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Title 18. Environmental Conservation, Chapter 52. Emissions Inspection and Maintenance Requirements for Motor Vehicles (5/31/85)**§ 52.76 [Removed]**

- 4. Part 52 is amended by removing § 52.76 Control Strategy: Carbon Monoxide. Section to be held in reserve.

§§ 52.85-52.93 [Removed]

- 5. Part 52 is amended by removing §§ 52.85 Traffic Flow Improvements;

52.86 Management of parking supply; 52.87 Idling limitations; 52.88 Inspection/Maintenance program; 52.89 Air bleed to intake manifold retrofit; 52.90 Oxidizing catalyst retrofit; 52.91 Exhaust gas recirculation-air bleed retrofit; 52.92 Central business district access limitations; and 52.93 Monitoring transportation trends. Sections to be held in reserve.

[FR Doc. 86-20030 Filed 9-12-86; 8:45 am]

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40 CFR Parts 52 and 81

[A-7-FRL-3065-7]

Revision to State Implementation Plans; State of Nebraska

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rulemaking.

SUMMARY: On November 1, 1985, EPA proposed to approve a State Implementation Plan (SIP) revision for the Omaha, Nebraska, carbon monoxide (CO) nonattainment area and a request for redesignation of Omaha to attainment of the CO standard. No comments were received concerning EPA's proposal. Today's rule takes final action to approve the Omaha CO SIP and the redesignation request.

EFFECTIVE DATE: This action is effective October 15, 1986.

ADDRESSES: Copies of the State submission are available for review during normal business hours at the following locations: Environmental Protection Agency, Region VII, Air Branch, 726 Minnesota Avenue, Kansas City, Kansas 66101; Nebraska Department of Environmental Control, Air Quality Division, P.O. Box 94877 State House Station, 301 Centennial Mall South, Lincoln, Nebraska 68509; and the Metropolitan Area Planning Agency, 2222 Cumming Street, Omaha, Nebraska 68102.

FOR FURTHER INFORMATION CONTACT: Mary C. Carter at (913) 236-2893, FTS 757-2893.

SUPPLEMENTARY INFORMATION: On April 12, 1985, EPA received a SIP revision from the State of Nebraska to meet the requirements of Part D and section 110 of the Clean Air Act. On February 22, 1985, the State also requested redesignation of Omaha to attainment of the CO standard.

The SIP indicates that violations of the CO standard in 1982 were caused by traffic congestion due to bridge construction in the vicinity of the monitor. Circumstances surrounding the

period of the violations support this position as follows. First, the highest monitored CO levels began in July rather than during the normal winter CO season. Second, the high CO levels did not occur before or after the period of construction. Third, the problem was localized in the vicinity of the construction. Finally, the violations began on July 14 and ended on November 18, while the construction began on July 11 and ended on November 19. There has only been one exceedance of the standard since that time.

A modeling analysis using 1982 data predicted attainment by 1984. The highest predicted CO level was 8.6 parts per million (ppm) at the 72nd and Dodge receptor. (The CO standard is 9 ppm, eight-hour average.) Two additional scenarios were modeled to ensure future compliance. Both scenarios show continued improvement in Omaha's air quality and maintenance of the CO standard for the years 1987 and 2000. A contingency plan included in the SIP gives additional measures which will be implemented if the standard is not maintained.

An evaluation of the plan by EPA found that it met the requirements of Part D and section 110 of the Clean Air Act. The plan includes transportation control measures (street improvements and traffic signalization improvements) and the Federal Motor Vehicle Control Program and demonstrates attainment of the CO standard before the end of 1984 with maintenance modeled through the year 2000. Current monitoring data indicate that the area has attained the CO standard.

For a more detailed discussion of the plan elements, see the proposed rulemaking of November 1, 1985 (50 FR 45630). No comments were received in response to the proposed rulemaking. Approval will remove the construction ban on stationary sources of CO for Omaha which was imposed in July 1979.

Indirect Source Review

The Nebraska SIP for Omaha demonstrates expeditious attainment and continued maintenance of the CO standard without the use of the indirect source review program in the control strategy. On November 1, 1985 (50 FR 45630), EPA proposed to approve the deletion of the indirect source review program for the Omaha area.

Omaha Redesignation Request

On February 22, 1985, the State of Nebraska requested redesignation of the Omaha CO nonattainment area to attainment based on eight consecutive quarters of monitored air quality data. A

modeling analysis submitted with the April 12, 1985, Omaha SIP demonstrates attainment of the CO standard by 1984 with maintenance modeled for the years 1987 and 2000.

Action: (1) EPA approves the Omaha CO revision to the Nebraska SIP; (2) EPA approves the revocation and deletion from the Nebraska SIP of indirect source review rules as they pertain to Omaha; and (3) EPA approves the redesignation of Omaha to attainment of the CO standard.

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 November 14, 1986. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

List of Subjects

40 CFR Part 52
Air pollution control, Carbon monoxide.

40 CFR Part 81
Air pollution control, National Parks, Wilderness areas.

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

Dated: July 21, 1986.

Lee M. Thomas,
Administrator.

PART 52—[AMENDED]

Part 52 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart CC—Nebraska

1. The authority citation for Part 52 continues to read as follows:
Authority: 42 U.S.C. 7401-7642.

2. Section 52.1420 is amended by adding a new paragraph (c)(33) to read as follows:

§ 52.1420 Identification of plan.

(c) The plan revisions listed below were submitted on the dates specified.

(33) A State Implementation Plan revision to provide for attainment of the carbon monoxide standard in Omaha was submitted by Governor Kerrey on April 3, 1985. Action was also taken to delete review requirements for complex

sources of air pollution in Omaha; see paragraph (c)(32) above.

(i) *Incorporation by reference.*
(A) An RFP curve from page 27 of the Carbon Monoxide State Implementation Plan for Omaha, Nebraska, dated January 18, 1985.

(ii) *Additional material.*
(A) Narrative submittal entitled "Carbon Monoxide State Implementation Plan for Omaha, Nebraska", including an attainment demonstration.

(B) Emission Inventory for carbon monoxide sources.

PART 81—[AMENDED]

Part 81 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

3. The authority citation for Part 81 continues to read as follows:

Authority: 42 U.S.C. 7401-7642.

4. Section 81.328 is amended by revising the entry for Lincoln in the table labeled "Nebraska—CO" to read as follows:

* * * * *

§ 81.328 Nebraska.

NEBRASKA—CO		
Designated area	Does not meet primary standards	Cannot be classified or better than national standards
City of Lincoln.....	X	
Remainder of State.....		X

* * * * *

[FR Doc. 86-18878 Filed 9-12-86; 8:45 am]
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40 CFR Part 60

[A-4-FRL-3079-9]

Standards of Performance for New Stationary Sources; Delegation of Additional Standards to Florida

AGENCY: Environmental Protection Agency.
ACTION: Delegation of authority.

SUMMARY: On May 23, 1986, the Florida Department of Environmental Regulation requested that EPA delegate to the State the authority to implement and enforce EPA's new source performance standards (NSPS) for five additional categories of air pollution sources (listed below under "Supplemental Information"). Since EPA's review of pertinent Florida laws, rules, and regulations showed them to