

Tokola for the Coast Guard to establish this safety zone was not made until 29 June 1989, and the requested dates of the closure were not established until 7 July 1989, only thirty-one (31) days prior to the scheduled closure. Publishing an NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to prevent the danger and hazard to navigation to both commercial and pleasure craft posed by the location of barges, anchors, anchor cables and other construction equipment across much of the river during the replacement of the bridge span. However, the Coast Guard has notified and solicited comments from the local maritime industry and the boating public by letters, phone calls and press releases. Also, no wake can be tolerated during certain phases of the installation.

Drafting Information. The drafters of this regulation are CDR W. L. Loveland, project officer for the Captain of the Port, and LT Deborah K. Schram, project attorney, Thirteenth Coast Guard District Legal Office.

Discussion of Regulation. The circumstances requiring this regulation will begin at 0800 on 8 August 1989 and conclude by 0800 on 11 August 1989. During this period, a contractor will be replacing the swing span of the Burlington Northern Railroad Bridge 5.1 at River Mile 6.9 of the Willamette River with a lift span which is intended to enhance river navigation. The replacement of the span will require the location of barges, anchors, anchor cables and other construction equipment across much of the river. The existing swing span is to be removed and towed to a temporary storage location. The new lift span will be towed from its present location at the Riedel facilities and lifted into position. No wake can be tolerated during certain phases of the installation. Therefore, since such equipment would pose a danger and hazard to navigation to both commercial and pleasure craft, and traffic would interfere with the span installation, the river will be closed to all traffic at mile 6.9 for some or all of the 72-hour period.

This regulation is issued pursuant to 33 USC 1225 and 1231 as set out in the authority citation for all of Part 165.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Security measures, Vessels, Waterways.

Regulation

In consideration of the foregoing, Subpart C of Part 165 of Title 33, Code of Federal Regulations, is amended as follows:

PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5, 49 CFR 1.46

2. A new § 165.T1304 is added to read as follows:

§ 165.T1304 Safety Zone: Willamette River Mile 6.9.

(a) *Location.* The following area is a safety zone: The Willamette River in the vicinity of River Mile 6.9 from a position 200 yards downstream of the Burlington Northern Railroad Bridge 5.1 to a position 200 yards upstream of the Burlington Northern Railroad Bridge 5.1.

(b) *Regulations.* In accordance with the general regulations in Sec. 165.23 of this part, entry into this zone is prohibited unless authorized by the Captain of the Port.

(c) *Effective date.* This regulation becomes effective at 0800, 8 August 1989. It terminates at 0800, 11 August 1989, unless terminated sooner by the Captain of the Port.

Dated: July 24, 1989.

J.W. Calhoun,

Captain, U. S. Coast Guard, Captain of the Port.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 60 and 61

[FRL-3526-9]

Addenda to Delegation Agreements for New Source Performance Standards (NSPS) Program; the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This notice announces addition of certain addenda to the delegation agreements of the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas for implementation and enforcement of New Source Performance Standards (NSPS). The addenda explain that these States do not have delegated authority to implement and enforce Subpart AAA—Standards of Performance for New Residential Wood Heaters, even though they have otherwise received automatic authority (either full or partial) with respect to the NSPS program. The Environmental Protection Agency (EPA) also revises 40 CFR Part

60, § 60.4 and 40 CFR Part 61, § 61.04 to reflect the correct addresses for the EPA Region 6 Office and the State and local agencies named above.

EFFECTIVE DATE: July 27, 1989.

ADDRESSES: The related materials in support of this action may be requested by writing to the following address: Chief, SIP New Source Section (6T-AN), Air Programs Branch, U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202.

FOR FURTHER INFORMATION CONTACT: Mr. J. Behnam, P.E. SIP New Source Section, Air Programs Branch, United States Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202, telephone (214) 655-7214.

SUPPLEMENTARY INFORMATION: Under section 111(c)(1) of the Clean Air Act, any state may develop and submit to the Administrator a procedure for implementing and enforcing standards of performance for new sources located in such state. If the Administrator determines that the procedures for implementing and enforcing the standards are adequate, the Federal authority may be delegated to the State. To facilitate this process, the EPA Region 6 Office has entered into agreements with certain states for "automatic" delegation of authority for new subparts of the NSPS. The automatic delegation mechanism allows the States to assume the responsibility for the NSPS without a written request and further qualification approval from the EPA.

The EPA promulgated Subpart AAA—Standards of Performance for New Residential Wood Heaters on February 26, 1988 (53 FR 5860). Under this rulemaking, the EPA decided that a centralized program operated by EPA's staff in Washington, D.C., and Research Triangle Park, North Carolina, is the most efficient and effective way to meet the Agency's responsibilities for certifying wood heater testing laboratories, conducting emission audit testing, and making applicability determinations. However, this rulemaking indicated that the EPA is amenable to delegate to the State and local agencies the authority to conduct inspections at retail outlets to verify that appliances affected by this regulation are in compliance. This includes, but not necessarily is limited to, inspections to ensure that the labeling requirements have been met and that all wood heaters in a given model line conform to the dimensions (for specified parameters within stated tolerances) and materials of the wood heater submitted for

certification testing as required in § 60.533(k).

