

TABLE 1.—GENERAL SUPERFUND SECTION—Continued

State	Site name	City/County	Notes <sup>(a)</sup>
PA	Franklin Slag Pile (MDC)	Philadelphia	*
TX	Brine Service Company	Corpus Christi	*
TX	Patrick Bayou	Deer Park	*
UT	Eureka Mills	Eureka	*
WI	Ashland/Northern States Power Lakefront	Ashland	*

<sup>(a)</sup> A = Based on issuance of health advisory by Agency for Toxic Substance and Disease Registry (if scored, HRS score need not be ≤28.50).  
 C = Sites on Construction Completion list.  
 S = State top priority (included among the 100 top priority sites regardless of score).  
 P = Sites with partial deletion(s).

TABLE 2.—FEDERAL FACILITIES SECTION

State	Site name	City/County	Notes <sup>(a)</sup>
MD	Curtis Bay Coast Guard Yard	Anne Arundel County	*

<sup>(a)</sup> A = Based on issuance of health advisory by Agency for Toxic Substance and Disease Registry (if scored, HRS score need not be ≤28.50).  
 C = Sites on Construction Completion list.  
 S = State top priority (included among the 100 top priority sites regardless of score).  
 P = Sites with partial deletion(s).

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 648**

[Docket No. 010319075–1217–02; I.D. 082902B]

**Fisheries of the Northeastern United States; Tilefish Fishery; Quota Harvested for Part-time Category**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Closure.

**SUMMARY:** NMFS announces that the percentage of the tilefish annual total allowable landing (TAL) available to the Part-time category has been harvested. Commercial vessels fishing under the Part-time tilefish category may not harvest tilefish from within the golden tilefish management unit for the remainder of the 2002 fishing year

(through October 31, 2002). Regulations governing the tilefish fishery require publication of this notification to advise the public of this closure.

**DATES:** Effective 0001 hrs local time, September 5, 2002, through 2400 hrs local time, October 31, 2002.

**FOR FURTHER INFORMATION CONTACT:** Susan A. Murphy, Fishery Policy Analyst, at (978) 281–9252.

**SUPPLEMENTARY INFORMATION:** Regulations governing the tilefish fishery are found at 50 CFR part 648. The regulations require annual specification of a TAL for federally permitted tilefish vessels harvesting tilefish from within the tilefish management unit. The golden tilefish management unit is defined as an area of the Atlantic Ocean from the latitude of the VA and NC border (36°33.36' N. lat.), extending eastward from the shore to the outer boundary of the exclusive economic zone, and northward to the United States-Canada border. After 5 percent of the TAL is deducted to reflect landings by vessels issued an open-access incidental permit category, and after up to 3 percent of the TAL is set aside for research purposes, the remaining TAL is distributed among

three limited access permit categories, Full-time tier 1 category (66 percent), Full-time tier 2 category (15 percent), and the Part-time category (19 percent).

The TAL for tilefish for the 2002 fishing year was set at 1.995 million lb (905,172 kg) and then adjusted downward by 5 percent to 1,895,250 lb (859,671 kg) to account for incidental catch. There was no research set-aside for the 2002 fishing year. Thus, the Part-time category quota for the 2002 fishing year, which is equal to 19 percent of the TAL, is 360,098 lb (163,337 kg).

The Regional Administrator, Northeast Region, NMFS (Regional Administrator) monitors the commercial tilefish quota for each fishing year using dealer reports, vessel catch reports, and other available information to determine when the quota for each limited access category is projected to be harvested. NMFS is required to publish a notification in the **Federal Register** notifying commercial vessels and dealer permit holders that, effective upon a specific date, the tilefish TAL for the specific limited access category has been harvested and no commercial

quota is available for harvesting tilefish by that category for the remainder of the year, from within the golden tilefish management unit.

The Regional Administrator has determined, based upon dealer reports and other available information, that the 2002 tilefish TAL for the Part-time category has been harvested. Therefore, effective 0001 hrs local time, September 5, 2002, further landings of tilefish harvested from within the golden tilefish management unit by tilefish vessels holding Part-time category Federal fisheries permits are prohibited through October 31, 2002. The 2003 fishing year for commercial tilefish harvest will open on November 1, 2002. Federally permitted dealers are also advised that, effective September 5, 2002, they may not purchase tilefish from Part-time category federally permitted tilefish vessels who land tilefish harvested from within the golden tilefish management unit, for the remainder of the 2002 fishing year (through October 31, 2002).

#### Classification

This action is required by 50 CFR part 648 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: August 29, 2002.

**Virginia M. Fay,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. 02-22617 Filed 8-30-02; 4:26 pm]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 011218304-1304-01; I.D. 082602A]

#### Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel in the Bering Sea and Aleutian Islands

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Inseason adjustment; request for comments; closures and openings.

