

## DEPARTMENT OF TRANSPORTATION

## Coast Guard

## 33 CFR Part 117

[CGD 08-98-048]

Drawbridge Operating Regulation;  
Ouachita River, Louisiana

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulation.

**SUMMARY:** The Commander, Eighth Coast Guard District has issued a temporary deviation from the regulation governing the operation of the Union Pacific Railroad vertical lift bridge across the Ouachita River, mile 114.3, near Riverton, Caldwell Parish, Louisiana. This deviation allows the Union Pacific Railroad to close the bridge to navigation from 7 a.m. until 5 p.m. on Tuesday, August 25, 1998. This temporary deviation is issued to allow for the replacement of rail expansion joints on the vertical life span.

**DATES:** This deviation is effective from 7 a.m. until 5 p.m. on Tuesday, August 25, 1998.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Frank, Bridge Administration Branch, Commander (ob), Eighth Coast Guard District, 501 Magazine Street, New Orleans, Louisiana, 70130-3396, telephone number 504-589-2965.

**SUPPLEMENTARY INFORMATION:** The Union Pacific Railroad vertical lift span bridge across the Ouachita River near Riverton, Caldwell Parish, Louisiana has a vertical clearance of 7 feet above mean high water, elevation 71 feet Mean Sea Level, in the closed-to-navigation position and 57 feet in the open to navigation position. Navigation on the waterway consists primarily of tugs with tows and occasional recreational craft. Presently, the draw opens on signal for the passage of vessels.

The Union Pacific Railroad requested a temporary deviation from the normal operation of the bridge in order to do maintenance work on the bridge. The work consists of replacing the rail expansion joints on the bridge. These joints are on the opposite end of the bridge from those that were replaced in June of this year. This work is essential for the continued safe operation of the vertical lift span.

The District Commander has, therefore, issued a deviation from the regulations in 33 CFR 117.5 authorizing the Union Pacific Railroad vertical lift span bridge across the Ouachita River, Louisiana to remain in the closed-to-navigation position from 7 a.m. until 5 p.m. on Tuesday, August 25, 1998.

Dated: August 4, 1998.

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

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ENVIRONMENTAL PROTECTION  
AGENCY

## 40 CFR Part 62

[MN59-01-7284a; FRL-6139-2]

Approval and Promulgation of State  
Plans for Designated Facilities and  
Pollutants; Minnesota; Municipal  
Waste Combustor State Plan SubmittalAGENCY: Environmental Protection  
Agency.

ACTION: Direct final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is approving the Minnesota State Plan submittal for implementing the Municipal Waste Combustor (MWC) Emission Guidelines. The State's plan was submitted to EPA on April 28, 1998. This submittal was made to satisfy the requirement of the 1990 Clean Air Act (CAA) that all MWCs with the capacity to combust greater than 250 tons per day (tpd) of Municipal Solid Waste (MSW) adopt the emission standards as published in the **Federal Register** on December 19, 1995 and in a subsequent **Federal Register** on August 27, 1997. The State's submittal was made in accordance with the requirements for adoption and submittal of State Plans for designated facilities in 40 CFR part 60, subpart B. The EPA finds that Minnesota's Plan for existing MWCs adequately addresses all of the Federal requirements applicable to such plans. If adverse comments are received on this action, the EPA will withdraw this final rule and address the comments received in response to this action in a final rule on the related proposed rule, which is being published in the proposed rules section of this **Federal Register**. A second public comment period will not be held. Parties interested in commenting on this action should do so at this time. This approval makes the State's plan federally enforceable.

**DATES:** The "direct final" is effective on October 13, 1998, unless EPA receives adverse or critical comments by September 11, 1998. If adverse comment is received, EPA will publish a timely withdrawal and inform the public that the rule will not take effect.

**ADDRESSES:** Written comments should be sent to: Carlton T. Nash, Chief,

Regulation Development Section, Air  
Programs Branch (AR-18J), U.S.  
Environmental Protection Agency, 77  
West Jackson Boulevard, Chicago,  
Illinois 60604.

Copies of the State Plan submittal and EPA's analysis are available for inspection at the U.S. Environmental Protection Agency, Region 5, Air and Radiation Division, 77 West Jackson Boulevard, Chicago, Illinois 60604. (Please telephone Douglas Aburano at (312) 353-6960 before visiting the Region 5 Office.)

**FOR FURTHER INFORMATION CONTACT:** Douglas Aburano, Environmental Engineer, Regulation Development Section, Air Programs Branch (AR-18J), U.S. EPA, Region 5, Chicago, Illinois 60604, (312) 353-6960.

**SUPPLEMENTARY INFORMATION:****I. Background**

On December 19, 1995 (60 FR 65382), the EPA adopted Emission Guidelines (EG) for existing MWC sources and New Source Performance Standards for new sources. The EG was amended on August 25, 1997 to address the vacature of the portion of the EG that applied to MWCs that combust between 40 and 250 tons of MSW per day. The Clean Air Act requires that State regulatory agencies implement the EG according to a State Plan developed under sections 111(d) and 129 of the CAA.

On April 28, 1998, the State of Minnesota, through the Minnesota Pollution Control Agency (MPCA), submitted its "Section 111(d) Plan for Implementing the Large Municipal Waste Combustor Emission Guidelines" to satisfy the section 111(d) and section 129 requirements for MWCs. The following provides a brief discussion of the requirements for an approvable State Plan for existing large MWCs, as well as EPA's review of Minnesota's submittal in regard to those requirements. More detailed information on the requirements for an approvable plan and Minnesota's submittal can be found in the Technical Support Document (TSD) accompanying this notice, which is available upon request.

**II. Evaluation of Minnesota's Large  
MWC Plan**

The following is EPA's review of Minnesota's § 111(d)/129 plan for existing large MWCs against the requirements of 40 CFR part 60, subpart B and subpart Cb:

**A. Demonstration of Legal Authority**

The State must submit a demonstration of the State's legal authority to carry out the § 111(d)/129 plan as submitted.