

## II. 34 NOTICES OF COMMENCEMENT FROM: 09/08/03 TO 09/30/03—Continued

Case No.	Received Date	Commencement Notice End Date	Chemical
P-02-0753	09/25/03	09/22/03	(G) Oxime ester
P-02-0782	09/30/03	09/26/03	(G) Polyalkoxylated aromatic chromophore
P-02-0784	09/26/03	09/22/03	(G) Polyalkoxylated aromatic chromophore
P-02-0833	09/16/03	09/10/03	(G) Aromatic ether derivative
P-02-0990	09/17/03	09/05/03	(S) L-cysteine, hexaester with d-glucitol
P-03-0100	09/22/03	08/26/03	(G) Amine polymer
P-03-0152	09/30/03	08/20/03	(G) Substituted silane
P-03-0236	09/15/03	08/27/03	(S) Tetradecanoic acid, 2-[[3-[(1-oxotetradecyl)oxy]-2,2-bis[[[(1-oxotetradecyl)oxy]methyl]propoxy]methyl]-2-[[[(1-oxotetradecyl)oxy]methyl]-1,3-propanediyl ester
P-03-0237	09/30/03	09/05/03	(G) Polyurethane acrylate included polyester bone
P-03-0238	09/30/03	09/05/03	(G) Acrylate of hydroxyimide
P-03-0307	09/09/03	08/31/03	(G) Azo nickel complex
P-03-0317	09/17/03	09/04/03	(S) 2-propenoic acid, 2-methyl-, 2-hydroxyethyl ester, polymer with <i>n</i> -[3-dimethylamino)propyl]- 2-methyl-2-propenamide
P-03-0386	09/09/03	08/11/03	(G) Organofunctional polysiloxane
P-03-0395	09/25/03	08/19/03	(G) Steric hindered amine, oligomer
P-03-0441	09/26/03	08/31/03	(S) Oxirane, methyl-, polymer with oxirane, monoethyl ether*
P-03-0476	09/15/03	08/11/03	(G) Hydroxyfunctional acrylic copolymer
P-03-0477	09/10/03	08/10/03	(G) Modified alkaline epoxy resin
P-03-0508	09/26/03	08/18/03	(G) Water dispersible polyurethane
P-03-0520	09/24/03	09/05/03	(G) Silicone resin
P-03-0523	09/17/03	08/19/03	(G) Disubstituted benzene
P-03-0540	09/16/03	08/14/03	(G) Hexanedioic acid, polymer with aliphatic diols
P-03-0557	09/12/03	08/18/03	(G) Polyurethane
P-03-0569	09/29/03	08/29/03	(G) Saturated copolyester
P-03-0572	09/09/03	08/28/03	(G) Alkylated polyamide
P-03-0580	09/23/03	09/16/03	(G) Multifunctional polycarbodiimide
P-03-0593	09/30/03	09/18/03	(G) Alkoxylated acetal-derivative
P-03-0595	09/16/03	09/10/03	(G) Trialkylaluminum metal halide alkoxide reaction product
P-03-0640	09/25/03	09/16/03	(G) Epoxy-bisphenol adduct
P-03-0655	09/30/03	09/17/03	(S) Fatty acids, corn-oil, esters with propylene glycol

**List of Subjects**

Environmental protection, Chemicals, Premanufacturer notices.

Dated: October 21, 2003.

**Sandra R. Wilkins,**

*Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7578-9]

**Clean Water Act Class II: Proposed Administrative Penalty Assessment and Opportunity To Comment Regarding the Pick Your Part Auto Wrecking—Hayward**

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

**ACTION:** Notice.

**SUMMARY:** EPA is providing notice of a proposed administrative penalty assessment for alleged violations of the Clean Water Act (the "Act"). EPA is also providing notice of opportunity to comment on the proposed assessment.

EPA is authorized under section 309(g) of the Act, 33 U.S.C. 1319(g), to assess a civil penalty after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons notice of the proposed penalty and a reasonable opportunity to comment on its issuance. Under section 309(g), any person who without authorization discharges a pollutant to a navigable water, as those terms are defined in section 502 of the Act, 33 U.S.C. 1362, may be assessed a penalty in a "Class II" administrative penalty proceeding.

Class II proceedings under section 309(g) are conducted in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits" ("part 22"), 40 CFR part 22. The procedures through which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in part 22. The deadline for submitting public

comment on a proposed Class II order is forty (40) days after publication of this notice.

On September 29, 2003, EPA filed with Danielle Carr, Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, California 94105, (415) 972-3871, the following Administrative Complaint: In the Matter of Pick Your Part Auto Wrecking—Hayward, Docket No. CWA-9-2003-0003.

For the alleged violations set forth in the Administrative Complaint, EPA proposes to assess penalties of up to One Hundred Thirty-seven Thousand and Five Hundred Dollars (\$137,500) for violations of NPDES Permit No. CAS000001 (issued by the California State Water Resources Control Board (Order No. 97-030-DWO)) and sections 301(a) and 308(a) of the Act, 33 U.S.C. 1311(a), 1318(a), at Pick Your Part Auto Wrecking—Hayward.

Procedures by which the public may comment on a proposed Class II penalty or participate in a Class II penalty proceeding are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II penalty is thirty days after issuance of public notice.