

Administration, Office of Air Traffic Airspace Management, ATA-400, 800 Independence Avenue, SW., Washington, DC 20591, or by calling (202) 267-8783. Communications must identify both docket numbers for this notice. Persons interested in being placed on a mailing list for future NPRM's should call the FAA's Office of Rulemaking, (202) 267-9677, for a copy of Advisory Circular No. 11-2A, Notice of Proposed Rulemaking Distribution System, which describes the application procedure.

### Background

Restricted airspace at Fort Huachuca, AZ, dates back to the 1960's. The current designated time of use for the restricted area was based on past use. The U.S. Army requested this change since increased training requirements have resulted in a regular need for restricted airspace usage up to 1700 hours Monday through Friday. The restricted areas hours of use during the past several years has been routinely extended from 1600 hours to 1700 hours by the issuance of a Notice to Airmen (NOTAM).

### The Proposal

The FAA is proposing an amendment to 14 Code of Federal Regulations (CFR) part 73 to amend the designated time of use for R-2303A and R-2303B Fort Huachuca, AZ. Specifically, this action proposes to change the designated time of use for R-2303 A and B from "Monday-Friday 0700-1600 local time," to "Monday-Friday 0700-to 1700 local time." The U.S. Army has proposed this modification to better accommodate increased training requirements at Fort Huachuca. This action would not change the current boundaries or activities conducted within R-2303A and B.

Section 73.48 of part 73 of the Federal Aviation Regulations was republished in FAA Order 7400.8K dated September 26, 2002.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when

promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### Environmental Review

This proposal will be subjected to the appropriate environmental analysis in accordance with FAA Order 1050.1D, Policies and Procedures for Considering Environmental Impacts, prior to any FAA final regulatory action.

### List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

### The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 73 as follows:

#### PART 73—SPECIAL USE AIRSPACE

1. The authority citation for part 73 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

#### § 73.23 [Amended]

2. § 73.23 is amended as follows:

\* \* \* \* \*

#### R-2303A, AZ [Amended]

By removing "Time of designation. Monday-Friday, 0700-1600 local time; other times by NOTAM at least 24 hours in advance," and substituting "Time of designation. Monday-Friday, 0700-1700 local time; other times by NOTAM at least 24 hours in advance," in its place.

#### R-2303B, AZ [Amended]

By removing "Time of designation. Monday-Friday, 0700-1600 local time; other times by NOTAM at least 24 hours in advance," and substituting "Time of designation. Monday-Friday, 0700-1700 local time; other times by NOTAM at least 24 hours in advance," in its place.

\* \* \* \* \*

Issued in Washington, DC on January 16, 2003.

**Reginald C. Matthews,**

*Manager, Airspace and Rules Division.*

[FR Doc. 03-1476 Filed 1-22-03; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

#### 27 CFR Part 9

[Notice No. 967]

RIN 1512-AC85

#### Proposed Alexandria Lakes Viticultural Area (2002R-152P)

**AGENCY:** Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** ATF has received a petition to establish a viticultural area in Douglas County, Minnesota, to be named "Alexandria Lakes." We invite comments on this petition.

**DATES:** We must receive written comments by March 24, 2003.

**ADDRESSES:** You may send comments to any of the following addresses—

- Chief, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 50221, Washington, DC 20091-0221 (Attn: Notice No. 967);
- 202-927-8525 (facsimile);
- [nprm@atfhq.atf.treas.gov](mailto:nprm@atfhq.atf.treas.gov) (e-mail);
- <http://www.atf.treas.gov> (online). A comment form is available. At this site, select "Regulations," then "Notices of proposed rulemaking (Alcohol)." Finally, select "Send comments via e-mail" under this notice number.

See the Public Participation section of this notice for specific requirements.

**FOR FURTHER INFORMATION CONTACT:** Lisa M. Gesser, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue, NW., Washington, DC 20226 (202-927-9347).

#### SUPPLEMENTARY INFORMATION:

#### Background on Viticultural Areas

##### *ATF's Authority*

The Federal Alcohol Administration Act (FAA Act) at 27 U.S.C. 205(e) requires that alcohol beverage labels provide the consumer with adequate information regarding a product's identity, while prohibiting the use of deceptive information on such labels. The FAA Act also authorizes ATF to issue regulations to carry out the Act's provisions.

