

regarding the approval of this plan revision is based on its meeting the requirements of section 110 of the Clean Air Act and 40 CFR Part 51.

EPA is approving this SIP revision request without prior proposal because it is viewed as noncontroversial and no adverse comments are anticipated. The public should be advised that this action will be effective 60 days from the date of this *Federal Register* notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and two subsequent notices will be published before the effective date. One notice will withdraw the final action and the other will begin a new rulemaking by announcing a proposal of the action and establishing a comment period. (See 46 FR 44476 dated September 4, 1981 and 47 FR 27073 dated June 23, 1983).

Under 5 U.S.C. 605(b), I certify that this SIP revision will not have a significant economic impact on a substantial number of small entities. (See 46 FR 8709.)

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Under section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit within 60 days of today. This action may not be challenged later in proceedings to enforce its requirements (See 307(b)(2).)

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Incorporation by reference.

Note.—Incorporation by Reference of the State Implementation Plan of New York was approved by the Director of the Federal Register on July 1, 1982.

Dated: October 5, 1986.

Lee M. Thomas,
Administrator, Environmental Protection Agency.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Title 40, Chapter I, Subchapter C, Part 52, Code of Federal Regulations is amended as follows:

Subpart HH—New York

1. The authority citation for Part 52 continues to read as follows:

Authority: 42 U.S.C. 7401–7642.

2. Section 52.1670 paragraph (c) is amended by adding new paragraph (c)(75) as follows:

§ 52.1670 Identification of plan.

(c) * * *

(75) A revision to the New York State Implementation Plan for attainment and maintenance of the ozone standards was submitted on January 2, 1986 by the New York State Department of Environmental Conservation.

§ 52.1679 EPA-approved New York State regulations.

New York State regulation	State effective date	Latest EPA approval date	Comments
Part 217, Emissions from Motor Vehicles Propelled by Gasoline Engines.	Jan. 29, 1986	[November 7, 1986, FR page 40414].	

[FR Doc. 88-25102 Filed 11-6-88; 8:45 am]
BILLING CODE 6560-50-M

40 CFR Parts 413 and 433

[OW-FRL-3103-9]

Electroplating and Metal Finishing Point Source Categories; Effluent Limitations Guidelines, Pretreatment Standards, and New Source Performance Standards

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This technical amendment makes a grammatical clarification to § 413.01(c) and § 433.10(c) and corrects errors in the lists of regulated toxic organic pollutants in § 413.02 and § 433.11.

EFFECTIVE DATE: November 7, 1986.

FOR FURTHER INFORMATION CONTACT: Mr. Ernst P. Hall, Chief, Metals Industry Branch, (202) 382-7126.

SUPPLEMENTARY INFORMATION: On July 15, 1983 (48 FR 32462), EPA promulgated 40 CFR Part 433 and final amendments to 40 CFR Part 413. EPA published a correction notice related to these parts on September 26, 1983 (48 FR 43680). However, since that date the Agency has detected additional errors which the Agency is correcting in today's notice.

In §§ 413.01(c) and 433.10(c) the Agency exempted metallic platemaking and gravure cylinder preparation "conducted within printing and publishing facilities." The Agency has been informed that this exclusionary language has been restrictively interpreted to mean that only metallic platemaking and gravure cylinder preparation operations physically conducted within a printing and publishing facility would be excluded

(i) Incorporated by reference:

(A) Part 217, "Emissions from Motor Vehicles Propelled by Gasoline Engines," effective January 29, 1986.

3. Section 52.1679 is amended by adding on an entry in numerical order for Part 217 in the table as follows:

from regulation under Parts 413 and 433. This was never the Agency's intent.

As is demonstrated by the discussion in the original electroplating preamble (44 FR 52591, September 7, 1979), the Agency intended to exclude all printing and publishing industry operations from regulation under Part 413. The Agency identified the industry by reference to SIC Code 2700. In the 1982 Standard Industrial Classification Manual, Major group 27—Printing, Publishing, and Allied Industries, includes "establishments engaged in printing by one or more of the common processes, . . . ; and those establishments which perform services for the printing trade . . ." For example, a shop that manufactures and sells metallic plates to a printing and publishing facility would be included within the SIC Code 2700 group. The Agency, in developing the electroplating and metal finishing pretreatment standards, did not specifically study or cost treatment technologies for any metallic platemaking or gravure cylinder preparation conducted either within or "for" the printing and publishing industry. Therefore, the administrative records for those rulemakings support today's correction notice clarifying that the exclusionary language in §§ 413.01(c) and 433.10(c) also applies to facilities that perform metallic platemaking or gravure cylinder preparation "for," as well as within, the printing and publishing industry.

Today's correction notice adds the words "or for" after the word "within" in the applicable exclusionary provisions in §§ 413.01(c) and 433.10(c). This clarifies that facilities engaged in metallic platemaking and gravure cylinder preparation for printing and publishing, either within their facility or for an outside printing or publishing facility, are not subject to the

electroplating and metal finishing pretreatment standards.

The other corrections addressed in this notice relate to the listing of toxic organic pollutants in the definition of the term "TTO" in §§ 413.02(i) and 433.11(e). This notice adds the chemical "1,3-dichloropropylene [1,3-dichloropropene]" to both lists as it was inadvertently omitted. In addition, the notice corrects the listing of "1,2-dichloropropane (1,3-dichloropropene)" by deleting "(1,3-dichloropropene)".

