

shall be treated as an application for authorization pursuant to Section 7 of the NGA.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010-10636 Filed 5-5-10; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP10-176-000]

#### Millennium Pipeline Company, LLC; Notice of Request Under Blanket Authorization

April 28, 2010.

Take notice that on April 23, 2010, Millennium Pipeline Company, LLC (Millennium), One Blue Hill Plaza, Seventh Floor, PO Box 1565, Pearl River, New York 10965 filed in Docket No. CP10-176-000, a prior notice request pursuant to sections 157.205 and 157.208 of the Commission's regulations under the Natural Gas Act (NGA). Millennium seeks authorization to increase the Commission-approved maximum allowable operating pressure (MAOP) on its Hickory Grove Lateral Line from 1072 pounds per square inch gage (psig) to 1200 psig. The Hickory Grove Lateral is located in Chemung County, New York and extends from Millennium's mainline facilities at a tie-in at Chambers Road near Horseheads, New York to an interconnection with the facilities of Southern Tier Transmission Company (STT) near Hickory Grove Road, in Horseheads, New York. Millennium proposes to perform these activities under its blanket certificate issued in Docket No. CP98-155-000 [97 FERC ¶ 61,292, at 62,327 (2001)], all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, the facility at issue is approximately 2.6 mile, 12-inch lateral pipeline segment of Millenniums Line A-5 in Chemung County, New York, extending from Millennium's 30-inch mainline to an interconnect with STT at Hickory Grove in Horseheads, New York. The Hickory Grove Lateral was constructed in 1993 by Columbia Gas Transmission, LLC and the pipeline was originally designed, tested and qualified for an MAOP of 1236 psig in a Class Three Location under applicable Department of Transportation (DOT) regulations. The facilities were transferred to Millennium by certificate issued to Millennium in Docket No.

CP98-150, *et al*; however, in Millenniums application the MAOP of the pipeline is listed at 1072 psig. The proposed increase to the Commission-approved MAOP of the Hickory Grove Lateral is being made to correct the apparent inconsistency between the Commission-approved MAOP and the MAOP at which Millennium intends to operate the segment. Recently, Anschulz Exploration Corporation (AEC) requested to connect certain gathering facilities to the Hickory Grove Lateral to allow a new supply of gas to flow through the Hickory Grove Lateral to Millennium's mainline system, which operates a 1200 psig. The increase in Commission-approved MAOP is required to receive local production gas, to be produced by AEC; and, increasing the Commission-approved MAOP corrects an apparent mistake in Millenniums original certificate application.

The filing may be viewed on the Web at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll-free, (886) 208-3676 or TTY, (202) 502-8659.

Any questions regarding this application may be directed to Gary A. Kruse, Vice President—General Counsel and Secretary, Millennium Pipeline Company, LLC, One Blue Hill Plaza, Seventh Floor, PO Box 1565, Pearl River, New York 10965, (845) 620-1300, or to Thomas E. Holmberg, Baker Botts LLP, 1299 Pennsylvania Avenue, NW., Washington, DC 20004, (202) 639-7700.

Any person or the Commission's Staff may, within 60 days after the issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and, pursuant to section 157.205 of the Commission's Regulations under the NGA (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the NGA.

The Commission strongly encourages electronic filings of comments, protests, and interventions via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2010-10632 Filed 5-5-10; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-R05-OAR-2008-0398; FRL-9145-9]

### Adequacy Status of the Indianapolis, Indiana Submitted Annual Fine Particulate Matter Attainment Demonstration for Transportation Conformity Purposes

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

**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, EPA is notifying the public that we have found that the motor vehicle emissions budgets (MVEBs) for fine particulate matter (PM<sub>2.5</sub>) and oxides of nitrogen (NO<sub>x</sub>) as a precursor to PM<sub>2.5</sub> in the Indianapolis, Indiana area are adequate for use in transportation conformity determinations. Indiana submitted the Indianapolis area budgets with the final PM<sub>2.5</sub> attainment demonstration submittal on June 5, 2008. As a result of our finding, the Indianapolis, Indiana area must use the MVEBs from the submitted PM<sub>2.5</sub> attainment demonstration plan for future transportation conformity determinations.

**DATES:** This finding is effective May 21, 2010.

**FOR FURTHER INFORMATION CONTACT:** Patricia Morris, Environmental Scientist, Criteria Pollutant Section (AR-18J), Air Programs Branch, Air and Radiation Division, United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353-8656, [morris.patricia@epa.gov](mailto:morris.patricia@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, whenever "we", "us" or "our" is used, we mean EPA.

