

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[AZ 086-0018b; FRL-6468-7]

**Approval and Promulgation of State Implementation Plans; Arizona State Implementation Plan Revision, Maricopa County****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve revisions to the Arizona State Implementation Plan (SIP) which concern the control of particulate matter (PM) emissions from residential wood combustion.

The intended effect of this action is to regulate emissions of PM in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). In the Final Rules section of this **Federal Register**, EPA has published a direct final rulemaking fully approving these revisions without prior proposal because the Agency views them as noncontroversial revisions and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no relevant adverse comments are received, no further activity is contemplated in relation to this rule. If EPA receives relevant adverse comments, the direct final rule will not take effect and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this rule. Any parties interested in commenting on this rule should do so at this time.

**DATES:** Comments must be received in writing by December 8, 1999.

**ADDRESSES:** Written comments should be addressed to: Andrew Steckel, Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the submitted revisions and EPA's evaluation report are available for public inspection at EPA's Region IX office during normal business hours. Copies of the submitted revisions are also available for inspection at the following locations:

Arizona Department of Environmental Quality, Air Quality Division, 3033 North Central Avenue, Phoenix, AZ 85012

Maricopa County Environmental Services Division, Air Quality Division, 1001 North Central Avenue #201, Phoenix, AZ 85004

**FOR FURTHER INFORMATION CONTACT:**

Patricia Bowlin, (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone: (415) 744-1188.

**SUPPLEMENTARY INFORMATION:** This document concerns Maricopa County (Maricopa) Rule 318, Approval of Residential Woodburning Devices, and the Maricopa Residential Woodburning Restriction Ordinance. These rules were submitted by the Arizona Department of Environmental Quality (ADEQ) to EPA on August 4, 1999. For further information, please see the information provided in the Direct Final action that is located in the Rules section of this **Federal Register**.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: October 25, 1999.

**Laura Yoshii,**

*Acting Regional Administrator, Region IX.*

[FR Doc. 99-28883 Filed 11-5-99; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[OK-3-1-5201b; FRL-6470-5]

**Approval and Promulgation of Implementation Plans; Oklahoma; Visibility Protection****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

**SUMMARY:** The EPA is proposing to take direct final action approving a revision to the Oklahoma State Implementation Plan (SIP). The revision concerns approval of the Oklahoma Visibility Protection Plan for the Federal Class I area. The EPA is also proposing to remove the disapproval of the Oklahoma SIP and resultant Federal Implementation Plan for failure to meet the requirements of section 169A of the Federal Clean Air Act.

In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because EPA views this as a noncontroversial revision and anticipates no adverse comment. The EPA has explained its reasons for this approval in the preamble to the direct final rule. If EPA receives no relevant adverse comment, EPA will not take further action on this proposed rule. If EPA receives relevant adverse comment, EPA will withdraw the direct final rule and it will not take effect. The EPA will address all public comments in a

subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting must do so at this time.

**DATES:** Written comments must be received by December 8, 1999.

**ADDRESSES:** Written comments should be addressed to Mr. Thomas H. Diggs, Chief, Air Planning Section (6PD-L), at the EPA Region 6 Office listed below. Copies of documents relevant to this action are available for public inspection during normal business hours at the following locations. Anyone wanting to examine these documents should make an appointment with the appropriate office at least two working days in advance.

Environmental Protection Agency, Region 6, Air Planning Section (6PD-L), 1445 Ross Avenue, Dallas, Texas 75202-2733.

Oklahoma Department of Environmental Quality, Air Quality Division, 707 North Robinson, P.O. Box 1677, Oklahoma City, Oklahoma 73101-1677.

**FOR FURTHER INFORMATION CONTACT:** Bill Deese of the EPA Region 6 Air Planning Section at (214) 665-7253.

**SUPPLEMENTARY INFORMATION:** This document concerns approval of the Oklahoma Visibility Protection Plan for the Federal Class I area. For further information, please see the information provided in the direct final action that is located in the "Rules and Regulations" section of this **Federal Register** publication.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: October 27, 1999.

