

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

Fokker: Docket 96-NM-185-AD.

Applicability: Model F28 Mark 0100 series airplanes having the serial numbers specified in Table 1 of this AD; certificated in any category.

TABLE 1.—SERIAL NUMBERS OF AIRPLANES SUBJECT TO THIS AD

11244 through 11460, inclusive
11463 through 11469, inclusive
11471
11474 through 11483, inclusive
11489 through 11491, inclusive
11497 through 11499, inclusive
11501
11502
11504
11506
11507
11512 through 11515, inclusive
11517
11520

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been otherwise modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To detect and prevent fatigue cracking in the vertical stabilizer, which consequently could reduce its structural integrity, accomplish the following:

(a) For airplanes having serial numbers 11244 through 11419, inclusive, and 11421: Except as provided by paragraph (c) of this AD, prior to the accumulation of 8,500 total landings or within 30 days after the effective date of this AD, whichever occurs later, perform an eddy current inspection to detect fatigue cracking in the left-hand and right-hand flanges and finger strips at rib 5.0 of the vertical stabilizer, in accordance with Fokker Service Bulletin SBF100-55-019, Revision 1, dated May 19, 1993.

(1) If no cracking is detected, repeat this inspection thereafter at intervals not to exceed 2,000 landings until the requirements of paragraph (b) of this AD are accomplished.

(2) If any cracking is detected, prior to further flight, repair in accordance with a method approved by the Manager, Standardization Branch, ANM-113, FAA, Transport Airplane Directorate.

(b) For airplanes with serial numbers 11244 through 11419, inclusive, and 11421,

accomplish the requirements of both paragraphs (b)(1) and (b)(2) of this AD:

(1) Except as provided by paragraph (c) of this AD, prior to the accumulation of 13,500 total landings, or within 6 months after the effective date of this AD, whichever occurs later, perform an eddy current inspection to detect fatigue cracking in the left-hand and right-hand flanges and finger strips at rib 5.0 of the vertical stabilizer, in accordance with Part 1 of the Accomplishment Instructions of Fokker Service Bulletin SBF100-55-018, Revision 1, dated December 27, 1993.

(i) If no cracking is detected, prior to further flight, accomplish the requirements of paragraph (b)(2) of this AD.

(ii) If any cracking is detected, prior to further flight, repair in accordance with a method approved by the Manager, Standardization Branch, ANM-113, and accomplish the requirements of paragraph (b)(2) of this AD.

(2) After accomplishing the requirements of paragraph (b)(1) of this AD, modify rib 5.0 of the vertical stabilizer by installing new stiffening, in accordance with Part 2 of the Accomplishment Instructions of Fokker Service Bulletin SBF100-55-018, Revision 1, dated December 27, 1993. Accomplishment of this modification constitutes terminating action for the repetitive inspections required by paragraph (a) of this AD.

(c) The following exceptions apply with regard to the requirements of paragraphs (a) and (b) of this AD:

(1) Accomplishment of the inspection specified in paragraph (a) and (b)(1) of this AD is not required if the modification specified in paragraph (b)(2) is accomplished prior to the accumulation of 7,300 total landings on the airplane.

(2) Compliance with AD 91-18-15, amendment 39-8018, is not required if the requirements of paragraph (b)(2) of this AD are accomplished prior to the accumulation of 6,000 total landings on the airplane.

(d) For all airplanes: At the applicable times specified in paragraph (d)(1) or (d)(2), modify the Hi-lok bolt holes at rib 5.0 of the vertical stabilizer by cold expansion, in accordance with Fokker Service Bulletin SBF100-55-023, dated January 3, 1995.

(1) For airplanes that have been modified in accordance with the requirements of paragraph (b) of this AD prior to the effective date of this AD: Modify prior to the accumulation of either 10,000 landings after in-service modification, or 10,000 landings after delivery with factory modification, as applicable; or within 30 days after the effective date of this AD, whichever occurs later.

(2) For all other airplanes: Modify concurrent with accomplishing the requirements of paragraph (b) of this AD.

(e) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Standardization Branch, ANM-113. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Standardization Branch, ANM-113.

Note 2: Information concerning the existence of approved alternative methods of

compliance with this AD, if any, may be obtained from the Standardization Branch, ANM-113.

(f) Special flight permits may be issued in accordance with §§ 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

Issued in Renton, Washington, on January 8, 1997.

Darrell M. Pederson,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 97-883 Filed 1-13-97; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60

[FRL-5676-3]

New Source Performance Standards and Emissions Guidelines: Sewage Sludge Incinerators

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Additional Information (NAI).

SUMMARY: This action announces the EPA's intention to issue regulations and guidelines under Section 129 of the Clean Air Act for Sewage Sludge Incinerators (SSI) that combust sludge from Publicly Owned Treatment Works and to remove Sewage Sludge Incinerators from the list of Major Source Categories previously scheduled for rule development under Section 112 of the Clean Air Act.

DATES: Comments must be received on or before March 17, 1997.

ADDRESSES: *Comments.* Comments on this notice should be submitted in duplicate, if possible, to: The Air and Radiation Docket and Information Center (6102), ATTN: Docket No. A-96-42, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460.

Docket. Dockets are available for public inspections and copying between 8:00 a.m. and 5:30 p.m., Monday through Friday, at the Air and Radiation Docket and Information Center, U.S. EPA, 401 M Street, S.W., Room M1500, Washington, D.C. 20460. The center's telephone number is (202) 260-7548 and the fax number is (202) 260-4400. A reasonable fee may be charged for copying docket materials.

FOR FURTHER INFORMATION CONTACT: Mr. Eugene Crumpler at (919) 541-0881, Emissions Standards Division (MD-13),

U.S. EPA, Research Triangle Park, N.C. 27711.

