RUES AND REGULATIONS

the grade crossing improvement pro-

gram, and shall evaluate the effectiv-

ness of completed highway safety im-

provement projects in these programs.

(b) The preparation of the State's an-

nual report may be financed with funds

made available through 23 U.S.C. 402, 307(c), and, where applicable, 104(f).

[FR Doc. 79-6017 Filed 2-28-79; 8:48 am]

[4910-14-M]

Title 33—Navigation and Navigable

Waters

CHAPTER I—COAST GUARD,

DEPARTMENT OF TRANSPORTATION

[COD T-79-21]

PART 165—SAFETY ZONES

Establishment of Safety Zone in Vi-

cinity of U.S. Coast Guard Base,

Charleston, S.C.

AGENCY: Coast Guard, DOT.

ACTION: Final Rule.

SUMMARY: The amendment to the

Coast Guard Safety Zone regulations

establishes a safety zone on the waters

of the Ashley River in the vicinity of

the U.S. Coast Guard Base, Charleston,

SC. The safety zone shall encompass

the Ashley River within the following

boundaries: A line beginning at

32°46'06" N Latitude, 79°56'36" W Lon-

gitude; thence to 32°46'25" N Latitude,

79°57'10" W Longitude (North Shore of

Intercostal Waterway); thence to

32°46'36" N Latitude, 79°56'59" W Lon-

gitude; thence to 32°46'16" N Latitude,

79°56'26" W Longitude; thence to

32°46'06" N Latitude, 79°56'36" E Lon-

gitude; thence along a line to the point

of beginning. This safety zone shall be

in effect during daylight hours only.

EFFECTIVE DATE: This amendment is

effective on 12 February 1979 and

remains in effect until the completion

of construction on 12 February 1980,

whichever is earlier.

FOR FURTHER INFORMATION CONTACT:

Cdr R. F. Bennett, COTP Charleston

196 Tradd Street, Charleston,

SC 29402 (803) 724-4218.

SUPPLEMENTARY INFORMATION: This

safety zone is being enforced by

patrol craft representing the Captain

of the Port, Charleston, SC. An oppor-
tunity to comment on this safety zone

as a proposed rule has not been pro-

vided and this amendment is effective

in less than 30 days from the date of

publication. Good cause exists for

making the zone effective immediately

due to the fact that construction has

already begun there is not sufficient

time to allow an opportunity for

public comment or to provide for a de-

layed effective date. Following those

administrative procedures would pre-

vent timely establishment of the safety

zone and thus would thwart the pur-

pose of the zone.

DRAFTING INFORMATION: The prin-

cipal persons involved in the draft-
ing of this rule are J. A. MOON, Chief,

Port Operation, Marine Safety

Office, Charleston, SC.

In consideration of the above, Part

165 of Title 33 of this Code of Federal

Regulations is amended by adding

§165.702 to read as follows:

§165.702 Ashley River Charleston Harbor,

SC.

The area enclosed by the following

boundary is a Safety Zone—A line begin-

ning at 32°46'25" N Latitude,

79°57'10" W Longitude (North Shore of

Intercostal Waterway); thence to

32°46'36" N Latitude, 79°56'59" W Lon-
gitude; thence to 32°46'16" N Latitude,

79°56'26" W Longitude; thence to

32°46'06" N Latitude, 79°56'36" N Lon-
gitude; thence along a line to the point

of beginning. This safety zone shall be

in effect during daylight hours only.

(8 Stat. 427 [33 USC 1224]; 49 CFR 146(n)

(4))


R. F. BENNETT,

COTP Charleston, Charleston,

SC.

[FR Doc. 79-6324 Filed 2-28-79; 8:45 am]

[6550-01-M]

Title 40—Protection of the

Environment

CHAPTER I—ENVIRONMENTAL

PROTECTION AGENCY

SUBCHAPTER N—EFFLUENT LIMITATIONS

GUIDELINES FOR EXISTING SOURCES

PART 440—ORE MINING AND

DRESSING POINT SOURCE

CATEGORY

Effluent Limitations Guidelines;

Modification

AGENCY: Environmental Protection

Agency.

ACTION: Amendment to Final Rule.

SUMMARY: This amendment modi-

fies the effluent limitations for exist-

ing sources in the Ore Mining and

Dressing Point Source Category, Base

and Precious Metals Subcategory, with

to mills recovering copper, lead, zinc, gold or silver, or any combination thereof, by the froth-flota-

tion process. The Regulations were

promulgated on July 11, 1978 (43 FR

29771). This amendment deletes the

effluent limitations for cyanide applic-

table to such mills. This action is

being taken as a result of the Agency's

review of various criticisms of these re-

quirements which it had received after

promulgation. This action is anticipat-

ed to have minimal, if any, impacts;

cyanide limitations presently are in-

cluded in permits throughout the in-

dustry, and permitting authorities

may continue to impose cyanide limit-

ations, irrespective of these regula-

tions.

EFFECTIVE DATE: March 1, 1979.

FOR FURTHER INFORMATION CONTACT:

William Telliard, Branch Chief, Eff-

luent Guidelines Division (WH-

552), Office of Water Planning and

Standards, Environmental Protec-

tion Agency, 401 M Street SW,

Washington, D.C. 20460, 202-426-

2726.

