

be submitted by the State air pollution control agency rather than under the Governor's signature and need not be subjected to public hearing.

The Section VIII and Regulation VIII revisions demonstrate that the TACB has adequately provided for the monitoring of pollution levels and to take abatement action as may be necessary to prevent the occurrence of pollution levels which could endanger public health and welfare. They fulfill the requirements listed in 40 CFR 51.16 (b) and (d) Prevention of air pollution episodes and 40 CFR Part 51, Appendix L Example Regulations for Prevention of Air Pollution Emergency Episodes.

**DATE:** This action will be effective on December 6, 1982 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

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

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

Environmental Protection Agency, Public Information Reference Unit, EPA Library Rm. 2404, 401 M Street SW., Washington, D.C. 20460

Environmental Protection Agency, Region 6, Air Branch, 1201 Elm Street, Dallas, Texas 75270

Texas Air Control Board, 6330 Hwy. 290 East, Austin, Texas 78723

**FOR FURTHER INFORMATION CONTACT:**

Kathryn M. Griffith, State Implementation Plan Section, Environmental Protection Agency, Region 6, Air and Waste Management Division, Air Programs Branch, 1201 Elm Street, Dallas, Texas 75270, (214) 767-2742.

**SUPPLEMENTARY INFORMATION:** On May 18, 1982, the TACB, in accordance with 40 CFR 51.6(c), submitted an administrative revision for Section VIII (Texas Air Pollution Emergency Episode Contingency Plan). Applicable SIP revision requirements are set forth in 40 CFR 51.6. In accordance with § 51.6(c), "the plan may be revised from time to time consistent with the requirements applicable to implementation plans under this part." Prior to submitting this administrative revision, the Governor had submitted a revision to Section VIII on the June 30, 1975. However, EPA has not, to date, acted on the June 30, 1975 submittal.

Since the May 18, 1982 submittal differs substantially from the June 30, 1975 submittal, EPA has reviewed the May 18, 1982 submittal in its entirety

and considers it to supersede the June 30, 1975 submittal.

EPA also reviewed TACB's Regulation VIII (Control of Air Pollution Episodes) which was submitted by the Governor on June 30, 1975 along with a certification that a public hearing was held as required by 40 CFR 51.4(b). On December 29, 1981, TACB submitted an administrative update for Regulation VIII which changed the rule numbers and a few words. The submittal does not change the content of Regulation VIII, therefore, EPA is also adopting this submittal to conform with the States' new numbering system.

Section VIII and Regulation VIII are interdependent, and as such, were reviewed together. EPA developed an evaluation report<sup>1</sup> which is based on the requirements established in 40 CFR 51.16 (b) and (d) Prevention of air pollution episodes and 40 CFR Part 51, Appendix L Example Regulations for Prevention of Air Pollution Emergency Episodes. This evaluation report is available for inspection during normal business hours at the EPA Region 6 Office and the other addresses listed above.

Because EPA considers today's action noncontroversial and routine, we are approving it today without prior proposal. The action will become effective on December 6, 1982. However, if we receive notice within 30 days that someone wishes to submit critical comments, then EPA will publish: (1) A notice that withdraws the action, and (2) a notice that begins a new rulemaking by proposing the action and establishing a comment period.

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

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 December 6, 1982. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

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

**List of Subjects in 40 CFR Part 52**

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead,

<sup>1</sup>EPA Review of Texas' State Implementation Plan Revisions for Section VIII (Texas Air Pollution Emergency Episode Contingency Plan) and Regulation VIII (Control of Air Pollution Episodes)

Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

**Note.**—Incorporation by reference of the State Implementation Plan for the State of Texas was approved by the Director of the Federal Register on July 1, 1982. (Sec. 110; Clean Air Act, as amended, 42 U.S.C. 7210)

Dated: October 1, 1982.

Anne M. Gorsuch,  
Administrator.

**PART 52 [AMENDED]**

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

**Subpart SS—Texas**

In § 52.2270, (c) is amended by adding subparagraph (42) as follows:

**§ 52.2270 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

(42) An administrative revision for Section VIII (Texas Air Pollution Emergency Episode Contingency Plan) and a revision to Regulation VIII (Control of Air Pollution Episodes) was submitted by the TACB on May 18, 1982 and December 29, 1981, respectively.

[FR Doc. 82-27571 Filed 10-6-82; 8:45 am]

**BILLING CODE 6560-50-M**

**40 CFR Parts 52 and 81**

**[A-10-FRL 2200-5]**

**Revision to Oregon State Implementation Plan**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** This rulemaking addresses State Implementation Plan (SIP) revisions submitted by the State of Oregon Department of Environmental Quality (DEQ) pursuant to the requirements of Part D of the 1977 Clean Air Act (hereinafter referred to as the Act) and revises nonattainment area boundaries pursuant to paragraph 107(d) of the Act. In today's action, EPA is approving the carbon monoxide (CO) and ozone (O<sub>3</sub>) attainment plans for the Portland nonattainment area. EPA is also approving the revisions to the Portland CO nonattainment area boundary.

**EFFECTIVE DATE:** October 7, 1982.

**ADDRESSES:** Copies of the materials relevant to the SIP may be examined during normal business hours at:

Central Docket Section (10A-82-7).  
West Tower Lobby, Gallery I.  
Environmental Protection Agency, 401  
M Street SW., Washington, D.C. 20460  
Air Programs Branch, M/S 532,  
Environmental Protection Agency,  
Region 10, 1200 Sixth Avenue, Seattle,  
WA 98101

State of Oregon, Department of  
Environmental Quality, Yeon Building,  
522 SW. Fifth, Portland, OR 97207

Copy of the State's Submittal may be  
Examined at: The Office of Federal  
Register, 1100 L Street NW., Room 8401,  
Washington, D.C.

**FOR FURTHER INFORMATION CONTACT:**

Loren C. McPhillips, Air Programs  
Branch, M/S 532, Environmental  
Protection Agency, 1200 Sixth Avenue,  
Seattle, WA 98101, Telephone No. (206)  
442-7369, FTS. 399-7369.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

On July 20, 1982, the State of Oregon  
DEQ officially submitted the 1982  
Portland CO and O<sub>3</sub> SIP revisions to  
EPA. This submittal also contained a  
revision to the CO nonattainment  
boundary which substantially reduces  
the size of the nonattainment area. On  
July 21, 1982 (47 FR 31586) EPA proposed  
to approve these plans with the  
understanding that the draft plan, on  
which the proposal was based, was  
substantially the same as the official  
submittal. EPA has determined that the  
draft and official SIP revisions were  
substantially the same and is today  
approving the Portland CO and O<sub>3</sub> SIP  
revisions. Additional background  
information on today's rulemaking can  
be found in the July 21, 1982 Federal  
Register (47 FR 31586).

**II. Response to Comments**

A 30-day public comment period was  
provided on the proposed rulemaking.  
No comments were received.

**III. Plan Review**

The general requirements for the CO  
and O<sub>3</sub> SIPs are described in the Federal  
Register published on January 22, 1981  
(46 FR 7182). EPA reviewed the SIP in  
accordance with those requirements and  
developed a technical support document  
for each plan which briefly describes  
EPA's conclusions regarding each SIP  
requirement and its approvability. Both  
plans meet all technical and policy  
requirements contained in the January  
22, 1981 Federal Register.

In general, the CO and O<sub>3</sub> SIPs call for  
expeditious attainment of National  
Ambient Air Quality Standards

(NAAQS) and require reasonable  
further progress (RFP). Both SIPs include  
contingency plans to be implemented in  
the event that RFP is in jeopardy. The  
principal control measure in both SIPs is  
a mandatory I/M program which has  
been operating in Portland since 1975. A  
more detailed description of the CO and  
O<sub>3</sub> SIPs and their adoption can be found  
in the July 21, 1982 Federal Register.

**IV. CO Boundary Redesignation**

Based upon new monitoring and  
modeling data submitted in the plan, the  
State requested EPA to revise, pursuant  
to Section 107 of the Act, the Portland  
CO nonattainment boundary. The  
existing boundary includes the entire  
interstate air quality maintenance area.  
The new boundary is limited to the  
general downtown Portland area and is  
defined as the area enclosed by the west  
bank of the Willamette River, the  
Broadway Bridge and Broadway ramp,  
Hoyt Street, I-405 (the Stadium  
Freeway) and the Marquam Bridge.