Regulations in 27 CFR Part 4, Labeling and Advertising of Wine, allow the establishment of definitive viticultural areas and the use of their names as appellations of origin on wine labels and in wine advertisements. Title 27 CFR Part 9, American Viticultural

Areas, contains the list of approved viticultural areas.

#### *Definition of an American Viticultural Area*

Title 27 CFR 4.25a(e)(1) defines an American viticultural area as a delimited grape-growing region distinguishable by geographic features whose boundaries have been delineated in subpart C of part 9.

#### *Requirements*

Section 4.25a(e)(2) outlines the procedure for proposing an American viticultural area. Anyone interested may petition ATF to establish a grape-growing region as a viticultural area. The petition must include—

- Evidence of local and/or national name recognition of the proposed viticultural area as the area specified in the petition;
- Historical or current evidence that the boundaries of the proposed viticultural area are as specified in the petition;
- Evidence of geographical characteristics, such as climate, soils, elevation, physical features, etc., that distinguish the proposed area from surrounding areas;
- A description of the specific boundaries of the proposed viticultural area, based on features reflected on maps that are approved by the United States Geological Survey (USGS) and of the largest applicable scale; and
- A copy or copies of the appropriate USGS-approved map(s) with the boundaries prominently marked.

#### *Impact on Current Wine Labels*

If this NPRM is approved, bottlers who use brand names like the name of the viticultural area may be affected. Such bottlers must ensure that their existing products are eligible to use the name of the viticultural area as an appellation of origin. For a wine to be eligible, 85 percent of the grapes in the wine must have been grown within the viticultural area(s). See 27 CFR 4.25a(e)(3).

If the wine is ineligible, the bottler must change the brand name of that wine and obtain approval of the new label. Different rules apply if a permittee labels a wine in this category with a label approved as of July 7, 1986. See 27 CFR 4.39(i).

#### **Alexandria Lakes Petition**

ATF has received a petition from Robert G. Johnson on behalf of Carlos Creek Winery, proposing to establish "Alexandria Lakes" as an American viticultural area. The proposed American viticultural area is located in

Douglas County, Minnesota and encompasses approximately 17 square miles. Six fresh water lakes surround the area.

#### *Name Evidence*

The petitioner submitted the following as evidence that the area is locally and nationally known as Alexandria Lakes:

- The 2002 *Official Visitors Guide* for the Alexandria Lakes area published by the Alexandria Lakes Area Chamber of Commerce. This guide refers to the area as the "Alexandria Lakes Area."
- Several brochures that refer to the proposed area as the "Alexandria Lakes Area."
- A letter from the Alexandria Lake Area Sanitary District referring to the proposed area as the "Alexandria Lake Area."

#### *Evidence of Boundaries*

The petitioner has submitted the following as boundary evidence:

- U.S.G.S. Map (Alexandria West, Minn. 1966 (revised 1994));
- U.S.G.S. Map (Alexandria East, Minn. 1966 (revised 1994));
- U.S.G.S. Map (Lake Milona West, Minn. 1969); and
- U.S.G.S. Map (Lake Milona East, Minn. 1969).

The proposed Alexandria Lakes viticultural area is located in Douglas County, Minnesota. The proposed boundaries do not encompass the entire land mass known by that name. According to the petitioner, current viticulture and a unique microclimate limit the boundaries to those proposed. He also indicates that the area's geographic features help define the proposed viticultural area's borders. We will discuss these features further below.

#### *Geologic Features*

The petitioner states that glacial activity formed the proposed area at the end of the last ice age, 10,000 years ago. The soil is unique because the glacial activity gouged it from the surrounding areas. The steep glacial erosion produced a geographically isolated area that the region's deepest glacial lakes surround. These lakes are not only the deepest, but by volume, they are largest in the region.

The petitioner states that the most abundant soil found in the petitioned area is of the Nebish-Beltrami association. This association is very unique in that it makes up only 5% of the county. The U.S. Department of Agriculture Soil Conservation Service (USDASCS) defines this soil as deep, well and moderately well drained. The

petitioner states that vegetation in the proposed area must survive on poorer soils and must have broader root systems than vegetation grown in the surrounding regions. According to the petitioner, the higher concentration of hardwood trees in the proposed area evidence this.