SUPPLEMENTARY INFORMATION: The information in this preamble is organized as follows:

1. Background

The Clean Air Act as amended November 1990, requires under the revisions to Section 112, that the Agency list and promulgate National Emissions Standards for Hazardous Air Pollutants (NESHAP) in order to control, reduce, or otherwise limit the emissions of HAP for categories of major and area sources. Pursuant to the various specific listing requirements in Section 112(c), the Agency published on July 16, 1992 (57 FR 31576) an initial list of 174 categories of major and area sources that would be henceforth subject to emissions standards. Sewage Sludge Incineration (SSI) was one of the 174 categories listed for development of a NESHAP.

Following this initial listing, and pursuant to requirements in Section 122(e), on December 3, 1993 (58 FR 63941), the Agency published a schedule for the promulgation of emission standards for each of the 174 listed source categories. The SSI were listed for promulgation of a NESHAP no later than November 15, 2000. The reader is directed to those two notices for information relating to development of the initial list and schedule.

The Agency published a Notice of Listing of Categories and Regulatory Schedule for Air Emissions From Other Solid Waste Incineration (OSWI) on November 2, 1993 (58 F.R. 58498). The New Source Performance Standards (NSPS) and Emissions Guidelines (EG) for OSWI's are to be developed under section 129 of the Clean Air Act. That notice listed seven categories of OSWI's. The notice established a promulgation date for rulemaking for the seven categories of OSWI's of no later than November 15, 2000. Incineration of sludge from publicly owned waste water treatment works (POTW's) was not listed.

The Agency published an Advanced Notice of Proposed Rulemaking (ANPRM) for NSPS and EG applicable to Industrial and Commercial Waste Incinerators (ICWI) and Other Solid Waste Incinerators (OSWI) on December 28, 1994 (59 FR 66850). That notice announced the EPA's intent to develop NSPS and EG under Section 129 of the Act for the seven OSWI categories and ICWIs. Not included among the listed categories were incinerators used to combust sewage sludge produced at POTWs.

Today's Notice of Additional Information is announcing EPA's oversight in not listing SSI's in the November 2, 1993 listing of OSWI. The Agency, on closer reading of Section 129 of the Act, has now determined that SSI should properly be regulated under Section 129 rather than Section 112. Section 129 requires the EPA to establish NSPS for new and EG for existing facilities, for each category of solid waste incineration units. Section 129 defines a solid waste incineration unit as "a distinct operating unit of any facility which combusts any solid waste material from commercial or industrial establishments or the general public (including single and multiple residences, hotels, and motels)." Sludge generated by POTWs is a solid waste from the general public, commercial and industrial establishments.

Regulation of SSI under Section 129 provides for regulation of four criteria pollutants that are not listed as Hazardous Air Pollutants in Section 112. Also Section 129 provides for regulation of both new and existing units and does not have the major source quantity cutoff of Section 112(a)(1). Development of guidelines for operator training and certification of SSI operators is also a requirement of Section 129. These provisions will give the EPA more flexibility in setting rules for different sizes of SSI and will assure the public that the SSI are being operated in a manner that will protect the public health. The promulgation date for an NSPS and EG applicable to SSI remains no later than November 15, 2000.

The Agency also notes that this action announces the EPA's intent to delist SSI from the Section 112(c) source category list and the 112(e) schedule and to add SSI to the list of categories of Other Solid Waste Incinerators. At the time of proposal of the NSPS and EG under Section 129, the SSI will be delisted from the Section 112(c) list and the 112(e) schedule and added to the list of categories and regulatory schedule for Other Solid Waste Incinerators.

Dated: January 8, 1997.

Mary D. Nichols,
Assistant Administrator for Air and Radiation.

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40 CFR Part 63

[AD-FRL-5677-2]

RIN 2060-AD-56 and RIN 2060-AE-37

National Emission Standards for Hazardous Air Pollutants Emissions: Group I Polymers and Resins and Group IV Polymers and Resins

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: On September 5, 1996, the EPA promulgated 40 CFR part 63, Subpart U—National Emission Standards for Hazardous Air Pollutants (NESHAP) for Group I Polymers and Resins (61 FR 46906), and on September 12, 1996, the EPA promulgated 40 CFR part 63, Subpart JJJ—Group IV Polymers and Resins NESHAP (61 FR 48208). This action proposes to correct an error in the final Group I Polymers and Resins NESHAP, by extending the compliance date for heat exchange systems. In addition, this action proposes to extend the initial compliance date for equipment leaks for both the Group I and Group IV Polymers and Resins NESHAP, to allow time necessary for affected sources to respond to amendments to the hazardous organic NESHAP (HON) equipment leak provisions promulgated on December 26, 1996, which are directly referenced in both subparts U and JJJ.

Because these amendments are merely extending the compliance date for equipment leaks and heat exchange systems, the EPA does not anticipate receiving adverse comments.

Consequently, the proposed revisions to the promulgated rule are also being issued as a direct final rule in the final rules section of this Federal Register. If no significant adverse comments are received by the due date for comments (see DATES section below), no further action will be taken with respect to this proposal, and the direct final rule will become final on the date provided in that action.

DATES: Comments. Comments must be received on or before February 13, 1997, unless a hearing is requested by January 24, 1997. If a hearing is requested, written comments must be received by February 28, 1997.

Public Hearing. Anyone requesting a public hearing must contact the EPA no later than January 24, 1997. If a hearing is held, it will take place on January 29, 1997, beginning at 10:00 a.m.

ADDRESSES: Comments. Comments should be submitted (in duplicate, if possible) to: Air and Radiation Docket and Information Center (6102),