

this rule may be made effective in less than 30 days after its publication in the Federal Register.

#### Regulatory Evaluation

This rule is not major under Executive Order 12291 and not significant under the "Department of Transportation Regulatory Policies and Procedures" (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation is unnecessary.

#### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C 601 et seq.), the Coast Guard must consider whether this rule will have a significant economic impact on a substantial number of small entities. "Small entities" include independently owned and operated small businesses that are not dominant in their field and that otherwise qualify as "small business concerns" under section 3 of the Small Business Act (15 U.S.C. 632). This rule will have no impact on either vehicular or navigational traffic. Because it expects the impact of this final rule to be minimal, the Coast Guard certifies under 5 U.S.C. 605(b) that it will not have a significant economic impact on a substantial number of small entities.

#### Collection of Information

This rule contains no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.).

#### Federalism

The Coast Guard has analyzed this rule under the principles and criteria contained in Executive Order 12612 and has determined that this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard considered the environmental impact of this rule and concluded that, under section 2.B.2 of Commandant Instruction M16475.1 (series), this proposal is categorically excluded from further environmental documentation.

#### List of Subjects in 33 CFR Part 117

Bridges.

#### Regulation

In consideration of the foregoing, Part 117 of Title 33, Code of Federal Regulations, is amended as follows:

### PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05-1(g); section 117.255 also issued under the authority of Pub. L. 102-587, 106 Stat. 5039.

#### § 117.451 [Amended]

2. In § 117.451, paragraph (c) is removed and paragraph (d), (e), and (f) are redesignated paragraphs (c), (d), and (e) respectively.

Dated: January 30, 1997.

T.W. Josiah,

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

[FR Doc. 97-5173 Filed 2-28-97; 8:45 am]

BILLING CODE 4910-14-M

### 33 CFR Part 117

[CGD08-97-003]

RIN 2115-AE47

#### Drawbridge Operation Regulation; Inner Harbor Navigation Canal, LA

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulations.

**SUMMARY:** Notice is hereby given that the Commander, Eighth Coast Guard District has issued a temporary deviation from the regulation governing the operation of the Seabrook Railroad bascule span drawbridge across the Inner Harbor Navigation Canal, mile 4.5 in New Orleans, Orleans Parish, Louisiana. This deviation requires that the draw open on signal except that between the hours of 8 a.m. and noon and between the hours of 1 p.m. and 5 p.m. on weekdays only from April 7, 1997 through May 2, 1997, the draw need not open for the passage of vessels. Presently, the draw is required to open on signal. This closure is necessary for structural repair of the roadway support which has been damaged as a result of a vessel allision. The draw of the bridge may be open between noon and 1 p.m. to pass navigation.

**DATES:** The deviation is effective from 8 a.m. on April 7, 1997 through 5 p.m. on May 2, 1997.

#### FOR FURTHER INFORMATION CONTACT:

Mr. Phil Johnson, Bridge Administration Branch, Commander (ob), Eighth Coast Guard District, 501 Magazine Street, New Orleans, Louisiana 70130-3396, telephone number (504) 589-2965.

#### SUPPLEMENTARY INFORMATION:

##### Background and Purpose

The Seabrook (Southern railroad) bascule span drawbridge across the Inner Harbor Navigation Canal, mile 4.5 in New Orleans, has a vertical clearance of one foot above high tide in the closed to navigation position and unlimited clearance in the open to navigation position. Navigation on the waterway consist of tugs with tows, including crane barges, jack-up boats, oil industry crew vessels, fishing vessels, sailing vessels, and other recreational craft. The Port of New Orleans requested a temporary deviation from the normal operation of the bridge so that repairs to the concrete roadway support may be made.

Dated: January 30, 1997.

T.W. Josiah,

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

[FR Doc. 97-5175 Filed 2-28-97; 8:45 am]

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### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 300

[FRL-5696-4]

#### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List Update

AGENCY: Environmental Protection Agency.

ACTION: Notice of deletion of the Spence Farm Site from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) Region II announces the deletion of the Spence Farm site in Ocean County, New Jersey from the National Priorities List (NPL). The NPL is Appendix B of 40 CFR Part 300, the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the State of New Jersey have determined that responsible parties have implemented all appropriate response actions required. Moreover, EPA and the State of New Jersey have determined that remedial actions conducted at the site to date remain protective of public health, welfare, and the environment.