**Myron O. Knudson,**

*Acting Regional Administrator, Region 6.*

[FR Doc. 99-29070 Filed 11-5-99; 8:45 am]

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**FEDERAL EMERGENCY MANAGEMENT AGENCY****44 CFR Part 67**

[Docket No. FEMA-7302]

**Proposed Flood Elevation Determinations****AGENCY:** Federal Emergency Management Agency (FEMA).**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base

flood elevations and modified base flood elevations are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the following table.

**FOR FURTHER INFORMATION CONTACT:** Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) matt.miller@fema.gov.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency proposes to make determinations of base flood elevations and modified base flood elevations for each community listed below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed base flood and modified base flood elevations, together with the floodplain management criteria

required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

#### National Environmental Policy Act

This proposed rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

#### Regulatory Flexibility Act

The Associate Director for Mitigation certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

#### Regulatory Classification

This proposed rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

#### Executive Order 12612, Federalism

This proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

#### Executive Order 12778, Civil Justice Reform

This proposed rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR Part 67 is proposed to be amended as follows:

#### PART 67—[AMENDED]

1. The authority citation for Part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376. § 67.4.

2. The table published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	# Depth in feet above ground. * Elevation in feet. (NGVD)	
				Existing	Modified
Arkansas .....	Perry County and Incorporated Areas.	Cypress Creek .....	Approximately 4,200 feet downstream of Highway 9.	None	*294
			Approximately 2,000 feet upstream of Johnson Road.	None	*294
		Haydou Branch .....	At confluence with Cypress Creek .....	None	*294
			Approximately 2,200 feet upstream of Adelle Road.	None	*357

Maps are available for inspection at the County Courthouse, Main Street & Highway 60, Perryville, Arkansas.

Send comments to the Honorable George C. McNeal, Perry County Judge, P.O. Box 358, Perryville, Arkansas 72126.

Maps are available for inspection at Town Hall, 104 South Johnson Street, Perry, Arkansas.

Send comments to The Honorable Willie Summers, Mayor, Town of Perry, P.O. Box 36, Perry, Arkansas 72125.

California .....	Amador County (Unincorporated Areas).	Sutter Creek .....	At Old Stockton Road .....	None	*271
			Approximately 2,780 feet upstream from Preston Avenue (Highway 104).	None	*313
		Sutter Creek Overflow .....	Approximately 230 feet upstream of Stockton Road.	None	*259
			Approximately 2,400 feet upstream from the Southern Pacific Railroad.	None	*279

State	City/town/county	Source of flooding	Location	# Depth in feet above ground. * Elevation in feet. (NGVD)	
				Existing	Modified

Maps are available for inspection at Amador County Planning Department, 500 Argonaut Lane, Jackson, California.

Send comments to The Honorable Louis Boitano, Chairperson, Amador County Board of Supervisors, 500 Argonaut Lane, Jackson, California 95642.

California .....	Ione (City) Amador County.	Sutter Creek .....	Approximately 11,880 feet upstream of mouth.	*270	*271
		.....	Approximately 2,160 feet upstream of Preston Avenue.	None	*312
		Sutter Creek Overflow .....	Approximately 1,820 feet downstream of Depot Road.	*279	*278
		.....	At its divergence from Sutter Creek .....	*304	*302

Maps are available for inspection at P.O. Box 398, Ione, California.

Send comments to The Honorable Tom Hays, Mayor, City of Ione, Box 398, Ione, California 95640.

Iowa .....	Harrison County (Unincorporated Areas).	Missouri River .....	Approximately 20,000 feet downstream of Highway 30.	None	*1,005
		.....	Approximately 10,000 feet upstream of 120th Street.	None	1,032

Maps are available for inspection at the Harrison County, Emergency Management Agency, 116 North 2nd Avenue, Logan, Iowa.

Send comments to The Honorable Robert Smith, Chairperson, Harrison County Board of Supervisors, 111 North 2nd Avenue, Logan, Iowa 51546.

Iowa .....	Swisher (City) Johnson County.	Swisher Creek .....	Approximately 16,000 feet above mouth ..	None	*747
		.....	Approximately 19,600 feet above mouth ..	None	*757

Maps are available for inspection at City Hall, 66 Second Street, Swisher, Iowa.

Send comments to The Honorable Scotti Grabe, Mayor, City of Swisher, 66 Second Street, Swisher, Iowa 52338.