By contrast, the USDASCS defines the opposing lakeshores' soil, just west and north of the proposed area, as belonging to the Waukon-Flom association, which they describe as poorly drained. The petitioner indicates that these are alluvial wash plains containing heavy loess soils and low wetlands.

The USDASCS defines the soil associations on the opposing shores just south and east of the proposed areas as belonging to the Arvilla-Sverdrup association. These soils formed in sand or sand and gravel outwash material and are described as excessively drained.

#### *Geographic Features*

According to the petitioner, the proposed area's geographic features further distinguish it from surrounding regions. Six fresh-water lakes almost completely surround the proposed area. To the north lies Lake Milona, which is the largest lake in Douglas County. To the east is Lake Carlos, which is, according to the Alexandria Lakes Area Chamber of Commerce, the largest lake in the Alexandria Lakes chain. South of the border are two small lakes, Lake Louise and Lake Alvin, and a medium size lake, Lake Darling. West lies Lake Ida, which is one of the largest lakes in the area.

#### *Climate*

The petitioner provided climate data for the years 1992 through 2001 from the University of Minnesota Meteorological Department's Web site. The data indicates that the proposed area receives on average more precipitation than the surrounding regions. The petitioned area's average precipitation is approximately 23.65 inches per year. By contrast, Osakis, Wadena, and Ashby Counties, which are located east, north, and west, respectively, of the petitioned area, all received between 1 to 3 more inches of precipitation per year. The petitioner states the difference is due to the seasonal southern winds that blow through the petitioned area producing moisture updrafts that result in rain clouds generally north and east of the area.

The petitioner states that the proposed area receives less annual snowfall than the surrounding regions. The petitioned area's average snowfall is approximately 47.67 inches per year. By

contrast, Osakis, Wadena, and Ashby, all receive between 4 to 8 more inches of snowfall per year.

According to the petitioner, "the drier climate and lighter snow cover makes for lowered water tables, but watershed flowing from areas to the north and east replenish the water and maintain constant lake water levels." In addition, the petitioner states that the petitioned area has temperature averages that are generally warmer in the winter and cooler in the summer than those of adjacent areas.

## Public Participation

### Comments

We request comments from anyone interested. Please support your comments with specific information. Examples include name evidence and data about growing conditions or area boundaries.

Although we do not acknowledge receipt, we will consider your comments if we receive them on or before the closing date. We will consider comments received after the closing date if time permits. We regard all comments as originals.

You may submit comments in any of four ways.

- *By mail:* You may send written comments to ATF at the address listed in the Addresses section.

- *By facsimile:* You may submit comments by facsimile transmission to 202-927-8525. Faxed comments must—

- (1) Be legible;
- (2) Reference this Notice number;
- (3) Be on 8½ by 11-inch paper;
- (4) Contain a legible, written signature; and

- (5) Be five or less pages long. This limitation assures electronic access to our equipment. We will not accept faxed comments that exceed five pages.

- *By e-mail:* You may e-mail comments to [nprm@atfhq.atf.treas.gov](mailto:nprm@atfhq.atf.treas.gov). Comments transmitted by electronic-mail must—

- (1) Contain your name, mailing address, and e-mail address;
- (2) Reference this Notice number on the subject line; and
- (3) Be legible when printed on 8½ by 11-inch paper. We will not acknowledge receipt of e-mail.

- *Online:* We provide a comment form with the online copy of this proposed rule. See the ATF Internet Web site at <http://www.atf.treas.gov>.

You may also write to the Director to ask for a public hearing. The Director reserves the right to determine, in light of all circumstances, whether a public hearing will be held.

### Disclosure

You may inspect copies of the petition, the proposed regulations, the appropriate maps, and any written comments by appointment. The ATF Reading Room, Public and Governmental Affairs, is located in room 6480 at 650 Massachusetts Avenue, NW., Washington, DC 20226. You may also obtain copies at 20 cents per page. If you want to view or request copies of comments, call the ATF librarian at telephone number 202-927-7890.