The Region 6 States have notified the Regional Office that they do not wish to receive delegated authority for implementation and enforcement of the applicable portion of Subpart AAA as discussed above. After reviewing the States' requests, the EPA has decided to exclude NSPS Subpart AAA from the States' delegation agreements. Therefore, this notice notifies the public that the States located in Region 6 do not have authority (either partial or full) to implement and enforce Subpart AAA—Standards of Performance for New Residential Wood Heaters. The affected States are Arkansas, Louisiana, New Mexico, Oklahoma, and Texas. The EPA has retained authority for implementation and enforcement of this subpart.

This notice also advises the public that the EPA is amending 40 CFR Part 60, § 60.4 and 40 CFR Part 61, § 61.04. These amendments are necessary to correct and update the mailing addresses for the EPA Region 6 Office and the State and local agencies named in this notice.

Any inquiries or questions concerning implementation and enforcement of NSPS Subpart AAA for the sources located in the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas should be directed to the EPA Region 6 Office, 1445 Ross Avenue, Dallas, Texas 75202. The telephone inquiries should be directed to (214) 655-7220 for technical and enforcement questions, and (214) 655-7214 for delegation of authority issues.

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

This delegation addendum is issued under the authority of section 111(c) of the Clean Air Act, as amended [42 U.S.C. 7411(c)].

List of Subjects in 40 CFR Parts 60 and 61

Air pollution control, Carbon monoxides, Particulate matter and sulfur dioxides.

Dated: July 27, 1989.

Joseph D. Winkle,
Acting Regional Administrator.

PART 60—[AMENDED]

Title 40, Parts 60 and 61 of the Code of Federal Regulations is amended as follows:

1. The authority citation for Part 60 continues to read as follows:

Authority: 42 U.S.C. 7401, 7411, 7414, 7601.

2. Section 60.4 is amended by revising the Region VI address in paragraph (a), by revising paragraphs (b)(E), (b)(T), (b)(GG) and (b)(LL)(i) to read as follows:

§ 60.4 Address.

(a) * * *

Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas); Director; Air, Pesticides, and Toxics Division; U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202.

(b) * * *

(E) State of Arkansas: Chief, Division of Air Pollution Control, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, P.O. Box 9583, Little Rock, Arkansas 72209.

(T) * * *

(T) State of Louisiana: Program Administrator, Air Quality Division, Louisiana Department of Environmental Quality, P.O. Box 44096, Baton Rouge, Louisiana 70804.

(GG) * * *

(GG) State of New Mexico: Director, New Mexico Environmental Improvement Division, Health and Environment Department, 1190 St. Francis Drive, Santa Fe, New Mexico 87503.

(LL) * * *

(i) Oklahoma City and County: Director, Oklahoma City-County Health Department, 921 Northeast 23rd Street, Oklahoma City, Oklahoma 73105.

PART 61—[AMENDED]

1. The authority citation for Part 61 continues to read as follows:

Authority: 42 U.S.C. 7401, 7411, 7414, 7601.

2. Section 61.04 is amended by revising the Region VI address in paragraph (a), and by revising paragraphs (b)(E), (b)(T), (b)(GG), and (b)(LL)(i) to read as follows:

§ 61.04 Address.

(a) * * *

Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas); Director; Air, Pesticides, and Toxics Division; U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202.

(b) * * *

(E) State of Arkansas: Chief, Division of Air Pollution Control, Arkansas Department of Pollution Control and Ecology, 8001 National Drive, P.O. Box 9583, Little Rock, Arkansas 72209.

(T) State of Louisiana: Program Administrator, Air Quality Division, Louisiana Department of Environmental Quality, P.O. Box 44096, Baton Rouge, Louisiana 70804.

(GG) State of New Mexico: Director, New Mexico Environmental Improvement Division, Health and Environment Department, 1190 St. Francis Drive, Santa Fe, New Mexico 87503.

(LL) * * *

(i) Oklahoma City and County: Director, Oklahoma City-County Health Department, 921 Northeast 23rd Street, Oklahoma City, Oklahoma 73105.

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GENERAL SERVICES ADMINISTRATION

41 CFR Part 101-47

Disposal of Surplus Federal Real Property

AGENCY: Federal Property Resources Service, GSA.

ACTION: Final rule.

SUMMARY: The General Services Administration is amending the illustration referenced in § 101-47.4911 of the regulations concerning the disposal of surplus Federal real property to incorporate the provisions of Pub. L. 100-77 as amended by Pub. L. 100-628, with regard to congressional oversight of negotiated sales. Public Sales 100-77, as amended by Pub. L. 100-628, amends the Federal Property and Administrative Services Act of 1949, as amended.

EFFECTIVE DATE: August 8, 1989.

FOR FURTHER INFORMATION CONTACT: Majorie L. Lomax, Director, Policy and Planning Division, Office of Real Estate Policy and Sales, Federal Property Resources Service, GSA, (202) 535-7052.

Authority: (Sec. 205(c), 6s Stat. 390 (40 U.S.C. 480(c))

Dated: July 28, 1989.

Earl E. Jones,
Commissioner, Federal Property Resources Service.

[FR Doc. 89-18501 Filed 8-7-89; 8:45 am]

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