### Background

Today's notice is simply an announcement of a finding that we have already made. On April 12, 2010, EPA Region 5 sent a letter to the Indiana Department of Environmental

Management stating that the 2002 and 2009 MVEBs for the Indianapolis, Indiana area, which were submitted with the state's PM<sub>2.5</sub> attainment demonstration, are adequate. Receipt of these MVEBs was announced on EPA's

transportation conformity website with a 30 day public comment period, and no comments were submitted. The finding is available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

The adequate 2002 and 2009 MVEBs, in tons per year (tpy), for PM<sub>2.5</sub> and NO<sub>x</sub> for the Indianapolis, Indiana area are as follows:

INDIANAPOLIS, INDIANA

	PM <sub>2.5</sub> (tpy)	NO <sub>x</sub> (tpy)
2002 .....	842.37 .....	47,815.51
2009 .....	518.43 .....	28,537.23

Transportation conformity is required by section 176(c) of the Clean Air Act. EPA's conformity rule requires that transportation plans, programs, and projects conform to state air quality implementation plans and establishes the criteria and procedures for determining whether or not they do conform. Conformity to a State Implementation Plan (SIP) means that transportation activities will not produce new air quality violations, worsen existing violations, or delay timely attainment of the national ambient air quality standards.

The criteria by which we determine whether a SIP's motor vehicle emission budgets are adequate for transportation conformity purposes are outlined in 40 CFR 93.118(e)(4). We have described our process for determining the adequacy of submitted SIP budgets in our July 1, 2004, preamble starting at 69 FR 40038, and we used the information in these resources while making our adequacy determination. Please note that an adequacy review is separate from EPA's completeness review, and it also should not be used to prejudge EPA's ultimate approval of the SIP. Even if we find a budget adequate, the SIP could later be disapproved.

The finding and the response to comments are available at EPA's transportation conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

Authority: 42 U.S.C. 7401-7671 q.

Dated: April 26, 2010.  
**Margaret Guerriero**,  
*Acting Regional Administrator, Region 5.*  
 [FR Doc. 2010-10693 Filed 5-5-10; 8:45 am]  
**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-R05-OAR-2009-0730; FRL-9146-1]

**Adequacy Status of the Milwaukee-Racine, Door County, Manitowoc County, and Sheboygan County, Wisconsin Areas Submitted 8-Hour Ozone Redesignation and Maintenance Plans for Transportation Conformity Purposes**

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

**ACTION:** Notice of adequacy.

**SUMMARY:** In this notice, EPA is notifying the public that we have found that the motor vehicle emissions budgets (MVEBs) for volatile organic compounds (VOCs) and oxides of nitrogen (NO<sub>x</sub>) in the Milwaukee-Racine area, Door County, Manitowoc County, and Sheboygan County, Wisconsin ozone nonattainment areas are adequate for use in transportation conformity determinations. Wisconsin submitted a redesignation request and maintenance plan for the Milwaukee-Racine area, Door County, Manitowoc County, and Sheboygan County, Wisconsin on September 11, 2009. As a result of our finding, these Wisconsin areas must use the MVEBs from the submitted ozone

maintenance plan for future transportation conformity determinations.

**DATES:** This finding is effective May 21, 2010.

**FOR FURTHER INFORMATION CONTACT:** Michael Leslie, Environmental Engineer, Criteria Pollutant Section (AR-18J), Air Programs Branch, Air and Radiation Division, United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353-6680, [leslie.michael@epa.gov](mailto:leslie.michael@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, whenever "we", "us" or "our" is used, we mean EPA.

**Background**

Today's notice is simply an announcement of a finding that we have already made. On April 7, 2010, EPA Region 5 sent a letter to the Wisconsin Department of Natural Resources stating that the 2012 and 2020 MVEBs for the Milwaukee-Racine area, Door County, Manitowoc County, and Sheboygan County, Wisconsin 8-hour ozone areas are adequate. Receipt of these MVEBs was announced on EPA's transportation conformity Web site, and no comments were submitted. The finding is available at EPA's conformity Web site: <http://www.epa.gov/otaq/stateresources/transconf/adequacy.htm>.

The adequate 2012 and 2020 MVEBs, in tons per day (tpd), for VOCs and NO<sub>x</sub> for the Wisconsin areas are as follows:

Area	2012		2020	
	NO <sub>x</sub> (tpd)	VOCs (tpd)	NO <sub>x</sub> (tpd)	VOCs (tpd)
Milwaukee-Racine .....	47.27	22.66	20.41	14.91
Door County .....	1.55	0.78	0.74	0.53
Manitowoc County .....	3.76	1.76	1.86	1.25
Sheboygan County .....	4.15	2.01	1.79	1.32

Transportation conformity is required by section 176(c) of the Clean Air Act.

EPA's conformity rule requires that transportation plans, programs, and

projects conform to state air quality implementation plans and establishes