**SUMMARY:** NMFS is opening the B season for Atka mackerel with gears other than jig in the Eastern Aleutian District (area 541) and the Bering Sea subarea of the Bering Sea and Aleutian Islands management area (BSAI) for 12 hours only. This action is necessary to

prevent exceeding the 2002 total allowable catch (TAC) of Atka mackerel in these areas and to allow the harvest limitation area (HLA) fisheries in the Central (area 542) and Western (area 543) Aleutian Districts to begin after the closure of the Eastern Aleutian District and Bering Sea subarea fishery. NMFS is also announcing the opening and closure dates of the first and second directed fisheries within the HLA in areas 542 and 543. These actions are necessary to prevent exceeding the B season HLA limits established for area 542 and area 543.

**DATES:** The opening of directed fishing for Atka mackerel with gears other than jig in the Eastern Aleutian District and the Bering Sea subarea is effective 2400 hrs, A.l.t., September 1, 2002, until 1200 hrs, A.l.t., September 2, 2002.

The first directed fishery in the HLA in area 542 opens effective 1200 hrs, A.l.t., September 4, 2002, and closes 1200 hrs, A.l.t., September 8, 2002. The first directed HLA fishery in area 543 opens effective 1200 hrs, A.l.t., September 4, 2002, and closes 1200 hrs, A.l.t., September 9, 2002.

The second directed fishery in the HLA in area 542 opens effective 1200 hrs, A.l.t., September 11, 2002, and closes 1200 hrs, A.l.t., September 15, 2002. The second directed fishery in the HLA in area 543 opens effective 1200 hrs, A.l.t., September 11, 2002, and closes 1200 hrs, A.l.t., September 16, 2002.

Comments must be received at the following address no later than 4:30 p.m., A.l.t., September 20, 2002.

**ADDRESSES:** Comments may be mailed to Sue Salvesson, Assistant Regional Administrator, Sustainable Fisheries Division, Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802-1668, Attn: Lori Gravel. Hand delivery or courier delivery of comments may be sent to the Federal Building, 709 West 9th Street, Room 453, Juneau, AK 99801.

#### FOR FURTHER INFORMATION CONTACT:

Andrew Smoker, 907-586-7228; andy.smoker@noaa.gov.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the BSAI exclusive economic zone according to the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 2002 TAC of Atka mackerel for gears other than jig in the Eastern Aleutian District and the Bering Sea subarea is 5,037 metric tons (mt) as established by an emergency rule implementing 2002 harvest specifications and associated management measures for the groundfish fisheries off Alaska (67 FR 956, January 8, 2002, and 67 FR 34860, May 16, 2002). See § 679.20(a)(8)(ii).

As of August 10, 2002, 2,000 mt remain in the 2002 Eastern Aleutian District and Bering Sea subarea TAC of Atka mackerel for gears other than jig. Current information shows that the catching capacity of vessels expected to be catching Atka mackerel in area 541 of the BSAI is about 2,500 mt per day. Section 679.23 paragraph (b) specifies that the time of all openings and closures of fishing seasons other than the beginning and end of the calendar fishing year is 1200 hrs, A.l.t. The Administrator, Alaska Region, NMFS, has determined that the B season allowance of the Atka mackerel TAC could be exceeded if a 24-hour fishery were allowed to occur. NMFS intends that the seasonal allowance not be exceeded and, therefore, will not allow a 24-hour directed fishery.

NMFS, in accordance with §§ 679.25(a)(1)(i) and 679.25(2)(i), is adjusting the B season for Atka mackerel in the Eastern Aleutian District and Bering Sea subarea by opening the fishery for 12 hours. Regulations at § 679.20(a)(8)(iii)(C) require the HLA fisheries in areas 542 and 543 open 48 hours after the seasonal closure of area 541. To provide for a 12 hour opening and for openings in the subsequent HLA fisheries at 1200 hrs, A.l.t., the fishery in the Eastern Aleutian District (area 541) and Bering Sea subarea is being opened at 2400 hrs, A.l.t., September 1, 2002, and closed at 1200 hrs, A.l.t., September 2, 2002.

In accordance with § 679.25(a)(2)(iii), NMFS has determined that prohibiting directed fishing at 1200 hrs, A.l.t., September 2, 2002, after a 12 hour opening is the least restrictive management adjustment to achieve the 2002 Atka mackerel TAC in Eastern Aleutian District and Bering Sea subarea and will allow other fisheries to continue in noncritical areas and time periods. Pursuant to § 679.25(b)(2), NMFS has considered data regarding catch per unit of effort and rate of harvest in making this adjustment.

In accordance with § 679.20(a)(8)(iii)(C), the Regional Administrator is opening the first directed fisheries for Atka mackerel within the HLA in areas 542 and 543. The opening is to occur 48 hours after