SUPPLEMENTARY INFORMATION:

On July 11, 1978, EPA promulgated ef-

fluent limitations guidelines for the

Ore Mining and Dressing Point Source

Category. 43 FR 29771. With respect to

the Base and Precious Metals Subcate-

gory established thereunder, the regu-

lations establish effluent limitations

for discharges from mills recover-

ing copper, lead, zinc, gold or silver, or

any combination of those metals by

the froth-flotation process. The Regula-

tions were promulgated on July

11, 1978 (43 FR 29771). The regulations

limit cyanide discharges from those mills to

not more than 0.1 mg/1 (thirty-day

average) and 0.2 mg/1 (twenty-four

hour maximum) of cyanide.

After the promulgation of this re-

quirement, the Agency has received

various criticisms concerning these

cyanide limitations. As a result of the

Agency's review of those criticisms, EPA has determined that the promul-

gated cyanide limitations for the Base

and Precious Metals froth-flotation mill subcategory are not adequately

supported by the administrative record. Therefore, EPA believes that the most

appropriate course of action is to withdraw this effluent limitation pending further review.

It should be emphasized that permitting

authorities may continue to impose

limitations for cyanide pursuant to Section 402(a)(1) of the Clean Water Act.

Douglas M. Costle,
Administrator.

§ 410.22. [Amended]

Part 440. § 440.22(a)(2) is revised to read as follows:

(a) **

(2) The concentration of pollutants discharged from mills which employ the froth-flotation process alone or in conjunction with other processes, for the beneficiation of copper ores; lead ores, zinc ores, gold, ores, or silver ores or any combination of these ores shall not exceed:

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Milligrams per liter</th>
</tr>
</thead>
<tbody>
<tr>
<td>TSS</td>
<td>30</td>
</tr>
<tr>
<td>Cu</td>
<td>20</td>
</tr>
<tr>
<td>Zn</td>
<td>50</td>
</tr>
<tr>
<td>Pb</td>
<td>100</td>
</tr>
<tr>
<td>Hg</td>
<td>20,000</td>
</tr>
<tr>
<td>Cd</td>
<td>50</td>
</tr>
<tr>
<td>pH</td>
<td>Within the range 5.0-9.0</td>
</tr>
</tbody>
</table>


Douglas M. Costle,
Administrator.

PART 531—FILING OF FREIGHT AND PASSENGER RATES, FARES, AND CHARGES IN THE DOMESTIC OFF-SHORE TRADE, PUBLICATION AND POSTING

PART 536—FILING OF TARIFFS BY COMMON CARRIERS BY WATER IN THE FOREIGN COMMERCE OF THE UNITED STATES AND BY CONFERENCES OF SUCH CARRIERS

Time Limit for Filing of Overcharge Claims

AGENCY: Federal Maritime Commission.

ACTION: Postponement of effective date.

SUMMARY: The Commissioner's final rule in this proceeding was published in the Federal Register on February 6, 1979 (44 FR 7144). The effective date of the rule is March 1, 1979. Affected carriers are required to amend their tariffs by that date to conform with the rule.

We have determined to extend the effective date to April 1, 1979. The rule as published was unintentionally scheduled to become effective on less than 30 days notice. It is unrealistic to expect the affected conferences and carriers to put the required tariff amendments in place within the three week period allowed. The additional 30 day period for compliance provided here should be sufficient for this purpose.

DATES: Effective as to both new and existing tariff April 1, 1979.

FOR FURTHER INFORMATION CONTACT:

Francis C. Hurney, Secretary, Federal Maritime Commission, Room 11101, 1100 L Street, N.W., Washington, D.C. 20573, (202) 523-5725.

SUPPLEMENTARY INFORMATION:

None.

FR Doc. 79-6063 Filed 2-28-79; 8:45 am

[Docket No. LI-5, Notice 21]

PART 230—LOCOMOTIVE INSPECTION

Temporary Amendment of Inspection Interval

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Temporary amendment, final rule.

SUMMARY: Because of serious disruption of railroad operations due to severe weather conditions in many States, FRA is temporarily amending the provision of the locomotive inspection regulations that provides that a locomotive may be inspected within five (5) days after the prescribed thirty (30) days inspection interval if the railroad responsible for the inspection needs additional time due to circumstances beyond its control (49 CFR 230.331(a)). The temporary amendment would provide an additional twenty-five (25) days to complete inspections that become due during the period February 23, 1979 to May 30, 1979.

DATES: (1) Effective Dates: This temporary amendment is effective February 23, 1979 and expires May 30, 1979.

(2) Public Hearing: A public hearing will be held at 10 a.m. on March 9, 1979.

(3) Written comments must be received by March 16, 1979.

ADDRESSES: (1) Written Comments: Written comments should identify the Docket number and the notice number and must be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration (TransPoint Building) 2100 Second Street SW., Washington, D.C. 20590. Written comments will be available, both before and after the closing date for comments, during regular business hours in Room 4105 of the TransPoint Building at the above address.

(2) Public Hearing: A public hearing will be held in Room 3201 of the TransPoint Building. Persons desiring to make oral statements at the hearing should notify the Docket Clerk by telephone (202-426-8836) or by writing to: Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, TransPoint Building, at the above address.

FOR FURTHER INFORMATION CONTACT:

Principal Authors


SUPPLEMENTARY INFORMATION:

BACKGROUND

In response to a request filed by the Association of American Railroads (AAR), FRA is temporarily amending § 230.331(a) of the Locomotive Inspection Regulations (49 CFR 230.331(a)).

This section provides that each locomotive unit must be inspected at least once every thirty (30) days to determine whether the locomotive unit is in compliance with the requirements of Part 230. It also contains a provision that allows an additional five (5) days for accomplishing this inspection if the railroad responsible for that inspection needs additional time due to circumstances beyond its control and notes those circumstances on the prescribed inspection form (Form FRA 6180-49).

AAR advised that emergency conditions exist in railroad operations due