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 “T” Street, Sacramento, CA 95814.
San Joaquin Valley Unified Air Pollution Control District, 1990 East Gettysburg Street, Fresno, CA 93726.

A copy of the rule may also be available via the Internet at http://www.arb.ca.gov/drdb/drdbltxt.htm. Please be advised that this is not an EPA website and may not contain the same version of the rule that was submitted to EPA.

FOR FURTHER INFORMATION CONTACT: Al Petersen, Rulemaking Office Chief (AIR–4), U.S. Environmental Protection Agency, Region IX, (415) 947–4118, petersen.alfred@epa.gov.

SUPPLEMENTARY INFORMATION: This proposal addresses the approval of local SJVUAPCD Rules 1080, 1081, and 4693. 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 these SIP revisions are 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.

Sally Seymour,
Acting Regional Administrator, Region IX.

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

Revisions to the California State Implementation Plan, South Coast Air Quality Management District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve revisions to the South Coast Air Quality Management District (SCAQMD) portion of the California State Implementation Plan (SIP). These revisions concern volatile organic compound (VOC) emissions from several source categories such as aerospace manufacturing and coating, metal parts coating, wood products coating, and fiberglass composite manufacturing. We are proposing to approve a local rule to 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 May 26, 2004.

ADDRESSES: Send comments to Andy Steckel, Rulemaking Office Chief (AIR–4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105–3901, or e-mail to steckel.andrew@epa.gov, or submit comments at http://www.regulations.gov.

You can inspect copies of the submitted SIP revisions, EPA’s technical support documents (TSDs), and public comments at our Region IX office during normal business hours by appointment. You may also see copies of the submitted SIP revisions by appointment at the following locations: California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 “T” Street, Sacramento, CA 95814 and, South Coast Air Quality Management District, 21865 East Copley Drive, Diamond Bar, CA 91765–4182.

A copy of the rule may also be available via the Internet at http://www.arb.ca.gov/drdb/drdbltxt.htm. Please be advised that this is not an EPA website and may not contain the same version of the rule that was submitted to EPA.

Wayne Nastri,
Regional Administrator, Region IX.

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 52 and 81

Revisions to the California State Implementation Plan, South Coast Air Quality Management District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve the maintenance plan for the Moreno Valley in Arizona and grant the request submitted by the State to redesignate this area from nonattainment to attainment for the National Ambient Air Quality Standard for sulfur dioxide (SO2).

DATES: Comments on this proposal must be received by May 26, 2004.

ADDRESSES: Comments should be mailed or emailed to Wienke Tax, Office of Air Planning (AIR–2), U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105–3901, tax.wienke@epa.gov. Comments may also be submitted through http://www.regulations.gov. We prefer electronic comments. You can inspect copies of EPA’s Federal Register document and Technical Support (TSD) document at our Region 9 office during normal business hours (see address above). Due to increased security, we suggest that you call at least 24 hours prior to visiting the Regional Office so we can make arrangements to have someone meet you. The Federal Register notice and TSD are also available on EPA’s Web Page at http://www.epa.gov/region09/air.

Copies of the State Implementation Plan (SIP) materials are also available for inspection at the address listed below: Arizona Department of Environmental Quality, 1110 W. Washington Street, First Floor, Phoenix, AZ 85007, Telephone (602) 771–4335.

FOR FURTHER INFORMATION CONTACT: Wienke Tax, Air Planning Office (AIR–2), Air Division, U.S. EPA, Region 9, diamondbar, CA 91765, Telephone: (520) 622–1622. E-mail: tax.wienke@epa.gov, or check www.epa.gov/region09/air.
SUPPLEMENTARY INFORMATION: In the Rules and Regulations section of this Federal Register, we are approving the maintenance plan for the Morenci SO₂ nonattainment area. We are also approving the State of Arizona’s request to redesignate the Morenci area from nonattainment to attainment for the primary SO₂ NAAQS. We are taking these actions without prior proposal because we believe that the revision and request are 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.

Laura Yoshii,
Acting Regional Administrator, Region IX.

[FR Doc. 04–9278 Filed 4–23–04; 8:45 am]
BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 450

FRL–7644–2

RIN 2040–AD42

Effluent Limitations Guidelines and New Source Performance Standards for the Construction and Development Category

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule; Withdrawal.

SUMMARY: On June 24, 2002, EPA published a proposal that contained several options for the control of storm water discharges from construction sites, including effluent limitation guidelines and new source performance standards. We have selected the option in that proposal that continues to rely on the range of existing programs, regulations, and initiatives at the Federal, State, and local level for the control of storm water discharges from construction sites rather than a new national effluent guideline or other new rule. EPA determined that uniform national technology-based standards are not the most effective way to address storm water discharges from construction sites at this time. Instead, EPA believes that it is better at this time to rely on the existing National Pollutant Discharge Elimination System (NPDES) storm water program, which requires permit coverage for discharges associated with construction activity disturbing at least one acre of land, and also requires municipalities to reduce their stormwater discharges of pollutants to the maximum extent practicable, which can include implementation of tailored local programs to reduce pollutant discharges from construction sites.

DATES: For judicial review purposes, this action is considered issued as of 1 p.m. eastern daylight time (e.d.t.) on May 10, 2004, as provided in 40 CFR 23.2. Under section 509(b)(1) of the Clean Water Act, judicial review of the Administrator’s action regarding effluent limitations guidelines and standards can only be had by filing a petition for review in the United States Court of Appeals within 120 days after the decision is considered issued for purposes of judicial review.

ADDRESSES: The docket for today’s action is available for public inspection at the Water Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC.

FOR FURTHER INFORMATION CONTACT: For technical information regarding today’s action, please contact Mr. Jesse W. Pritts at (202) 566–1038 or send e-mail to: pritts.jesse@epa.gov. For economic information, please contact Mr. George Denning at (202) 566–1067 or send e-mail to: denning.george@epa.gov.

SUPPLEMENTARY INFORMATION:

General Information

A. What Entities Are Potentially Interested in This Action?

Entities potentially interested in this action include businesses that conduct construction and development activities.

<table>
<thead>
<tr>
<th>Category</th>
<th>Examples of regulated entities</th>
<th>Examples of common North American Industry Classification System (NAICS) codes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Industry</td>
<td>Builders, Developers, General Contractors and Heavy Construction operators that perform construction activities.</td>
<td>233, 234</td>
</tr>
</tbody>
</table>

This table is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be interested in today’s action. If you have questions this action, consult the person listed in the preceding FOR FURTHER INFORMATION CONTACT section.

B. How Can I Get Copies of This Document and Other Related Information?

1. Docket

We have established an official public docket for this action under Docket ID No. OW–2002–0030. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. The official public docket is the collection of materials that is available for public viewing at the Water Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the Water Docket is (202) 566–2426. To view docket materials, please call ahead to schedule an appointment. Every user is entitled to copy 266 pages per day before incurring a charge. The Docket may charge 15 cents for each page over the 266-page limit plus an administrative fee of $25.00.

2. Electronic Access

You may access this Federal Register document electronically through the