For your convenience, we will post comments received in response to this Notice on the ATF Web site. All comments posted on our Web site will show the names of commenters but not street addresses, telephone numbers, or e-mail addresses. We may also omit voluminous attachments or material that we consider unsuitable for posting. In all cases, the full comment will be available in the ATF Reading Room. To access online copies of the comments on this rulemaking, visit <http://www.atf.treas.gov/> and select "Regulations," then "Notices of proposed rulemaking (Alcohol)." Next, select "View Comments" under this Notice number. Finally, select "Notice of Proposed Rulemakings Comments" and this Notice number.

### Confidentiality

We do not recognize any submitted material as confidential. We will disclose all information that relates to the comments, including the identity of the commenters. Do not enclose in your comments any material you consider confidential or inappropriate for disclosure.

## Regulatory Analyses and Notices

### Paperwork Reduction Act

We propose no requirement to collect information. Therefore, the provisions of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507, and its implementing regulations, 5 CFR part 1320, do not apply.

### Regulatory Flexibility Act

We certify that this regulation will not have a significant economic impact on a substantial number of small entities, including small businesses. The establishment of viticultural areas represents neither ATF endorsement nor approval of the quality of wine produced in the areas. Rather, it allows identification of areas distinct from one another where a given quality, reputation, or other characteristic of the wine produced in the area is essentially attributable to its geographical origin.

We believe that the establishment of viticultural areas allows wineries to describe more accurately the origin of their wines to consumers and helps consumers identify the wines they purchase. Thus, any benefit derived from the use of a viticultural area name is the result of the proprietor's efforts and consumer acceptance of wines from that area.

### Executive Order 12866

This proposed rule is not a "significant regulatory action" as defined by Executive Order 12866. Therefore, no regulatory assessment is required.

### Drafting Information

The principal author of this document is Lisa M. Gesser, Regulations Division, Bureau of Alcohol, Tobacco and Firearms.

## List of Subjects in 27 CFR Part 9

Administrative practices and procedures, Consumer protection, Viticultural areas, and Wine.

## Authority and Issuance

ATF proposes to amend 27 CFR part 9 as follows:

## PART 9—AMERICAN VITICULTURAL AREAS

1. The authority citation for part 9 continues to read as follows:

**Authority:** 27 U.S.C. 205.

### Subpart C—Approved American Viticultural Areas

2. Amend subpart C by adding § 9.177 to read as follows:

#### § 9.177 Alexandria Lakes

(a) *Name.* The name of the viticultural area described in this section is "Alexandria Lakes".

(b) *Approved maps.* The appropriate maps for determining the boundary of the Alexandria Lakes viticultural area are the following four U.S.G.S. topographical maps (7.5 minute series 1:24000 scale):

(1) "Alexandria West, Minn.," 1966, revised 1994.

(2) "Alexandria East, Minn.," 1966, revised 1994.

(3) "Lake Miltona East, Minn.," 1969.

(4) "Lake Miltona West, Minn.," 1969.

(c) *Boundaries.* The proposed Alexandria Lakes viticultural area is located in Douglas County, Minnesota and is encompassed by 6 fresh water lakes in an area of approximately 17 square miles. The proposed boundaries are as follows:

(1) The beginning point is located on Alexandria West, Minn. map between

Lake Carlos and Lake Darling at bench mark (BM) 1366, which is an unmarked bridge on County Road 11, known as the Carlos-Darling Bridge.

(2) The boundary continues along the Carlos-Darling bridge and then northeasterly along the western shore of Lake Carlos on to the Alexandria East, Minn. map.

(3) The boundary continues along the shoreline until the point where the Lake Carlos shoreline parallels an unlabeled road known as County Road 38.

(4) The boundary continues north along County Road 38 until it intersects with an unlabeled road known as County Road 62.

(5) The boundary continues north along County Road 62 on to the Lake Miltona, East, Minn. map and then on to an unlabeled road known as Buckskin Road.

(6) The boundary continues north on Buckskin Road to the point at BM 1411.

(7) From BM 1411, the boundary continues north in a straight line to the south shoreline of Lake Miltona.

(8) The boundary continues generally west along the south shoreline of Lake Miltona on to the Lake Miltona West, Minn. map until the southern shoreline parallels an unlabeled road known as Krohnfeldt Drive.

(9) The boundary continues south and then west along Krohnfeldt Drive until it intersects with an unlabeled road known as County Road 34.

(10) The boundary continues south along County Road 34 until the point where County Road 34 runs parallel to Lake Ida's eastern shoreline.

(11) The boundary continues south along Lake Ida's eastern shoreline then on to the Alexandria West, Minn. map to the point where two unlabeled roads known as Burkey's Lane and Sunset Strip Road intersect.

(12) The boundary continues south along Sunset Strip Road to the point where it intersects with an unlabeled road known as County Road 104.

(13) The boundary continues generally east along County Road 104 until it intersects with an unlabeled road known as County Road 34.

(14) The boundary continues east along County Road 34 until it intersects with an unlabeled road known as County Road 11.

(15) The boundary continues east along County Road 11 to the beginning point for the area at BM 1366, known as the Carlos-Darling Bridge.

Signed: January 14, 2003.

**Bradley A. Buckles,**  
Director.

[FR Doc. 03-1527 Filed 1-22-03; 8:45 am]

BILLING CODE 4810-31-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA 271-0374b; FRL-7427-7]

#### Revisions to the California State Implementation Plan, Santa Barbara County Air Pollution Control District and Yolo-Solano Air Quality Control District

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

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve revisions to the Santa Barbara County Air Pollution Control District (SBCAPCD) and the Yolo-Solano Air Quality Management District (YSAQMD) portions of the California State Implementation Plan (SIP). These revisions concern the emission of particulate matter (PM-10) from open fires and prescribed burning and the emission of volatile organic compounds (VOCs) from the transfer of gasoline at dispensing facilities. We are proposing to approve local rules that regulate these emission sources under the Clean Air Act as amended in 1990 (CAA or the Act).

**DATES:** Any comments on this proposal must arrive by February 24, 2003.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR-4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

You can inspect a copy of the submitted rule revisions and EPA's technical support documents (TSDs) at our Region IX office during normal business hours. You may also see a copy of the submitted rule revisions and TSDs at the following locations:

Air and Radiation Docket and Information Center, U.S. Environmental Protection Agency, (Mail Code 6102T), Room B-102, 1301 Constitution Avenue, NW., Washington, DC 20460.

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 "I" Street, Sacramento, CA 95814.

Santa Barbara County Air Pollution Control District, 26 Castilian Drive, Suite B-23, Goleta, CA 93117.

Yolo-Solano Air Quality Management District, 1947 Galileo Court, Suite 103, Davis, CA 95616.

A copy of a rule may also be available via the Internet at <http://www.arb.ca.gov/drdb/drdbtxt.htm>. This is not an EPA Web site and it may not contain the same version of the rule that was submitted to EPA. Readers should verify that the adoption date of the rule listed is the same as the rule submitted

to EPA for approval and be aware that the official submittal is only available at the agency addresses listed above.

**FOR FURTHER INFORMATION CONTACT:** Al Petersen, Rulemaking Office (AIR-4), U.S. Environmental Protection Agency, Region IX; (415) 947-4118.

**SUPPLEMENTARY INFORMATION:** This proposal addresses the approval of local SBCAPCD Rule 401 and YSAQMD Rule 2.22. In the Rules section of this **Federal Register**, we are approving these local rules in a direct final action without prior proposal because we believe this SIP revision is not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. We do not plan to open a second comment period, so anyone interested in commenting should do so at this time. If we do not receive adverse comments, no further activity is planned. For further information, please see the direct final action.

Dated: December 4, 2002.

**Alexis Strauss,**

Acting Regional Administrator, Region IX.

[FR Doc. 03-1363 Filed 1-22-03; 8:45 am]

BILLING CODE 6560-50-P

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 46 CFR Part 401

[USCG-2002-11288]

RIN 2115-AG30

#### Rates for Pilotage on the Great Lakes

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking and public meeting.

**SUMMARY:** The Coast Guard proposes to update the rates for pilotage on the Great Lakes. We must by law review these rates annually, and we have reviewed them. We propose to change the pilotage rates for the shipping season of 2003 on the Great Lakes, both to generate sufficient funds for allowable expenses and to ensure that the pilots receive target compensation.

**DATES:** Comments and related material must reach the Docket Management Facility on or before March 10, 2003. A public meeting will be held January 31, 2003.

**ADDRESSES:** To make sure your comments and related material are not entered more than once in the docket,