**V. Summary of Rulemaking Action**

1. EPA approves the Portland CO  
attainment plan submitted by the DEQ  
pursuant to Part D requirements. This  
plan approval includes the extension of  
the attainment date for CO to December  
31, 1985.

2. EPA approves the Portland O<sub>3</sub>  
attainment plan including an extension  
of the attainment date to December 31,  
1987.

3. EPA approves the CO  
nonattainment boundary for Portland  
pursuant to Section 107 of the Act.

Under Executive Order 12291, today's  
action is not "Major." 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 Clean  
Air Act, judicial review of this section  
must be filed in the United States Court

of Appeals for the appropriate circuit by  
December 6, 1982. 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, Ozone, Carbon  
monoxide; Intergovernmental relations.

*40 CFR Part 81*

Air pollution control, National parks,  
Wilderness areas.

(Secs. 107(d) and 171 through 173, Clean Air  
Act, as amended (42 U.S.C. 7407(d), 7410(a),  
7501 through 7503, and 7601(a)))

Dated: October 1, 1982.

Anne M. Gorsuch,

Administrator.

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

**PART 52 [AMENDED]**

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

**Subpart MM—Oregon**

1. In § 52.1970, paragraph (c)(55) is  
added as follows:

**§ 52.1970 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

(55) On July 20, 1982 the State of  
Oregon Department of Environmental  
Quality submitted: (i) Carbon monoxide  
(CO) and ozone (O<sub>3</sub>) attainment plans  
for Portland which build upon those  
plans submitted in June 1979 and (ii) a  
request to extend the Portland CO and  
O<sub>3</sub> attainment dates to December 31,  
1985 and December 31, 1987,  
respectively.

2. The table in § 52.1973 is revised to  
read as follows:

**§ 52.1973 Attainment dates for national standards.**

Air quality control region and nonattainment area	Pollutant						
	TSP		SO <sub>2</sub>		NO <sub>2</sub>	CO	O <sub>3</sub>
	1st <sup>1</sup>	2nd <sup>2</sup>	1st <sup>1</sup>	2nd <sup>2</sup>			
Portland Interstate AQCR:							
1. Portland-Vancouver AQMA (Or portion).....	a.....	f.....	a.....	b.....	b.....	h.....	i.....
2. Salem.....	a.....	b.....	a.....	b.....	b.....	e.....	e.....
3. Eugene-Springfield AQMA.....	a.....	f.....	a.....	b.....	b.....	h.....	b.....
4. Remainder of AQCR Southwest Oregon.....	c.....	c.....	a.....	b.....	b.....	d.....	c.....
Intrastate AQCR:							
1. Medford-Ashland AQMA.....	e.....	f.....	a.....	b.....	b.....	g.....	e.....
2. Remainder of AQCR Northwest Oregon.....	c.....	c.....	a.....	b.....	b.....	b.....	b.....
Intrastate AQCR Central Oregon.....	a.....	b.....	a.....	b.....	b.....	b.....	b.....
Intrastate AQCR Eastern Oregon.....	a.....	c.....	a.....	b.....	b.....	b.....	b.....
Intrastate AQCR.....	c.....	c.....	a.....	b.....	b.....	b.....	b.....

- <sup>1</sup> 1st—Primary.
- <sup>2</sup> 2nd—Secondary.
- a. Area designated as having air quality levels presently below primary standards or area is unclassifiable.
- b. Area designated as having air quality levels presently below secondary standards or area is unclassifiable.
- c. May 1975.
- d. May 31, 1976.
- e. December 31, 1982.
- f. As expeditiously as practicable with date to be identified in plan due to be submitted by July 1, 1980.
- g. Later than December 31, 1982 but before December 31, 1987 with specific date to be identified in alternatives analysis due July 1, 1980.
- h. December 31, 1985.
- i. December 31, 1987.

3. Section 52.1981 is amended by revising paragraphs (b) and (c) to read as follows:

**§ 52.1981 Extension.**

(b) The Administrator hereby extends the attainment date for carbon monoxide in the Eugene-Springfield and Portland nonattainment areas to December 31, 1985 and in the Medford-Ashland nonattainment area to beyond December 31, 1982 but before December 31, 1987. The actual attainment date for the Medford-Ashland area is to be identified in the transportation control plan alternatives analysis due to be submitted by July 1, 1980. No further analysis is required for the Eugene-Springfield area.

