

incorporates only specific changes contained for each SIAP as modified by FDC/P-NOTAMs.

The SIAPs, as modified by FDC P-NOTAM, and contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs, the TERPS criteria were applied only to specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a FDC NOTAM as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for all these SIAP amendments requires making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making these SIAPs effective in less than 30 days.

Conclusion

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. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC, on June 12, 2009.

John M. Allen,
Director, Flight Standards Service.

Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me, Title 14, Code of

Federal regulations, Part 97, 14 CFR part 97, is amended by amending Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

■ 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

* * * Effective Upon Publication

FDC date	State	City	Airport	FDC No.	Subject
06/02/09	MI	FREMONT	FREMONT MUNI	9/1459	RNAV (GPS) RWY 36, AMDT 1A.
06/02/09	MI	FREMONT	FREMONT MUNI	9/1460	RNAV (GPS) RWY 18, AMDT 1A.
06/02/09	MI	MENOMINEE	MENOMINEE–MARINETTE TWIN COUNTY.	9/1466	ILS RWY 3, AMDT 2A.
06/02/09	MI	MENOMINEE	MENOMINEE–MARINETTE TWIN COUNTY.	9/1467	RNAV (GPS) RWY 32, ORIG–A.
06/10/09	CA	MERCED	MERCED RGNL/MACREADY FIELD ..	9/2794	ILS OR LOC RWY 30, AMDT 14C.
06/10/09	CA	MERCED	MERCED RGNL/MACREADY FIELD ..	9/2795	LOC BC RWY 12, AMDT 10D.
06/10/09	CA	MERCED	MERCED RGNL/MACREADY FIELD ..	9/2796	GPS RWY 12, ORIG–C.

[FR Doc. E9–14555 Filed 6–22–09; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 30672; Amdt. No 3326]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under

instrument flight rules at the affected airports.

DATES: This rule is effective June 23, 2009. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of June 23, 2009.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;
2. The FAA Regional Office of the region in which the affected airport is located;
3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or
4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit <http://www.nfdc.faa.gov> to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or
2. The FAA Regional Office of the region in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420), Flight Technologies and Programs Divisions, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082, Oklahoma City, OK 73125) Telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This rule amends Title 14 of the Code of Federal Regulations, Part 97 (14 CFR part 97), by establishing, amending, suspending, or revoking SIAPs, Takeoff Minimums and/or ODPS. The complete regulators description of each SIAP and its associated Takeoff Minimums or ODP for an identified airport is listed on FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR part 97.20. The applicable FAA Forms are FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, and 8260-15B when required by an entry on 8260-15A.

The large number of SIAPs, Takeoff Minimums and ODPs, in addition to their complex nature and the need for a special format make publication in the **Federal Register** expensive and impractical. Furthermore, airmen do not use the regulatory text of the SIAPs, Takeoff Minimums or ODPs, but instead

refer to their depiction on charts printed by publishers of aeronautical materials. The advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on FAA forms is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs and the effective dates of the, associated Takeoff Minimums and ODPs. This amendment also identifies the airport and its location, the procedure, and the amendment number.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as contained in the transmittal. Some SIAP and Takeoff Minimums and textual ODP amendments may have been issued previously by the FAA in a Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP and Takeoff Minimums and ODP amendments may require making them effective in less than 30 days. For the remaining SIAPs and Takeoff Minimums and ODPS, an effective date at least 30 days after publication is provided.

Further, the SIAPs and Takeoff Minimums and ODPS contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs and Takeoff Minimums and ODPS, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedures before adopting these SIAPs, Takeoff Minimums and ODPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

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. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air Traffic Control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC, on June 12, 2009.

