expressed general support for drilling. The EPA carefully reviewed each of the comments submitted, and after consideration of the expressed view of all interested persons, the pertinent federal statutes and regulations, the application and additional material relevant to the application and contained in the administrative record, the EPA made a decision in accordance with 40 CFR 52.21, 40 CFR part 71 and 40 CFR part 55 to issue a final OCS permit.

On October 14, 2011, the EPA Region 4 Office requested public comments on a proposal to issue an air permit for Port Dolphin. The EPA received no comments during the public comment period, which ended on November 14, 2011. The EPA made a decision in accordance with the provisions of Title I of the Clean Air Act (CAA), 42 U.S.C. 7401 et seq., and applicable rules and regulations approved or promulgated under the CAA, including air permitting rules promulgated by the Florida Department of Environmental Protection (FDEP), to issue a final permit.

Under 40 CFR 124.19(f)(2), notice of any final Agency action regarding a prevention of significant deterioration (PSD) permit must be published in the Federal Register. Section 307(b)(1) of the CAA provides for review of final Agency action that is locally or regionally applicable in the United States Court of Appeals for the appropriate circuit. Such a petition for review of final Agency action must be filed within 60 days from the date of notice of such action in the Federal Register. For purposes of judicial review under the CAA, final Agency action occurs when a final PSD permit is issued or denied by the EPA and Agency review procedures are exhausted, per 40 CFR 124.19(f)(1).

Any person who filed comments on the draft Eni permit was provided the opportunity to petition the Environmental Appeals Board by November 28, 2011. No petitions were submitted; therefore the permit became effective on November 28, 2011. No person filed comments on the draft Port Dolphin permit; therefore the permit became effective on December 1, 2011.

Dated: December 6, 2011.

Jeananne M. Gettle.
Acting Division Director, Air, Pesticides and Toxics, Management Division, Region 4.

[FR Doc. 2011–32177 Filed 12–14–11; 8:45 a.m.]