(c) The Administrator hereby extends the attainment date for ozone in the Portland nonattainment area to December 31, 1987.

**PART 81 [AMENDED]**

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

**Subpart C—Oregon**

In § 81.338, the table entitled "Oregon-CO" is revised to read as follows:

**§ 81.338 Oregon.**

Designated area	Does not meet primary standards	Cannot be classified or better than national standards
Portland-Vancouver AQMA (portion of the Oregon portion)	X	
Eugene-Springfield AQMA	X	
Medford-Ashland AQMA	X	
City of Salem	X	
Remainder of State		X

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**40 CFR Part 81**

**[A-1-FRL-2210-1]**

**Designations of Areas for Air Quality Planning Purposes; Attainment Status Redesignation; Waterbury and Greenwich, Conn.**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** On April 8, 1982, the Connecticut Department of Environmental Protection (DEP) submitted a request to redesignate the cities of Waterbury and Greenwich as being in attainment of the primary total suspended particulate (TSP) National Ambient Air Quality Standards (NAAQS). Based on a careful review of the monitoring data and the information submitted, EPA agrees that the areas are now in attainment and is today publishing a revised attainment listing confirming this. The intended effect is to revise the attainment status listing to reflect this information.

**EFFECTIVE DATE:** October 7, 1982.

**ADDRESSES:** Copies of Connecticut's request are available for public inspection during normal business hours at the Environmental Protection Agency, Region I, Room 1903, J.F.K. Federal Building, Boston, Massachusetts 02203; Public Information Reference Unit, Environmental Protection Agency, 401 M Street SW., Washington, DC 20460; the Office of the Federal Register, 110 L Street, NW., Washington, DC; and The Connecticut Department of Environmental Protection, Air Compliance Unit, 165 Capitol Avenue, Hartford, Connecticut 06115.

**FOR FURTHER INFORMATION CONTACT:** Sarah Simon, Air Management Division, EPA, Region I, Room 1903, JFK Federal Building, Boston, Massachusetts 02203, (617) 223-5633.

**SUPPLEMENTARY INFORMATION:** On April 8, 1982, the Commissioner of the Connecticut Department of Environmental Protection requested that EPA promulgate a new attainment designation for the two cities in his state, Waterbury and Greenwich, which had formerly been designated non-attainment for the primary TSP NAAQS. As discussed in EPA's June 8, 1982 proposal of this action, the monitoring records and information submitted with the request demonstrate that the two areas are in attainment because no primary TSP violations have occurred over the last eight calendar quarters in Greenwich and the last 12 quarters in Waterbury.

No comments were received. Based on the DEP request and our review, EPA

is today promulgating an attainment designation for these two areas by revising the TSP attainment list in 40 CFR 81.307.

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), the Administrator has certified that redesignations do not have a significant economic impact on a substantial number of small entities. (See 46 FR 8709).

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 December 6, 1982. This action may not be challenged later in proceedings to enforce its requirements. (See Section 307(b)(2)).

**List of Subjects in 40 CFR Part 81**

Air pollution control, National Parks, Wilderness areas.

(Sec. 107, Clean Air Act as amended)

Dated: October 1, 1982.

Anne M. Gorsuch,  
Administrator.

**PART 81 [AMENDED]**

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

Section 81.307 of Connecticut's attainment status designation table for total suspended particulates (TSP) is revised to read as follows:

**§ 81.307 Connecticut.**

**CONNECTICUT—TSP**

Designated area	Does not meet primary standards	Does not meet secondary standards	Cannot be classified	Better than national standards
AQCR 41		X		
AQCR 42		X		
AQCR 43		X		
AQCR 44		X		

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**DEPARTMENT OF TRANSPORTATION**

**Research and Special Programs Administration**

**49 CFR Parts 192 and 193**

[Amdts. 192-42 and 193-3; Docket No. PS-65]

**Transportation of Natural and Other Gas by Pipeline Incorporation by Reference**

**AGENCY:** Materials Transportation