

III. Summary of Rulemaking Action

With this Notice, EPA approves the Tacoma CO attainment plan and establishes a new attainment date of February 28, 1987. This approval is based on the June 16, 1983, SIP submittal which contains the control strategy, in combination with the already approved July 16, 1982, ozone SIP for the Puget Sound area which contains the monitoring plan and other SIP requirements.

IV. Administrative Review

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 by (60 days from today). This action may not be challenged later in proceedings to enforce its requirements (see 307(b)(2)).

(Sec. 110 and 172 of the Clean Air Act [42 U.S.C. 7410(b) and 7502])

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relation.

Note.—Incorporation by reference of the Implementation Plan for the State of Washington approved by the Director of the Office of Federal Register in July 1984.

Dated: July 2, 1982.

William D. Ruckelshaus,
Administrator.

PART 52—[AMENDED]

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

Subpart WW—Washington

1. In § 52.2470, paragraph (c)(31) is added as follows:

§ 52.2470 Identification of plan.

* * * * *

(c) * * *

(31) On June 16, 1983, the State of Washington Department of Ecology submitted to EPA, the Tacoma carbon monoxide attainment plan as an official SIP revision. This plan builds upon the July 16, 1982, Ozone SIP for the Puget Sound area.

2. The table in § 52.2478 is revised to read as follows:

§ 52.2478 Attainment dates for national standards.

Air quality control region and nonattainment area	Pollutant						
	TSP		SO ₂		NO _x	CO	O ₃
	1st ¹	2nd ²	1st ¹	2nd ²			
Eastern WA-Northern Idaho Interstate AQCR (WA portion):							
1. Spokane area	c	h	b	b	b	c	b
2. Clarkston area	c	h	b	b	b	b	b
3. Remainder of AQCR	b	b	b	b	b	b	b
Olympic-Northwest Intrastate:							
1. Port Angeles area	a ¹	c	b	b	b	b	b
2. Remainder of AQCR	b	b	b	b	b	b	b
Portland, Oregon-Vancouver, WA Interstate AQCR (WA portion):							
1. Vancouver area	c	h	b	b	b	b	g
2. Longview area	a	h	b	b	b	b	b
3. Remainder of AQCR	b	b	b	b	b	b	b
Puget Sound Intrastate AQCR:							
1. Seattle area							
Duwamish area	c	h	b	b	b	b	d
Central Business District	b	b	b	b	b	f	d
University District	b	b	b	b	b	e	d
Dearborn Street and Rainier Ave. Corridor	b	b	b	b	b	f	d
Remainder of Seattle area	b	b	b	b	b	b	d
2. Bellevue CBD	b	b	b	b	b	f	d
3. Kent area	a	h	b	b	b	b	d
4. Renton area	a	h	b	b	b	b	d
5. Tacoma area	c	h	b	b	b	i	d
6. Seattle-Tacoma O ₃ area							d
7. Remainder of AQCR	b	b	b	b	b	b	b
South Central Washington Intrastate AQCR:							
1. Yakima area	b	b	b	b	b	c	b
2. Remainder of AQCR	b	b	b	b	b	b	b

¹ 1st—Primary.
² 2nd—Secondary.
a. Air quality levels presently below primary standards.
b. Air quality levels presently below secondary standards or area is unclassifiable.
c. December 31, 1982.
d. July 31, 1984.
e. November 1, 1985.
f. January 1, 1986.
g. December 31, 1987.
h. Attainment date not established.
i. February 28, 1987.

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BILLING CODE 6560-50-M

40 CFR Part 61

[OAR-FRL-2622-7]

Delegation of Additional Authority to the State of Arkansas for the National Emission Standards for Hazardous Air Pollutants Program

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; information notice.

SUMMARY: EPA has delegated the authority to implement and enforce that portion of the National Emission Standards for Hazardous Air Pollutants (NESHAP) for the demolition and renovation of buildings containing asbestos to the Arkansas Department of Pollution Control and Ecology (ADPCE). Except as specifically limited, all of the authority and responsibilities of the Administrator or the Regional Administrator which are found in 40 CFR Part 61.22(d) are delegated to the ADPCE. Any of such authority and responsibilities may be redelegated by the Department to its Director or staff.
EFFECTIVE DATE: September 30, 1982.

ADDRESS: Copies of the State request and State-EPA agreement for delegation of authority are available for public inspection at the Air Branch, Environmental Protection Agency, Region 6, InterFirst Two Building, 28th Floor, 1201 Elm Street, Dallas, Texas 75270; (214) 767-1594 or (FIS) 729-1594.

FOR FURTHER INFORMATION CONTACT: Donna M. Ascenzi, Air Branch, address above.

SUPPLEMENTARY INFORMATION: On July 1, 1981, the State of Arkansas submitted to the EPA, Region 6 office, a request for delegation to the ADPCE the authority to implement and enforce the NESHAP (40 CFR Part 61) program with the exception of (1)(d), Demolition and Renovation of Buildings Containing Asbestos. This delegation became effective on September 16, 1981.

On August 23, 1982, the State of Arkansas submitted to EPA, Region 6, a request for delegation of additional authority to the ADPCE to implement and enforce that portion of the NESHAP program for the demolition and renovation of buildings containing asbestos. After a thorough review of the

request and information submitted, the Regional Administrator determined that the State's pertinent laws and the rules and regulations of the APDCE were found to provide an adequate and effective procedure to implement and enforce this NESHAP program.

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

Effective immediately, all information pursuant to 40 CFR 61.22(d) required of sources locating in the State of Arkansas should be submitted to the State agency at the following address: Arkansas Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas 72209.

This additional delegation is issued under the authority of Sections 101 and 301 of the Clean Air Act, as amended (42 U.S.C. 7401 and 7601).

Dated: June 25, 1984.

Frances E. Phillips,
Acting Regional Administrator.

PART 61—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

Part 61 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

1. Section 61.04(b) is amended by revising paragraph (E) to read as follows:

§ 61.4 Address.

* * * * *

(b) * * *

(E) Program Administrator, Air and Hazardous Materials Division, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas 72209.

[FR Doc. 84-17903 Filed 7-5-84; 8:45 am]

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40 CFR Part 81

[OAR-FRL-2623-4]

State of Oklahoma; Designation Areas for Air Quality Planning Purposes

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: This notice approves the Oklahoma State Department of Health (OSDH) November 1, 1983, request to change a portion of Oklahoma County's existing nonattainment designation for total suspended particulate (TSP) to attainment and the February 10, 1984, request to change the unclassified portion of Oklahoma County to

attainment for TSP. On November 29, 1983, the State submitted additional information to support their November 1, 1983, request.

DATE: This action will be effective on September 4, 1984, unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Incorporation by reference materials is available for inspection during normal business hours at the following locations:

Environmental Protection Agency;
Region 6; Air Branch; 1201 Elm Street;
Dallas, Texas 75270
Oklahoma State Department of Health;
Air Quality Service; 1000 Northeast
10th Street; Oklahoma City, Oklahoma
73152

FOR FURTHER INFORMATION CONTACT:

Kathryn M. Griffith, State Implementation Plan Section, Environmental Protection Agency, Region 6, Air and Waste Management Division, Air Branch, 1201 Elm Street, Dallas, Texas 75270, (214) 767-9853.

SUPPLEMENTARY INFORMATION: On November 1, 1983, the OSDH submitted a state implementation plan (SIP) revision requesting redesignation of a portion of Oklahoma County to attainment for TSP. On November 29, 1983, the OSDH submitted additional information to support their request for redesignation. On February 10, 1984 the OSDH submitted a request to change the unclassified portion of Oklahoma County to attainment for TSP. EPA developed an evaluation report¹ based on conformance with criteria from the Clean Air Act of 1977 as amended, section 107(d)(5); 40 CFR 50.6(a) and (b) National primary ambient air quality standards for particulate matter; 40 CFR 50.7(b) National secondary ambient air quality standards for particulate matter; and, the April 21, 1983, Policy Memorandum from Sheldon Myers, Director, Office of Air Quality Planning and Standards, titled "Section 107 Designation Policy Summary." This evaluation report is available for inspection during normal business hours at the EPA Region 6 office and the other addresses listed above. In general, the non-attainment area is a 15 square mile area that includes the Central Business District of Oklahoma City, while the unclassified area is the remainder of Oklahoma County.

The detailed description of the nonattainment area is as follows:

¹EPA Review of Oklahoma's Revisions for redesignation of a portion of Oklahoma County to attainment for TSP.

That portion of Oklahoma County inclusive of Sections 19, 20, 21, 22, 30, 29, 28, 27, 31, 32, 33, 34 of Township 12N, Range 3W, and Sections 6, 5, 4, and 3, of Township 11N, Range 3W.

The detailed description of the unclassified area is as follows:

That portion of Oklahoma County west of Range 1W and south of Township 13N but not inclusive of above designation.

The State provided TSP data for the downtown nonattainment monitor at site 372200035F01 and for 5 other sites located in the unclassified area of Oklahoma County. The air quality data was for the last 2 quarters of 1981 through the first 2 quarters of 1983. The nonattainment monitor at site 035 had no violations of either the primary or secondary TSP standards in the last 2 years. The monitor at site 372200033F01, which is located one block from the nonattainment area, had one violation of the secondary standard in 1982. EPA agrees with the State that the data from site 033 should not be considered in this redesignation request. At the time of the violation, a parking garage was under construction adjacent to the building on which site 033 is located.

The February 10, 1984, request asks that the TSP unclassified area of Oklahoma County be redesignated to attainment based on the data submitted previously on November 1, 1983 and November 29, 1983. This request addresses the sites in the unclassified area that experienced problems and asks that we not consider the data. The sites were either improperly sited or had experienced a dust storm day or were adjacent to a major construction area. EPA accepts the State's explanation and did not consider the exceedances in the determination of attainment for Oklahoma County.

The November 29, 1983, submittal from OSDH says that the State fully implemented the measures described in their control strategy. The measures were to: (1) Change their fugitive dust regulation and (2) develop enforcement strategy to implement the requirements of the fugitive dust regulation. This was accomplished.

Under 5 U.S.C. 605(b), the Administrator has certified that redesignations do not have a significant economic impact on a substantial number of small entities (see 46 FR 8709).

Based upon EPA's review of the air quality data for the last 2 years, EPA is redesignating the Oklahoma County nonattainment area and unclassified area to attainment for TSP.