

**40 CFR Part 52**

[SIPTRAX NO. DC23-1-6790a; FRL-5213-1]

**Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Withdrawal of the Final Rule Pertaining to the Promulgation of the GSA Central and West Heating Plants Implementation Plan****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Withdrawal of Notice of Direct Final Rulemaking.

**SUMMARY:** On May 2, 1995, EPA published a final rule approving a revision to the State implementation plan for the District of Columbia. The revision limits air pollution from two steam-generating facilities operated by the General Services Administration (GSA) in the District of Columbia. This action was published without prior proposal because EPA anticipated no adverse comment. Because EPA received adverse comments on this action, EPA is withdrawing the May 2, 1995 final rulemaking action pertaining to the State implementation plan for the District of Columbia.

**EFFECTIVE DATE:** May 31, 1995.**FOR FURTHER INFORMATION CONTACT:** David J. Campbell, Technical Assessment Section (3AT22), U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107, phone: 215 597-9781.

**SUPPLEMENTARY INFORMATION:** On May 2, 1995, EPA published a final rule to approve a revision to the District of Columbia State implementation plan (SIP) (60 FR 21453). The revision consists of a September 8, 1994 operating permit issued by the District of Columbia to GSA for its Central and West Heating Plants. The permit establishes general operating procedures and emission limitations at GSA's Central Heating Plant (CHP) and West Heating Plant (WHP). EPA approved this direct final rulemaking without prior proposal because the Agency viewed it as non-controversial and anticipated no adverse comments. The final rule was published in the **Federal Register** with a provision for a 30 day comment period. At the same time, EPA published a proposed rule which announced that this final rule would convert to a proposed rule in the event that adverse comments were submitted to EPA within 30 days of publication of the rule in the **Federal Register** (60 FR 21489). By publishing a notice announcing withdrawal of the final

rulemaking action, this action would be withdrawn. EPA received adverse comment within the prescribed comment period. Therefore, EPA is withdrawing the May 2, 1995 final rulemaking action pertaining to the District of Columbia SIP. All public comments received will be addressed in a subsequent rulemaking action based on the proposed rule.

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

Environmental protection, Air pollution control, Reporting and recordkeeping requirements, Sulfur Oxides.

Dated: May 18, 1995.

**William T. Wisniewski,***Acting Regional Administrator, Region III.*

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**40 CFR Parts 52 and 81**

[MN-36-1-6752a; FRL-5202-1]

**Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes: Minnesota****AGENCY:** Environmental Protection Agency (USEPA).**ACTION:** Direct final rule.

**SUMMARY:** On September 7, 1994, the Minnesota Pollution Control Agency (MPCA) submitted a request for redesignation to attainment for particulate matter (PM) in the Rochester portion of Olmsted County and sulfur dioxide (SO<sub>2</sub>) in the Air Quality Control Region (AQCR) 131 Twin Cities and Pine Bend areas (excluding the St. Paul Park area). A revision to the administrative order for Rochester Public Utilities (RPU) was also submitted in support of the Olmsted County redesignation request. The USEPA is approving, through the use of direct final rulemaking procedures, the redesignation requests and the administrative order revision for RPU.

**EFFECTIVE DATES:** This action will be effective July 31, 1995 unless notice is received by June 30, 1995, that someone wishes to submit adverse or critical comments. If the effective date is delayed, timely notice will be published in the **Federal Register**.

**ADDRESSES:** Written comments should be addressed to: William L. MacDowell, Chief, Regulation Development Section, Air Enforcement Branch (AE-17J), United States Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the redesignation request and USEPA's analysis are available for public inspection during normal business hours at the following address: United States Environmental Protection Agency, Region 5, Air and Radiation Division, 77 West Jackson Boulevard (AE-17J), Chicago, Illinois 60604; and Office of Air and Radiation (OAR), Docket and Information Center (Air Docket (6102) Room M1500, United States Environmental Protection Agency, 401 M Street, S.W. Washington, D.C., 20460.

**FOR FURTHER INFORMATION CONTACT:**

Randy Robinson, Air Enforcement Branch, Regulation Development Section (AE-17J), United States Environmental Protection, Region 5, Chicago, Illinois 60604, (312) 353-6713.

**SUPPLEMENTARY INFORMATION:****I. Summary of State Submittal**

A request for redesignation to attainment for PM for the Rochester area of Olmsted County and for SO<sub>2</sub> for the Twin Cities area (excluding the St. Paul Park area) was submitted by the MPCA on September 7, 1994. The submittal was received by USEPA on September 12, 1994. In addition to the redesignation requests, a revision to the administrative order for RPU was submitted to support the request for the Rochester area.

The Rochester area was designated as a moderate nonattainment area for PM upon enactment of the Clean Air Act Amendments (CAAA) of 1990 (56 FR 56694, November 6, 1991). As required in the CAAA, revisions to the State Implementation Plan (SIP) were submitted on November 26, 1991, August 31, 1992, and November 13, 1992. These revisions were approved by USEPA on February 15, 1994 (59 FR 7218).

The AQCR 131 area of Minnesota was designated primary nonattainment for SO<sub>2</sub> on March 3, 1978 (43 FR 8692). In response to the redesignation, the MPCA submitted a SO<sub>2</sub> plan in August 1980. The USEPA published a final rule approving the State's SO<sub>2</sub> Part D plan on April 8, 1981 (46 FR 20997). Subsequent monitored violations of the SO<sub>2</sub> National Ambient Air Quality Standards (NAAQS) prompted a 1982 notice of SIP inadequacy for the Dakota County area of AQCR 131. Also, as a result of the promulgation of the Good Engineering stack height rule in 1985, the MPCA identified modeled attainment problems in other areas of AQCR 131. The submittal of a revised plan for the area was further delayed by the passage of the CAAA in 1990. Final SO<sub>2</sub> SIP revisions were submitted to USEPA in