

By direction of the Commission.

Donald S. Clark,

Secretary.

[FR Doc. 95-8189 Filed 4-3-95; 8:45 am]

BILLING CODE 6750-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[OH69-1-6680b; FRL-5175-3]

Approval and Promulgation of Implementation Plans Ohio; Enhanced Motor Vehicle Inspection and Maintenance Program

AGENCY: Environmental Protection Agency (USEPA).

ACTION: Proposed rule.

SUMMARY: The USEPA is taking action to approve, through a direct final procedure, the State implementation plan (SIP) revision submitted by the State of Ohio for the purpose of controlling the motor vehicle emissions of hydrocarbons. Emissions will be controlled by implementing an enhanced inspection and maintenance (I/M) program in areas classified as moderate nonattainment. The State currently operates I/M programs in the Cleveland and Cincinnati areas to achieve reductions in emissions of carbon monoxide and volatile organic compounds. The program proposed here calls for enhanced I/M in the metropolitan areas of Cleveland-Akron-Lorain, Cincinnati, and Dayton-Springfield which are moderate nonattainment areas for ozone. Moderate nonattainment areas are required to implement a basic I/M program. These areas have opted up to enhanced I/M because of the greater cost-effective emission reduction available compared to basic programs. The USEPA is approving the State's I/M SIP revision as a direct final rule without prior proposal because the USEPA views this as a noncontroversial action and anticipates no critical or adverse comments.

In the final rules section of this **Federal Register**, USEPA is approving the State's SIP revision request as a direct final rule without prior proposal because USEPA views the approval of the inspection and maintenance program as noncontroversial and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse or critical comments are received in response to the direct final rule, no further activity is contemplated

in regards to this proposed rule. If USEPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The USEPA will institute a second comment period on this action only if warranted by revisions to the rulemaking based on comments received. Any parties interested in commenting on this notice should do so at this time.

DATES: Comments must be received on or before May 4, 1995.

ADDRESSES: Written comments should be mailed to: William L. MacDowell, Chief, Regulation Development Section, Air Enforcement Branch (AE-17J), United States Environmental Protection Agency, Region 5, 77 West Jackson Blvd., Chicago, Illinois 60604

Copies of the State submittal and USEPA's analysis of it are available for inspection at: Regulation Development Section, Air Enforcement Branch (AE-17J), United States Environmental Protection Agency, Region 5, 77 West Jackson Blvd., Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: John Paskevich, at the above address or call (312) 886-6084.

SUPPLEMENTARY INFORMATION: For additional information see the direct final rule published in the rules section of this **Federal Register**.

Authority: 42 U.S.C. 7401-7671(q).

Dated: March 10, 1995.

Valdas V. Adamkus,

Regional Administrator.

[FR Doc. 95-8222 Filed 4-3-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Parts 52 and 81

[IL116-1-6792b; FRL-5182-4]

Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Illinois

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: The United States Environmental Protection Agency (USEPA) is approving a State Implementation Plan (SIP) revision request to redesignate two sulfur dioxide (SO₂) nonattainment areas in the State of Illinois to attainment. The USEPA is also approving their accompanying maintenance plans as SIP revisions. The redesignation requests and maintenance plans were submitted by the Illinois Environmental Protection

Agency (IEPA) for the following SO₂ nonattainment areas: Peoria County (Hollis and Peoria Townships) and Tazewell County (Groveland Township). The State has met the requirements for redesignation contained in the Clean Air Act (the Act), as amended in 1990. The redesignation requests are based on ambient monitoring data that show no violations of the SO₂ National Ambient Air Quality Standard (NAAQS). In the final rules section of this **Federal Register**, the USEPA is approving the State's redesignation requests and the supporting maintenance plans as a direct final rule without prior proposal because USEPA views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If USEPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. USEPA will not institute a second comment period on this notice. Any parties interested in commenting on this notice should do so at this time. Adverse comments received concerning a specific geographic area, Peoria or Tazewell Counties, will only affect this final rule as it pertains to that area and only the portion of this final rule concerning the area receiving adverse comments will be withdrawn.

DATES: Comments on this proposed rule must be received on or before May 4, 1995.

ADDRESSES: Written comments should be mailed to: J. Elmer Bortzer, Chief, Regulatory Development Section, Regulatory Development Branch (AR18-J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the State submittal and USEPA's analysis of it are available for inspection at: Regulatory Development Section, Regulatory Development Branch (AR18-J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Fayette Bright, Environmental Protection Specialist, Regulatory Development Section, Regulatory Development Branch (AR18-J), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6069.

SUPPLEMENTARY INFORMATION: For additional information see the direct final rule published in the rules section of this **Federal Register**.

Dated: March 22, 1995.

David A. Ullrich,

Acting Regional Administrator.

[FR Doc. 95-8214 Filed 4-3-95; 8:45 am]

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

[Docket No. FEMA-7130]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Proposed rule.

SUMMARY: Technical information or comments are requested on the proposed base (100-year) flood elevations and proposed base flood elevation modifications for the communities listed below. The base (100-year) 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: Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street, SW., Washington, DC 20472, (202) 646-2756.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency

(FEMA or Agency) proposes to make determinations of base (100-year) 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, Mitigation Directorate, 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 National Flood Insurance Program. As a result, a regulatory flexibility analysis has not 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 [Amended]

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

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
OHIO	
Payne (village), Paulding County	
<i>Flatrock Creek:</i>	
At Sitzler Road	*741
Approximately 0.9 mile upstream of Sitzler Road	*743
Maps available for inspection at the Village of Payne Water Plant, 211 North Laura Street, Payne, Ohio.	
Send comments to The Honorable Michael Brigner, Mayor of the Village of Payne, 131 North Main Street, Payne, Ohio 45880.	

§ 67.4 [Amended]

3. The tables 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
Illinois	Bannockburn (Village) Lake County.	West Fork North Branch Chicago River.	Approximately 1,150 feet upstream of Duffy Lane.	*667	*666