

which event [Air Force unit, activity, or recruiting office nearest place of trial] will be notified.

[Signature Element]

**Janet A. Long,**

*Air Federal Register Liaison Officer.*

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**BILLING CODE 5001-05-U**

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 117

[CGD01-00-243]

#### Drawbridge Operation Regulations; Hutchinson River, Eastchester Creek, NY

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, First Coast Guard District, has issued a temporary deviation from the drawbridge operation regulations for the South Fulton Avenue Bridge, mile 2.9, across the Eastchester Creek in New York. This deviation from the regulations allows the bridge owner to keep the bridge in the closed position, from 8 a.m. Monday through 4:30 p.m. Thursday, for four weeks, October 23, 2000, through November 17, 2000. This action is necessary to facilitate sidewalk replacement at the bridge.

**DATES:** This deviation is effective October 23, 2000, through November 17, 2000.

**FOR FURTHER INFORMATION CONTACT:** Joe Schmied, Project Officer, First Coast Guard District, at (212) 668-7165.

**SUPPLEMENTARY INFORMATION:** The South Fulton Avenue Bridge, mile 2.9, across the Eastchester Creek has a vertical clearance of 6 feet at mean high water, and 13 feet at mean low water in the closed position. The bridge owner, Westchester County Department of Public Works (WCDPW), requested a temporary deviation from the operating regulations to facilitate sidewalk replacement at the bridge. The existing operating regulations at 33 CFR 117.793(c) require the bridge to open on signal from three-hours before to three-hours after high tide. At all other times the bridge shall open on signal if at least four-hours advance notice is given.

This deviation to the operating regulations allows the owner of the South Fulton Avenue Bridge to keep the bridge in the closed position from 8 a.m. Monday through 4:30 p.m. Thursday,

for four weeks, October 23, 2000 through November 17, 2000. Vessels that can pass under the bridge without an opening may do so at all times.

In accordance with 33 CFR 117.35(c), this work will be performed with all due speed in order to return the bridge to normal operation as soon as possible. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: October 6, 2000.

**G.N. Naccara,**

*Rear Admiral, U.S. Coast Guard Commander, First Coast Guard District.*

[FR Doc. 00-27666 Filed 10-26-00; 8:45 am]

**BILLING CODE 4910-15-M**

## ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 52

[AL-200018; FRL-6892-2]

#### Approval and Promulgation of State Implementation Plans (SIP) for the State of Alabama—Call for 1-Hour Attainment Demonstration for the Birmingham, Alabama Marginal Ozone Nonattainment Area

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

**ACTION:** Final rule.

**SUMMARY:** EPA is issuing a State Implementation Plan (SIP) call to require the State of Alabama to submit a 1-hour ozone attainment SIP for the Birmingham marginal nonattainment area within six months of the effective date of this final SIP call. EPA is issuing this SIP call because we find, in light of the Birmingham area's continued nonattainment for ozone, that the Alabama SIP is substantially inadequate to attain the 1-hour ozone national ambient air quality standard (NAAQS). In light of this finding, section 110(k)(5) of the Clean Air Act (CAA) authorizes EPA to require Alabama to submit a 1-hour ozone attainment plan for the Birmingham area to correct this inadequacy. If the State of Alabama fails to submit an attainment SIP in response to this SIP call, EPA will issue a finding that the State failed to submit a required SIP pursuant to section 179(a) of the CAA. The finding would start the clocks for mandatory sanctions and development of a federal implementation plan (FIP).

**EFFECTIVE DATE:** November 27, 2000.

**ADDRESSES:** Persons interested in examining these documents should make an appointment with the appropriate office at least 24 hours

before the visiting day. Please reference file AL-200018. The Region 4 office may have additional background documents not available at the other locations. Copies of documents relative to this action are available for public inspection during normal business hours at the following locations:

Environmental Protection Agency, Region 4 Air Planning Branch, Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta, Georgia 30303-3104.

#### FOR FURTHER INFORMATION CONTACT:

Kimberly Bingham, Regulatory Planning Section, Air Planning Branch, Air, Pesticides and Toxics Management Division, Region 4, Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta, Georgia 30303. The telephone number is (404) 562-9038. Ms. Bingham can also be reached via electronic mail at Bingham.Kimberly@epa.gov.

**SUPPLEMENTARY INFORMATION:** The supplemental information is organized in the following order:

- I. Background
- II. Why is EPA issuing this SIP call for the Birmingham marginal ozone nonattainment area?
- III. What happens if the State of Alabama does not submit a SIP responding to this SIP call?
- IV. Response to Comments received on the Proposed SIP call
- V. Administrative Requirements

#### I. Background

On November 15, 1990, Jefferson and Shelby Counties, Alabama, were designated as the Birmingham marginal ozone nonattainment area. Section 182(f)(1)(A) of the CAA provides for an exemption for New Source Review offsets for nitrogen oxides (NO<sub>x</sub>) in ozone nonattainment areas where a state shows and EPA agrees that additional NO<sub>x</sub> reductions would not contribute to attainment of the ozone standard in that area. In 1992, the Alabama Department of Environmental Management (ADEM) requested and received from EPA a NO<sub>x</sub> exemption under this statutory provision for the Birmingham marginal ozone nonattainment area (58 FR 45439).

Section 107(d)(3)(E) of the CAA sets forth five specific requirements that states must include in a redesignation request in order for EPA to redesignate an area from nonattainment to attainment. EPA provided guidance on redesignations in the General Preamble for the Implementation of the CAA, 57 FR 13498 (April 16, 1992), supplemented at 57 FR 18070 (April 28, 1992). The primary memorandum providing further guidance with respect to section 107(d)(3)(E) is dated