The Agency is making these corrections effective upon publication in the *Federal Register*. The Agency's action makes only minor corrections and therefore the Agency does not believe that public notice and opportunity to comment is necessary.

List of Subjects

40 CFR Part 413

Electroplating, Metals, Reporting and recordkeeping requirements, Waste treatment and disposal, Water pollution control.

40 CFR Part 433

Metals, Reporting and recordkeeping requirements, Waste treatment and disposal, Water pollution control.

Dated: October 21, 1986.

Michael B. Cook,

Acting Assistant Administrator for Water.

40 CFR Parts 413 and 433 are amended as follows:

PART 413—[AMENDED]

1. The authority citation for Part 413 continues to read as follows:

Authority: Secs. 301, 304(g), 307, 308, 309, 402, 405, 501(a), Clean Water Act, as amended, (33 U.S.C. 1311, 1314(g), 1317, 1318, 1318, 1322, 1325 and 1341(a)).

§ 413.01 Amended

2. In § 413.01(c), the phrase "conducted within printing and publishing facilities" is revised to read as follows: "conducted within or for printing and publishing facilities".

§ 413.02 [Amended]

3. In § 413.02(i), the listing entry "1,2-dichloropropane (1,3-dichloropropene)" is revised to read as follows: "1,2-dichloropropane".

4. Section 413.02(i), is amended by adding as a separate listing entry after the listing entry "1,2-dichloropropane", the following: "1,3-dichloropropylene (1,3-dichloropropene)".

PART 433—[AMENDED]

5. The authority citation for Part 433 continues to read as follows:

Authority: Secs. 301, 304 (b), (c), (e), and (g), 306(b) and (c), 307 (b) and (c), 308 and 501 of the Clean Water Act (the Federal Water Pollution Control Act Amendments of 1972, as amended by the Clean Water Act of 1977) (the "Act"); 33 U.S.C. 1311, 1314 (b) (c), (e), and (g), 1316 (b) and (c), 1317(b) and (c), 1318 and 1361; 86 Stat. 816, Pub. L. 92-500; 91 Stat. 1567, Pub. L. 95-217.

§ 433.10 [Amended]

6. In § 433.10(c), the phrase "conducted within printing and publishing facilities" is revised to read as follows: "conducted within or for printing and publishing facilities".

§ 433.11 [Amended]

7. In § 433.11(e) the listing entry "1,2-Dichloropropane (1,3-dichloropropene)" is revised to read as follows: "1,2-Dichloropropane".

8. Section 433.11(e), is amended by adding as a separate listing entry after the listing entry "1,2-Dichloropropane", the following: "1,3-Dichloropropylene (1,3-dichloropropene)".

[FR Doc. 86-24659 Filed 11-6-86; 8:45 am]

BILLING CODE 6560-50-M

Native Claims Settlement Act of December 18, 1971, 85 Stat. 708 and 709; 43 U.S.C. 1616(d)(1), it is ordered as follows:

1. Public Land Order Nos. 547 and 1847, dated February 2, 1949 and May 16, 1959, which withdrew lands for use by the military, are hereby revoked insofar as they affect the following described lands:

Fairbanks Meridian

T. 7 S., R. 7 W., unsurveyed, Secs. 5 to 8, inclusive, secs. 17 to 20, inclusive, and secs. 29 to 32, inclusive.

T. 7 S., R. 8 W., partially surveyed,

Secs. 1 to 6, inclusive;

Sec. 7, lots 1, 2, and 3, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 8, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$;

Sec. 9, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$;

Secs. 10 to 15, inclusive;

Sec. 22, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$, those lands lying outside of the following tract:

Beginning at the common corner of Secs. 15, 16, 21, and 22, thence East 660 ft., thence South 1,470 ft., thence N. 56°47'12" W. approximately 20 ft. to corner No. 1 on the center line of the Anderson Road, the point of beginning.

From corner No. 1, by metes and bounds, Thence S. 56°47'12" E. 330 ft. to corner No. 2 at the southwest corner of the off loading area of the Anderson Airport, from which the southwest corner of a 28' x 112' terminal building bears northerly approximately 115 ft.; Thence N. 33°12'48" E. 260 ft. on common boundary with the off loading area to corner No. 3; Thence N. 56°47'12" W. 331 ft. to corner No. 4 on the center line of the Anderson Road; Thence S. 30°01'16" W. 261 ft. to corner No. 1, the point of beginning.

Sec. 23, that portion east of the west boundary of right-of-way F-025067 for the Parks Highway;

Secs. 24 and 25;

Secs. 26, 27, 32, 33, and 34, those portions east of the west boundary of right-of-way F-025067 for the Parks Highway;

Secs. 35 and 36.

T. 7 S., R. 9 W., surveyed,

Secs. 1, 2 and 11;

Sec. 12, lots 1 to 5, inclusive, E $\frac{1}{2}$ NE $\frac{1}{4}$,

SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.

The lands described aggregate approximately 23,120 acres.

2. Subject to valid existing rights, the lands described above are hereby classified as suitable for and opened to selection by the State of Alaska under either the Alaska Statehood Act of July 7, 1958, 72 Stat. 339, et seq.; 48 U.S.C. prec. 21, or subsection 906(b) of the Alaska National Interest Lands Conservation Act of December 2, 1980, 94 Stat., 2437-2438.

3. As provided by subsection 6(g) of the Alaska Statehood Act, the State of Alaska is provided a preference right of selection for the lands described above