John M. Allen,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures and/or Takeoff Minimums and/or Obstacle Departure Procedures effective at 0902 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

- 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

- 2. Part 97 is amended to read as follows:

Effective 30 JUL 2009

Miami, FL, Miami Intl, ILS OR LOC RWY 27, Amdt 25.
Miami, FL, Miami Intl, RNAV (GPS) Z RWY 27, Amdt 2.
Miami, FL, Miami Intl, RNAV (RNP) Y RWY 27, Amdt 1.
Miami, FL, Opa-Locka Executive, Takeoff Minimums and Obstacle DP, Amdt 8.
Ormond Beach, FL, Ormond Beach Muni, Takeoff Minimums and Obstacle DP, Orig.
Tampa, FL, Peter O. Knight, Takeoff Minimums and Obstacle DP, Amdt 5.
Bainbridge, GA, Decatur County Industrial Air Park, Takeoff Minimums and Obstacle DP, Orig.
Ashland, KY, Ashland Rgnl, RNAV (GPS) RWY 28, Orig-A.
Millinocket, ME, Millinocket Muni, LOC RWY 29, Orig-C, CANCELLED.
Millinocket, ME, Millinocket Muni, NDB RWY 29, Amdt 4.
Millinocket, ME, Millinocket Muni, RNAV (GPS) RWY 29, Orig.
Millinocket, ME, Millinocket Muni, VOR RWY 29, Orig.
Millinocket, ME, Millinocket Muni, VOR OR GPS-A, Amdt 10B, CANCELLED.
Edenton, NC, Northeastern Rgnl, Takeoff Minimums and Obstacle DP, Orig.

Rocky Mount, NC, Rocky Mount-Wilson Rgnl, RNAV (GPS) RWY 4, Amdt 1.
 Rocky Mount, NC, Rocky Mount-Wilson Rgnl, RNAV (GPS) RWY 22, Amdt 1.
 Rocky Mount, NC, Rocky Mount-Wilson Rgnl, VOR/DME RWY 22, Amdt 3.
 Norwich, NY, LT Warren Eaton, GPS RWY 1, Orig, CANCELLED.
 Norwich, NY, LT Warren Eaton, RNAV (GPS) RWY 1, Orig.
 Norwich, NY, LT Warren Eaton, RNAV (GPS) RWY 19, Orig.
 Norwich, NY, LT Warren Eaton, VOR/DME RNAV OR GPS RWY 19, Amdt 2, CANCELLED.
 Savannah, TN, Savannah-Hardin County, Takeoff Minimums and Obstacle DP, Amdt 3.
 Rutland, VT, Rutland-Southern Vermont Rgnl, Takeoff Minimums and Obstacle DP, Amdt 3.
 Morgantown, WV, Morgantown Muni-WLB Hart Field, RNAV (GPS) RWY 18, Amdt 2, CANCELLED.

Effective 27 AUG 2009

Akiak, AK, Akiak, AKIAK ONE Graphic Obstacle DP.
 Akiak, AK, Akiak, Takeoff Minimums and Obstacle DP, Orig.
 Allakaket, AK, Allakaket, Takeoff Minimums and Obstacle DP, Amdt 1.
 Beaver, AK, Beaver, Takeoff Minimums and Obstacle DP, Orig.
 Chalkyitsik, AK, Chalkyitsik, Takeoff Minimums and Obstacle DP, Orig.
 Cold Bay, AK, Cold Bay, RNAV (GPS) RWY 14, Amdt 1.
 Holy Cross, AK, Holy Cross, Takeoff Minimums and Obstacle DP, Amdt 2.
 Kotlik, AK, Kotlik, Takeoff Minimums and Obstacle DP, Orig.
 Russian Mission, AK, Russian Mission, Takeoff Minimums and Obstacle DP, Amdt 1.
 Brinkley, AR, Frank Feeder Memorial, NDB-A, Amdt 2A, CANCELLED.
 Albion, NE, Albion Muni, RNAV (GPS) RWY 33, Amdt 2.
 New York, NY, La Guardia, VOR/DME-E, Amdt 2A, CANCELLED.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, GPS RWY 13, Orig-A, CANCELLED.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, GPS RWY 18, Orig-A, CANCELLED.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, ILS OR LOC RWY 13, Amdt 1.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, ILS OR LOC RWY 36, Amdt 30.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, RNAV (GPS) RWY 13, Orig.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, RNAV (GPS) RWY 18, Orig.
 Reading, PA, Reading Rgnl/Carl A Spaatz Fld, RNAV (GPS) RWY 36, Orig.
 Andrews, TX, Andrews County, GPS RWY 16, Orig-B, CANCELLED.
 Andrews, TX, Andrews County, NDB RWY 16, Amdt 2A, CANCELLED.
 Andrews, TX, Andrews County, RNAV (GPS) RWY 16, Orig.
 Andrews, TX, Andrews County, Takeoff Minimums and Obstacle DP, Amdt 1.
 Houston, TX, Lone Star Executive, RNAV (GPS) RWY 14, Orig.
 Houston, TX, Sugar Land Rgnl, RNAV (GPS) RWY 17, Amdt 2.

