

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).)

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations, and Incorporation by reference.

Authority: Sec. 110(a) and 301(a) of the Clean Air Act, as amended (42 U.S.C. 7410(a) and 7601(a)).

Note: Incorporation by reference of the State Implementation Plan for the State of New Hampshire was approved by the Director of the Federal Register on July 1, 1982.

Dated: September 21, 1984.

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 EE—New Hampshire

1. Section 52.1520, paragraph (c) is amended by adding paragraph (32) as follows:

§ 52.1520 Identification of plan.

(c) (32) A revision submitted on December 22, 1983 which requires Markem Corporation to install an incinerator. The installation of the incinerator must be completed by July 1, 1985.

2. Section 52.1524 paragraph (a) is amended by adding the following:

§ 52.1524 Compliance schedules.

(a) Source: Markem Corporation. Location: Keene, NH. Regulation involved: No. 1204.05. Date of adoption: February 10, 1984. Effective Date: February 19, 1981. Final Compliance Date: July 1, 1985.

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40 CFR Part 52

[Region II, Docket No. 38; A-2-FRL-2681-7]

Approval and Promulgation of Implementation Plans; Revision to the Commonwealth of Puerto Rico Implementation Plan

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: This notice announces that the Environmental Protection Agency is approving under the provisions of the Clean Air Act a request from the Commonwealth of Puerto Rico to revise its Implementation Plan. This approval has the effect of allowing either of two boilers operated by Bristol Alpha Corporation to burn fuel oil with a sulfur content of 2.50 percent, by weight.

EFFECTIVE DATE: This action is effective on November 26, 1984 unless notice is received within 30 days of today that someone wishes to submit adverse or critical comments.

ADDRESSES: A copy of the Commonwealth of Puerto Rico's submittal, EPA's review of this material and comments received during EPA's public comment period are available for public inspection during normal business hours at the following locations:

Environmental Protection Agency, Air Programs Branch, Room 1005, Region II Office, 26 Federal Plaza, New York, New York 10278

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

Office of Federal Register, Room 8401, 1100 L Street, NW., Washington, D.C. 20408

Environmental Quality Board, P.O. Box 11488, Santurce, Puerto Rico 00902-0792

All comments dealing with the sulfur assignment for the Bristol Alpha Corporation should be addressed to: Richard T. Dewling, Acting Regional Administrator, Environmental Protection Agency, Region II Office, 26 Federal Plaza, New York, New York 10278.

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

SUPPLEMENTARY INFORMATION:

Background

On October 20, 1983 (48 FR 48665) the Environmental Protection Agency (EPA) approved a revision to the Puerto Rico

Implementation Plan concerning fuel oil sulfur content limitations (known as "sulfur assignments") applicable to 78 sources.

This action approved sulfur assignments of 2.50 and 1.94 percent, by weight, at two identical boilers at the Bristol Alpha Corporation. On May 30, 1984, the Puerto Rico Environmental Quality Board (EQB) wrote to request a further revision to its Implementation Plan to allow 2.50 percent sulfur content fuel to be burned in either (but not both) of Bristol Alpha's boilers. EQB pointed out that, on December 28, 1981, it had approved an amendment to Bristol Alpha's permit reflecting this change and prohibiting Bristol Alpha from operating both boilers simultaneously. A copy of the current permit was included with EQB's May 30, 1984 plan revision request.

As a result of EQB's original plan revision request, it was demonstrated that the operation of both boilers at Bristol Alpha using 2.50 and 1.94 percent sulfur content fuel oil would not violate ambient air quality standards or Prevention of Significant Deterioration increments. Since Puerto Rico's May 30, 1984 request would permit the use of 2.50 percent sulfur content fuel oil at only one boiler at a time, its impact on air quality would be less than the impact already found by EPA to be approvable. Therefore, EPA is approving Puerto Rico's current Implementation Plan revision request.

This notice is issued as required by Section 110 of the Clean Air Act, as amended. The Administrator's decision regarding approval of this proposed SIP revision was based on its meeting the requirements of Section 110 of the Clean Air Act and 40 CFR 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 today's date. 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.

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

Under Section 307(b)(1) of the Clean Air Act, judicial review of this action is available only by the filing of a petition

for review 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).)

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 (46 FR 8709). The attached rule constitutes a SIP approval under Section 110 within the terms of the January 27 certification. This action only approves an action by the Commonwealth of Puerto Rico. It imposes no new requirements.