Kansas .....	Leavenworth (County) Unincorporated Areas.	Tonganoxie Creek .....	Approximately 4,500 feet downstream of Washington Street.	*834	*834
		.....	Approximately 3,800 feet downstream of Washington Street.	*836	*835
		.....	Approximately 1,700 feet upstream of 218th Street.	*863	*863
		Unnamed Tributary #3 .....	Approximately 1,925 feet from confluence with Tonganoxie Creek.	None	*863
		.....	Approximately 4,450 feet upstream from its confluence with Tonganoxie Creek.	None	*872

Maps are available for inspection at the Leavenworth County Courthouse, 300 Walnut, Leavenworth, Kansas.

Send comments to The Honorable Robert Adams, Chairperson, Leavenworth County, Board of Commissioners, 300 Walnut, Leavenworth, Kansas 66048.

Kansas .....	Tonganoxie (City) Leavenworth County.	Tonganoxie Creek .....	Approximately 4,500 feet downstream of Fourth Street.	*843	*843
		.....	Approximately 3,300 Feet downstream of Fourth Street.	None	*843
		.....	Approximately 100 feet upstream of 218th Street.	*863	*862
		Unnamed Tributary #3 .....	At confluence with Tonganoxie Creek .....	None	*863
		.....	Approximately 1,925 feet upstream of confluence with Tonganoxie Creek.	None	*863

Maps are available for inspection at City Hall, 321 S. Delaware, Tonganoxie, Kansas.

Send comments to The Honorable John Franiuk, Mayor, City of Tonganoxie, P.O. Box 326, Tonganoxie, Kansas 66086.

Nevada .....	Mineral County (Unincorporated Areas).	Corey Creek .....	Approximately 50 feet downstream of U.S. Highway 95.	None	*4,253
		.....	Approximately 3.6 miles upstream of 1 Street in Hawthorne.	None	*5,028
		Corey Creek Overflow .....	Approximately 500 feet upstream of State Highway 359.	None	*4,858
		.....	@ Approximately 1,500 feet upstream of State Highway 359.	None	*4,906

State	City/town/county	Source of flooding	Location	# Depth in feet above ground. * Elevation in feet. (NGVD)	
				Existing	Modified
Maps are available for inspection at Mineral County Courthouse, Clerk & Treasurer's Office, Corner of 1st and A Streets, Hawthorne, Nevada. Send comments to the Honorable Jackie Wallis, Chairperson, Mineral County Commissioners, P.O. Box 1095, Hawthorne, Nevada 89415.					
Oregon .....	Clakamas County (Unincorporated Areas).	Tickle Creek .....	Approximately 2,600 feet downstream of Southeast 326nd Avenue.	None	*672
			@Approximately 2,350 feet upstream of Southeast 395th Avenue.	None	*1,011
Maps are available for inspection at the Clackamas County Department of Transportation and Development, 902 Abernathy Road, Oregon City, Oregon. Send comments to the Honorable Bill Kennemer, Chairperson, Board of Commissioners, Clackamas County, 906 Main Street, Oregon City, Oregon 97045.					
Oregon .....	Sandy (City) Clackamas County.	Tickle Creek .....	Aproximately 1,980 feet downstream of 362nd Avenue.	None	*684
			Approximately 1,620 feet upstream of Highway 211.	None	*946
Maps are available for inspection at the Planning and Dvelopment Department,, 39250 Pioneer Boulevard, Sandy, Oregon. Send comments to the Honorable Linda Malone, Mayor, City of Sandy, 39250 Pioneer Boulevard, Sandy, Oregon 97055.					
Wyoming .....	Green River (Town) Sweetwater County.	Bitter Creek .....	Located at confluence of Bitter Creek with Green River.	None	*6,075
			Located approximately 2,160 feet up-stream of the confluence of Bitter Creek with Green River.	None	86,086
			Approximately 3,200 feet downstream of the Teton Boulevard Bridge.	None	*6,068
			Located approximately 6,800 feet up-stream of the Union Pacific Railroad Bridge.	None	*6,090
Maps are available for inspection at the Community Dvelopment Department, 50 East Second North Street, Green River, Wyoming. Send comments to the Honorable Norm Stark, Mayor, Town of Green River, 50 East Second North Street, Green River, Wyoming 82935.					

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

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