

in the Supplement To The Redesignation Demonstration and Maintenance Plan for the Charlotte/Gaston Ozone Nonattainment Area adopted by the North Carolina Environmental Management Commission on May 11, 1995: 3.1 Concept of North Carolina's Maintenance Plan; 3.2 Foundation Control Program; Table 3.2 of

Subsection 3.3; and 3.4 Contingency Plan.
(ii) Other material. None.

PART 81—[AMENDED]

1. The authority citation for part 81 continues to read as follows:

Authority: 42.U.S.C. 7401-7671q.

2. In §81.334, the ozone table is amended by removing the Charlotte-

Gastonia area and its entries in the first alphabetical list and by adding in alphabetical order entries for "Gaston County" and "Mecklenburg County" to the second listing of counties to read as follows:

§ 81.334 North Carolina.

* * * * *

NORTH CAROLINA—OZONE

	Designation		Classification	
	Date ¹	Type	Date ¹	Type
Rest of State		Unclassifiable/Attainment		
* * * * *				
Gaston County	July 5, 1995.			
* * * * *				
Mecklenburg County	July 5, 1995.			
* * * * *				

¹ This date is November 15, 1990, unless otherwise noted.

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40 CFR Part 52

[NC59-2-6942a; NC55-1-6497a; NC54-1-6496a; FRL-5253-3]

Designation of Areas for Air Quality Planning Purposes; State of North Carolina

AGENCY: Environmental Protection Agency (EPA).
ACTION: Final rule.

SUMMARY: This document accelerates the effective date for the promulgation of basic motor vehicle inspection and maintenance (I/M) program modifications in the Winston-Salem and Raleigh/Durham maintenance areas and the Charlotte-Gastonia ozone nonattainment area. EPA previously published a direct final rule approving the North Carolina basic I/M state implementation plan (SIP) revision effective July 17, 1995. Since no comments were received during the public comment period on that document, and the I/M program is required for the Charlotte-Gastonia redesignation, this document makes the I/M revision effective July 5, 1995.

EFFECTIVE DATE: This action will be effective July 5, 1995.

ADDRESSES: Environmental Protection Agency, Region 4 Air Programs Branch,

345 Courtland Street NE., Atlanta, Georgia 30365.
FOR FURTHER INFORMATION CONTACT: Ben Franco, Regulatory Planning and Development Section, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region 4 Environmental Protection Agency, 345 Courtland Street, NE, Atlanta, Georgia 30365. The telephone number is (404) 347-3555, extension 4211.

SUPPLEMENTARY INFORMATION: On June 2, 1995, EPA published a direct final rule (see 60 FR 28726) approving a revision to the North Carolina basic I/M SIP. The document stated the effective date of the I/M rule would be July 17, 1995, if no adverse comments were received by July 3, 1995. No adverse comments were received. The I/M rule is a requirement for the Charlotte-Gastonia area and must be effective prior to the ozone redesignation of the area. If the redesignation of the Charlotte-Gastonia area is not approved prior to July 28, 1995, sanctions would be imposed for a brief period. Therefore, the acceleration of the effective date for this rule will permit the Agency to redesignate the Charlotte-Gastonia ozone nonattainment area prior to the imposition of sanctions.

The 18-month clock leading to the imposition of sanctions was started by a letter dated January 28, 1994, in which EPA found that the State of North Carolina had failed to submit a SIP for the 15% plan and correction to the basic I/M program by November 15, 1992. The State subsequently submitted a complete SIP for the corrections to the

I/M program. Once the area is redesignated, the 15% plan is no longer an applicable requirement.

Final Action

The EPA published approval of the I/M SIP on June 2, 1995 (see 60 FR 28720) without prior proposal because the Agency viewed this as a noncontroversial amendment and anticipated no adverse comments. Since no comments were received, the redesignation is effective July 5, 1995.

Nothing in this action shall be construed as permitting or allowing or establishing a precedent for any future request for a revision to any SIP. Each request for revision to the SIP shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Reporting and recordkeeping, Nitrogen oxides, Ozone.

Dated: June 27, 1995.

Patrick M. Tobin,

Acting Regional Administrator.

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