List of Subjects in 40 CFR Part 52

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

(Sec. 110 and 301, Clean Air Act, as amended (42 U.S. 7410 and 7601))

Dated: September 21, 1984

William D. Ruckelshaus,
Administrator, Environmental Protection Agency.

Note.—Incorporation by reference of the Implementation Plan for the Commonwealth of Puerto Rico was approved by the Director of the Federal Register on July 1, 1982.

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 BBB—Puerto Rico

1. Section 52.2720 is amended by adding new paragraph (c)(31) as follows:

§ 52.2720 Identification of plan.

(c) * * * * *
(31) Revision submitted on May 30, 1984 by the Commonwealth of Puerto Rico's Environmental Quality Board which establishes fuel oil sulfur content limitations (known as "sulfur assignments") applicable to the Bristol Alpha Corporation.

[FR Doc. 84-25846 Filed 9-28-84; 8:45 am]
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40 CFR Part 52

[EPA Action MO 1586; A-7-FRL-2682-5]

Approval and Promulgation of the Missouri State Implementation Plan

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rulemaking.

SUMMARY: The Missouri Department of Natural Resources submitted their Air Quality Monitoring Plan and requested that it be approved as part of the Missouri State Implementation Plan (SIP) in a letter dated June 6, 1984. The monitoring plan describes the methods used to measure levels of air pollution and reporting procedures for their air quality surveillance network. EPA has determined that the Missouri Air Quality Monitoring Plan meets all of EPA's requirements.

At this time, EPA is publishing a correction and clarification of a notice published on May 22, 1981 (46 FR 27933), pertaining to the Missouri SIP. The section of the notice that amends Title 40 of the Code of Federal Regulations 52.1320(C)(27) was in error. The sentence, "Definitions and amended start-up, shutdown and malfunction provisions in Rules 10 CSR 10-2.030, 10-3.050, 10-3.060, 10-3.080, 10-4.030, 10-4.040 and 10-4.050," should read as "Definitions and amended start-up, shutdown and malfunction provisions in Rules 10 CSR 10-2.030, 10-3.050, 10-3.060, 10-3.080, 10-4.030, 10-4.040 and 10-5.050."

EFFECTIVE DATE: This action will be effective November 26, 1984 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: A copy of the State's submission is available for review at the following addresses:

Environmental Protection Agency,
Region VII, Air Branch, 324 East 11th Street, Kansas City, Missouri 64106
Missouri Department of Natural Resources, 1101 Rear Southwest Blvd., Jefferson City, Missouri 65102
Environmental Protection Agency,
Public Information Reference Unit, 401 M Street, SW., Washington, D.C. 20460

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

Written comments should be sent to: Jane C. Johnson, Environmental Protection Agency, Region VII, Air Branch, 324 East 11th Street, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Jane C. Johnson at the above address or call (816) 374-3791, (FTS) 758-3791.

SUPPLEMENTARY INFORMATION: Federal regulations concerning ambient air quality surveillance require states to submit plans providing for the establishment and operation of ambient air monitors. The Missouri Air Quality Monitoring Plan provides for a

monitoring network that uses acceptable monitoring methods, provides for quality assurance, and provides for location of monitors according to EPA siting criteria. The Plan specifies the monitoring stations to be operated during emergency air pollution episodes, provides for annual review of the system, and provides for availability of the network description and procedures upon request. The Missouri Air Quality Monitoring Plan satisfies the requirements of 40 CFR 52.20, Air Quality Surveillance: Plan Content.

Action

EPA approves this submission as a revision to the Missouri SIP. EPA believes this action is noncontroversial and is approving it without prior proposal. The public is advised that this action is effective November 26, 1984 unless we receive written notice within 30 days from the date of publication that someone wishes to submit adverse or critical comments. In such case, this action will be withdrawn and rulemaking will commence again by announcing a proposal of this action and establishing a comment period.

Under section 307(b)(1) of the Clean Air Act, as amended, judicial review of this action is available only by the filing of a petition for review 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.

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

Under 5 U.S.C. 605(b), I have certified that SIP approvals do not have a significant economic impact on a substantial number of small entities.

Incorporation by reference of the State Implementation Plan for the State of Missouri was approved by the Director of the Office of the Federal Register on July 1, 1982.

This notice of final rulemaking is issued under the authority of section 110 of the Clean Air Act, as amended, August 1977 (42 U.S.C. 410).

List of Subjects in 40 CFR Part 52

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