**EFFECTIVE DATE:** March 3, 1997.

**ADDRESSES:** Comprehensive information on this site is available for viewing at

the Site Administrative Record Repository located at: New Egypt Library, 10 Evergreen Road, New Egypt, NJ 08533, Contact: Barbara Rothlein, Phone: (609) 758-7888.

Hours: Monday (10 am to 5 pm and 7 to 9 pm)  
 Tuesday (10 am to 5 pm)  
 Wednesday (1 to 5 pm)  
 Thursday (1 to 5 pm and 7 to 9 pm)  
 Friday (10 am to 5 pm)  
 Saturday (10 am to 1 pm).

**FOR FURTHER INFORMATION CONTACT:** Mr. Joseph Gowers, Remedial Project Manager, U.S. Environmental Protection Agency, Region II, 290 Broadway, 19th Floor, New York, New York 10007-1866, (212) 637-4413.

**SUPPLEMENTARY INFORMATION:** The site to be deleted from the NPL is:

Spence Farm Site in Ocean County, New Jersey.

A Notice of Intent to Delete for this site was published October 25, 1996 (61 FR 55260). The closing date for comments on the Notice of Intent to Delete was November 25, 1995. EPA received no comments and therefore has not prepared a Responsiveness Summary.

The EPA identifies sites which appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Sites on the NPL may be the subject of Hazardous Substance Response Trust Fund (Fund)—financed remedial actions. Section 300.425(e)(3) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL in the unlikely event that conditions at the site warrant such action. Deletion of a site from the NPL does not affect responsible party liability or impede agency efforts to recover costs associated with response efforts.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: February 10, 1997.  
 William J. Muszynski,  
*Acting Regional Administrator.*

40 CFR Part 300 is amended as follows:

#### **PART 300—[AMENDED]**

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp. p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp. p. 193.

#### Appendix B—[Amended]

2. Table 1 of Appendix B to Part 300 is amended by removing the Site "Spence Farm, Plumstead Township, New Jersey".

[FR Doc. 97-5037 Filed 2-28-97; 8:45 am]

**BILLING CODE 6560-50-P**

#### **40 CFR Part 300**

[FRL-5696-3]

#### **National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List Update**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of deletion of the Pijak Farm Site from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) Region II announces the deletion of the Pijak Farm site in Ocean County, New Jersey from the National Priorities List (NPL). The NPL is Appendix B of 40 CFR Part 300, the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the State of New Jersey have determined that responsible parties have implemented all appropriate response actions required. Moreover, EPA and the State of New Jersey have determined that remedial actions conducted at the site to date remain protective of public health, welfare, and the environment.

**EFFECTIVE DATE:** March 3, 1997.

**ADDRESSES:** Comprehensive information on this site is available for viewing at the Site Administrative Record Repository located at: New Egypt Library, 10 Evergreen Road, New Egypt, NJ 08533; *Contact:* Barbara Rothlein; *Phone:* (609) 758-7888; *Hours:* Monday (10 am to 5 pm and 7 to 9 pm), Tuesday (10 am to 5 pm), Wednesday (1 to 5 pm), Thursday (1 to 5 pm and 7 to 9 pm), Friday (10 am to 5 pm), Saturday (10 am to 1 pm).

**FOR FURTHER INFORMATION CONTACT:** Mr. Joseph Gowers, Remedial Project Manager, U.S. Environmental Protection Agency, Region II, 290 Broadway, 19th

Floor, New York, New York 10007-1866, (212) 637-4413.

**SUPPLEMENTARY INFORMATION:** The site to be deleted from the NPL is:

Pijak Farm Site in Ocean County, New Jersey.

A Notice of Intent to Delete for this site was published October 25, 1996 (61 FR 55260). The closing date for comments on the Notice of Intent to Delete was November 25, 1995. EPA received no comments and therefore has not prepared a Responsiveness Summary.

The EPA identifies sites which appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Sites on the NPL may be the subject of Hazardous Substance Response Trust Fund (Fund)—financed remedial actions. Section 300.425(e)(3) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL in the unlikely event that conditions at the site warrant such action. Deletion of a site from the NPL does not affect responsible party liability or impede agency efforts to recover costs associated with response efforts.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: February 10, 1997.  
 William J. Muszynski,  
*Acting Regional Administrator.*

40 CFR Part 300 is amended as follows:

#### **PART 300—[AMENDED]**

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp. p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp. p. 193.

#### Appendix B—[Amended]

2. Table 1 of Appendix B to Part 300 is amended by removing the Site "Pijak Farm, Plumstead Township, New Jersey."

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