA 2005 (Pub. L. 109-58) must use in applying for such designation. The draft application is available at http://www.eere.energy.gov/office_eere/docs/npp_application.doc. DOE is publishing as an attachment to this notice the guidelines for requesting NPPD. The purpose of Presidential designation is to recognize energy projects that have advanced the field of renewable energy technology and contributed to North American energy independence; (5) *Type of Respondents:* Public and Private Sector; (6) *Estimated Number of Respondents:* 20; (7) *Estimated Number of Burden Hours:* 400 annually.

Statutory Authority: Energy Policy Act of 2005, Public Law 109-58.

Issued in Washington, DC, on June 16, 2009.

Steven G. Chalk,

Principal Deputy Assistant Secretary, Energy Efficiency and Renewable Energy.

Appendix

Department of Energy

Guidelines for National Priority Project Designation

Presidential National Priority Project Designation (NPPD) may be earned by organizations involved in projects that are leading the way in using energy efficiency and renewable energy technologies. This designation, established by Section 1405 of the Energy Policy Act of 2005 (Pub. L. 109-58) provides the President of the United States and the Secretary of Energy with a mechanism to recognize projects that are making the greatest strides in helping North America reduce its dependence on fossil fuels and promote domestic energy security.

Projects that receive NPPD will be highlighted by the Department of Energy (DOE) as transformational energy efficiency and renewable energy leaders.

DOE will work with recipients and with national media sources to spotlight these projects as models for the rest of the country and the world.

I. Eligible Projects

A. Categories of Projects

DOE will accept applications for NPPD in the following project categories:

(1) *Grid-Scale Generation by Wind and Biomass Energy Projects.* To be eligible for NPPD, a wind or biomass project must provide electricity to the national power grid, rather than electricity designed to serve only specific end users.

A *wind energy project* is any installation of technologies that generates electricity, fuel or other usable energy by harnessing the power of wind.

A *biomass energy project* is any installation of technologies that generate electricity, fuel or other usable energy derived from biomass, and may include co-firing or co-gasification techniques if biomass is responsible for 51 percent or more of the energy produced. The term "biomass" means any lignin waste material that is segregated from other waste materials and is determined to be nonhazardous by the Administrator of the Environmental Protection Agency; and any solid, nonhazardous, cellulosic material that is derived from—

(A) Any of the following forest-related resources: mill residues, pre-commercial thinnings, slash, brush, or non-merchantable material;

(B) solid wood waste materials, including waste pallets, crates, dunnage, manufacturing and construction wood wastes (other than pressure-treated, chemically treated, or painted wood wastes), and landscape or right-of-way tree trimmings; but not including municipal solid waste (garbage), gas derived from the biodegradation of solid waste, or paper that is commonly recycled;

(C) agriculture wastes, including orchard tree crops, vineyard, grain, legumes, sugar, and other crop by-products or residues; and livestock waste nutrients; or

(D) a plant that is grown exclusively as a fuel for the production of electricity.

(2) *Distributed Generation by Photovoltaic and Fuel Cell Energy Projects.* A photovoltaic or fuel cell project must produce distributed generation to be eligible for NPPD. DOE considers distributed generation to be any power source that is designed to power an end user within a radius of one mile from the source.