Richmond/Ashland, VA, Hanover County Muni, Takeoff Minimums and Obstacle DP, Orig.
 Winchester, VA, Winchester Regional, GPS RWY 14, Orig, CANCELLED.
 Winchester, VA, Winchester Regional, ILS OR LOC RWY 32, Amdt 2.
 Winchester, VA, Winchester Regional, RNAV (GPS) RWY 14, Orig.
 Winchester, VA, Winchester Regional, RNAV (GPS) RWY 32, Orig.
 Winchester, VA, Winchester Regional, VOR/DME-A, Amdt 5.
 Clarksburg, WV, North Central West Virginia, RNAV (GPS) RWY 3, Orig.
 Clarksburg, WV, North Central West Virginia, RNAV (GPS) RWY 21, Orig.

On May 28, 2009 (74 FR 101), the FAA published several Amendments in Docket No. 30667; Amdt No. 3222 to Part 97 of the Federal Aviation Regulations under section 97.33. The following entries are hereby rescinded originally published in TL 09-14 with an effective date of July 2, 2009:

Titusville, FL, Space Coast Regional, ILS OR LOC RWY 36, Amdt 11.
 Titusville, FL, Space Coast Regional, RNAV (GPS) RWY 36, Orig.

[FR Doc. E9-14558 Filed 6-22-09; 8:45 am]

BILLING CODE 4910-13-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 51 and 59

[EPA-HQ-OAR-2006-0971; FRL-8920-7]

RIN 2060-AP33

National Volatile Organic Compound Emission Standards for Aerosol Coatings

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This action amends the National Volatile Organic Compound Emission Standards for Aerosol Coatings (aerosol coatings reactivity rule), which establishes national reactivity-based emission standards for the aerosol coatings category (aerosol spray paints) under section 183(e) of the Clean Air Act. These amendments add compounds and associated reactivity factors to Table 2—Reactivity Factors based on petitions EPA received from regulated entities, and clarify which volatile organic compounds are to be quantified in compliance determinations. Additionally, this final rule makes certain changes related to the notice required for a company to certify that it will assume the responsibility for compliance with recordkeeping and reporting

requirements for a regulated entity, and it also addresses which party is liable following such a certification. Further, in this action we make minor revisions and corrections to the aerosol coatings reactivity rule. Finally, in this action we are extending the deadline for submitting the initial notifications required in one section of the aerosol coatings regulations for 30 days, until July 31, 2009.

DATES: *Effective Date:* This final rule is effective on June 23, 2009.

ADDRESSES: EPA has established a docket for this action under Docket ID No. EPA-HQ-OAR-2006-0971. All documents in the docket are listed on the <http://www.regulations.gov> Web site. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through <http://www.regulations.gov> or in hard copy at the EPA Docket Center, Docket ID No. EPA-HQ-OAR-2006-0971, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The 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 Docket ID No. EPA-HQ-OAR-2006-0971 is (202) 566-9744.

FOR FURTHER INFORMATION CONTACT: For information concerning the aerosol coatings reactivity rule, contact Ms. J. Kaye Whitfield, U.S. EPA, Office of Air Quality Planning and Standards, Sector Policies and Programs Division, Natural Resources and Commerce Group (E143-03), Research Triangle Park, North Carolina 27711, telephone number: (919) 541-2509, facsimile number (919) 541-3470, e-mail address: whitfield.kaye@epa.gov. For information concerning the Clean Air Act (CAA) section 183(e) Consumer and Commercial Products Program, contact Mr. Bruce Moore, U.S. EPA, Office of Air Quality Planning and Standards, Sector Policies and Programs Division, Natural Resources and Commerce Group (E143-03), Research Triangle Park, North Carolina 27711, telephone number: (919) 541-5460, facsimile number (919) 541-3470, e-mail address: moore.bruce@epa.gov.

SUPPLEMENTARY INFORMATION: