

40 CFR Part 52

[A-7-FRL 1776-5]

Approval and Promulgation of Iowa State Implementation Plan for Lead**AGENCY:** Environmental Protection Agency.**ACTION:** Final rulemaking.

SUMMARY: As required by Section 110 of the Clean Air Act and the October 5, 1978 (43 FR 46246) promulgation of a National Ambient Air Quality Standard for lead, the State of Iowa has submitted for approval to EPA a State Implementation Plan (SIP) for lead. The lead SIP provides for the attainment of the National Ambient Air Quality Standards (NAAQS) for lead in all areas of State by October 31, 1982. A notice of Proposed Rulemaking (PRM) on this action appeared in the Federal Register on November 21, 1980 (45 FR 77052). The PRM contained a discussion of the basis for the proposed action. The present action is a final rulemaking which approves the Iowa lead SIP and amends the Code of Federal Regulations at Sections 52.820 and 52.827 for Iowa.

DATE: This approval is effective April 20, 1981.

ADDRESSES: Copies of the State submission, the public hearing minutes, the PRM, and the technical support memo which explains the rationale for EPA's approval of the Iowa lead SIP are available for public review at the following locations:

Environmental Protection Agency,
Region VII, Air, Noise and Radiation
Branch, 324 East 11th Street, Kansas
City, Missouri 64106

Public Information Reference Unit,
Environmental Protection Agency,
Room 2922, 401 M Street, SW,
Washington, D.C. 20460

The Office of the Federal Register, Room
8401, 1100 L Street, NW., Washington,
D.C. 20460

Iowa Department of Environmental
Quality, Henry A. Wallace Building,
900 East Grand, Des Moines, Iowa
50319

FOR FURTHER INFORMATION CONTACT:
Ken Greer at (816) 374-3791 or (FTS)
758-3791.

SUPPLEMENTARY INFORMATION:**I. Background**

On October 5, 1978, National Ambient Air Quality Standards (NAAQS) for lead were promulgated by the Environmental Protection Agency (EPA) (43 FR 46246). Both the primary and secondary standards were set at a level of 1.5 micrograms lead per cubic meter of air ($\mu\text{g lead}/\text{m}^3$), averaged over a

calendar quarter. As required by section 110(a)(1) of the Clean Air Act (the Act), within nine months after promulgation of a NAAQS each State is required to submit a State implementation plan (SIP) which provides for attainment and maintenance of the primary and secondary NAAQS within the State. The State of Iowa has developed and submitted a SIP for the attainment of the lead NAAQS. The SIP shows that all areas of the State of Iowa are presently, and will remain, in attainment of the lead NAAQS.

II. Description of Previous Actions Concerning Iowa Lead SIP**A. Basic Requirements**

The basic requirements for a SIP in general are outlined in Section 110(a)(2) of the Clean Air Act and EPA regulations at 40 CFR Part 51, Subpart B. These provisions require the submission of air quality data, emission inventory data, air quality modeling, a control strategy, a demonstration that the NAAQS will be attained within the time frame specified in the Clean Air Act, and provisions for ensuring maintenance of the NAAQS. Specific requirements for developing a SIP for lead are outlined in 40 CFR Part 51, Subpart E.

B. Description of SIP and PRM

A description of the Iowa lead SIP was discussed in the PRM published in the Federal Register on November 21, 1980 (45 FR 77052). Also, a discussion was presented in the PRM of the adequacy of the SIP submission, and a description of EPA's proposed actions. Except for minor deficiencies, the SIP met all of the EPA requirements for an approvable lead SIP. As explained in the PRM, the minor deficiencies were: (1) The Iowa SIP listed an attainment date in 1983. The attainment date should be October 31, 1982. EPA requested that Iowa submit to EPA a correction. (2) The Iowa SIP did not provide for review of new sources of lead locating in Iowa consistent with EPA guidance. The SIP did not demonstrate that all new sources of lead with potential lead emissions of 5 tons per year or more would be reviewed by the State before construction; nor did the SIP demonstrate that the permit review procedure would allow the public 30 days to review the State's proposed actions before the final approval/disapproval of new lead source permits. EPA requested that the State submit clarifying information to EPA. (3) The SIP states that most of the State ambient air sampling sites do not meet the currently proposed EPA siting criteria for lead ambient air monitoring (October

10, 1980—45 FR 67564). EPA requested that the State revise its lead monitoring system to conform to the lead ambient air monitoring siting criteria, and submit confirmation that the revisions have been made to EPA within nine months of the date that the final siting criteria rules for lead ambient air monitoring are published. (4) The SIP indicates that problems were encountered in the modeling of the two lead-acid battery plants in Iowa, and discrepancies were encountered between EPA emission factors and State stack-test information obtained at one of the lead-acid battery plants. The State committed in the SIP to do further modeling and additional monitoring around the lead-acid battery plants.

C. Information Submitted by Iowa

The State of Iowa submitted a letter to EPA on January 19, 1981 that provided information which corrected most of the minor deficiencies of the Iowa lead SIP. The State has submitted a change page for the SIP which correctly states that the attainment date for the lead NAAQS is October 31, 1982. The State also submitted information which clarifies the State's process of reviewing new lead source permits. The State explained that its recently revised review procedures for new air pollution sources authorize State review of all new lead sources of 5 tons lead emissions per year or greater, and allow for 30 days of public review of the State's actions on new lead source permits. The State is also in the process of revising its lead ambient air monitoring system to comply with EPA's siting criteria for lead monitoring. In addition, the State is in the process of doing additional modeling and monitoring around the lead-acid battery plants in the State, and a contract to do additional stack testing at one of these battery plants has been initiated.

III. Public Comments

No public comments were received by EPA during the 60-day public comment period.

EPA's Actions

EPA approves all parts except one of the Iowa lead SIP as adequate to attain and maintain the lead NAAQS in the State of Iowa. EPA takes no action at the present time on the section of the Iowa lead SIP which deals with review of permits for new sources of lead. As previously mentioned, Iowa has recently revised its procedures concerning review of permits for new air pollution sources. The State has provided assurances to EPA in a January 19, 1981

letter that all new sources of lead with potential lead emissions of 5 tons per year or more will be reviewed by the State before construction. The State also assured EPA that the permit review procedure will allow the public 30 days to review the State's proposed actions before the final approval/disapproval of new lead source permits. Since EPA has not taken final action on approving/disapproving Iowa's recently revised procedures concerning review of permits for new air pollution sources, EPA takes no action in this rulemaking concerning the issue of adequacy of Iowa's permit review procedures for new sources of lead. EPA's rulemaking on Iowa's new source review procedures and the adequacy of the review procedures concerning new lead sources will be published in the next few months.

Another EPA action is possible in the future concerning the Iowa lead SIP. If additional monitoring or modeling around the lead-acid battery plants in the State show exceedances of the lead NAAQS, the EPA will require the state to revise its lead SIP to bring the area into attainment of the lead NAAQS.

The Administrator's decision to approve or disapprove the Iowa lead SIP was based on the information received from the State and on a determination whether the SIP meets the requirements of Section 110(a)(2) of the Clean Air Act and 40 CFR Part 51, Requirements for Preparation, Adoption, and Submittal of State Implementation Plans.

Note.—The Office of Management and Budget has exempted this regulation from the OMB review requirements of Executive Order 12291 pursuant to section 8(b) of that Order.

Incorporation by reference of the State Implementation Plan for the State of Iowa was approved by the Director of the Office of the Federal Register on July 1, 1980.

(Sec. 110 and 301(a) of the Clean Air Act as amended (45 U.S.C. 7410) and 7601(a))

Dated: March 12, 1981.

Walter C. Barber,
Acting Administrator.

Title 40, Part 52, Subpart Q—Iowa, of the Code of Federal Regulations is amended to include the following:

(1) Section 52.820 is amended by adding paragraphs (c)(31) and (c)(36) as follows:

§ 52.820 Identification of plan.

* * * * *

(c) * * *

(31) The State of Iowa Lead State Implementation Plan was submitted on August 19, 1980 by the Director of the Department of Environmental Quality.

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(36) A letter was submitted dated January 19, 1981 by the Director of the Department of Environmental Quality which provided additional information concerning the Iowa Lead State Implementation Plan.

(2) Section 52.827 is amended by adding the pollutant "Lead" in a new column with the letter "g" in each row and with the footnote "g" inserted in proper order below the table as follows:

§ 52.827 Attainment dates for National Standards.

Air quality control region	Pollutant	
	* * *	Lead
Metropolitan Omaha-Council Bluffs Interstate:		
a. Council Bluffs.....		g.
b. Remainder of AQCR.....		g.
Metropolitan Sioux Falls Interstate:		
a. Sioux City.....		g.
b. Remainder of AQCR.....		g.
Metropolitan Dubuque Interstate:		
a. Dubuque.....		g.
b. Remainder of AQCR.....		g.
Metropolitan Quad Cities Interstate:		
a. Davenport.....		g.
b. Clinton.....		g.
c. Muscatine.....		g.
d. Remainder of AQCR.....		g.
Burlington-Keokuk Interstate:		
a. Keokuk.....		g.
b. Remainder of AQCR.....		g.
Northwest Iowa Intrastate:		
North Central Iowa Intrastate:		
a. Fort Dodge.....		g.
b. Mason City.....		g.
c. Remainder of AQCR.....		g.
Northeast Iowa Intrastate:		
a. Cedar Rapids.....		g.
b. Waterloo.....		g.
c. Remainder of AQCR.....		g.
Southwest Iowa Intrastate:		
South Central Iowa Intrastate:		
a. Des Moines.....		g.
b. Marshalltown.....		g.
c. Remainder of AQCR.....		g.
Southeast Iowa Intrastate.....		g.

* * * * *
g. October 31, 1982.

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[FR Doc. 81-8611 Filed 3-19-81; 8:45 am]
BILLING CODE 6560-38-M

40 CFR Part 52

[A-2-FRL 1783-5]

Approval and Promulgation of Implementation Plans; New Jersey

AGENCY: Environmental Protection Agency.

ACTION: Final rule related notice.

SUMMARY: EPA, under the provisions of a federal regulation promulgated at 40 CFR 52.1601(b), requires the State of New Jersey to submit a copy of the permit application for specific coal conversions, together with an air quality

analysis employing methodology acceptable to EPA. On January 30, 1981 the New Jersey Department of Environmental Protection submitted a permit and an air quality analysis for the conversion from oil to coal at unit 7 of Public Service Electric and Gas Company's Burlington generating station located in Burlington, New Jersey. EPA has reviewed the impact of the proposed conversion and determined on the basis of the air quality modeling results that the proposed coal conversion will not interfere with the attainment or maintenance of air quality standards and will not cause any Prevention of Significant Deterioration (PSD) increment to be exceeded.

FOR FURTHER INFORMATION CONTACT: William S. Baker, Chief, Air Programs Branch, Environmental Protection Agency, Region II, 26 Federal Plaza, Rm. 1005, New York, New York 10278, (212) 264-2517.

Note.—The Office of Management and Budget has exempted this regulation from the OMB review requirements of Executive Order 12291 pursuant to Section 8(b) of that Order. (Secs. 110 and 301 of the Clean Air Act, as amended (42 U.S.C. 7410, 7601))

Dated: March 6, 1981.

Charles S. Warren,
Regional Administrator, Environmental Protection Agency.

[FR Doc. 81-6098 Filed 3-19-81; 8:45 am]
BILLING CODE 6560-38-M

40 CFR Part 162

[AS FRL 1781-1]

Deferral of Effective Dates; Correction

AGENCY: Environmental Protection Agency.

ACTION: Notice of deferral of effective dates; correction.

SUMMARY: This notice amends the Federal Register notice of February 12, 1981 (46 FR 11972) and corrects the effective date of certain EPA regulations issued pursuant to FIFRA to reflect a statutory provision allowing a specified time period for a Congressional Resolution of disapproval. The listed FIFRA regulations will not take effect until a notice announcing a specific effective date is published in the Federal Register.

FOR FURTHER INFORMATION CONTACT: Faith Halter, Special Assistant to the General Counsel, Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460, 202-755-0709.

SUPPLEMENTARY INFORMATION: In the 1978 amendments to the Federal