

it is not a "significant regulatory action" under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. It has not been designated a significant energy action by the Administrator of the Office of Information and Regulatory Affairs. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

### Technical Standards

The National Technology Transfer and Advancement Act (NTTAA) (15 U.S.C. 272 note) directs agencies to use voluntary consensus standards in their regulatory activities unless the agency provides Congress, through the Office of Management and Budget, with an explanation of why using these standards would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (*e.g.*, specifications of materials, performance, design, or operation; test methods; sampling procedures; and related management systems practices) that are developed or adopted by voluntary consensus standards bodies.

This proposed rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

### Environment

We have considered the environmental impact of this proposed rule and concluded that under figure 2-1, paragraph 32(e), of Commandant Instruction M16475.1D, this proposed rule is categorically excluded from further environmental documentation. Paragraph 32(e) excludes the promulgation of operating regulations or procedures for drawbridges from the environmental documentation requirements of the National Environmental Policy Act (NEPA). Since this proposed regulation would alter the normal operating conditions of the drawbridge, it falls within this exclusion. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under **ADDRESSES**.

### List of Subjects in 33 CFR Part 117

Bridges.

### Regulations

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 117 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; Department of Homeland Security Delegation No. 0170.1; 33 CFR 1.05-1(g); section 117.255 also issued under the authority of Pub. L. 102-587, 106 Stat. 5039.

2. From November 1, 2005, to April 1, 2006, in § 117.667, suspend paragraph (a) and add new paragraphs (d) and (e) to read as follows:

### § 117.667 St. Croix River.

\* \* \* \* \*

(d) The draws of the Burlington Northern Santa Fe Railroad Bridge, Mile 0.2, and the Hudson Railroad Bridge, Mile 17.3, shall operate as follows:

(1) From April 1 to October 31:

(i) 8 a.m. to midnight, the draws shall open on signal;

(ii) Midnight to 8 a.m., the draws shall open on signal if notification is made prior to 11 p.m.,

(2) From November 1 through March 31, the draw shall open on signal if at least 24 hours notice is given.

(e) The draw of the Prescott Highway Bridge, Mile 0.3, need not open for river traffic and may be maintained in the closed-to-navigation position from November 1, 2005 to April 1, 2006.

Dated: September 3, 2004.

**R.F. Duncan,**

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

[FR Doc. 04-21136 Filed 9-20-04; 8:45 am]

**BILLING CODE 4910-15-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA 307-0466b; FRL-7812-3]

### Revisions to the California State Implementation Plan, Antelope Valley Air Pollution Control District

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve revisions to the Antelope Valley Air Pollution Control District portion of the California State Implementation Plan (SIP). These revisions concern rule rescissions and negative declarations that address volatile organic compound (VOC) emissions from Metal Container, Closure and Coil Coating Operations, Magnet Wire Coating Operations, Resin Manufacturing, and Surfactant

Manufacturing. We are proposing to approve rule rescissions and negative declarations to update the California SIP under the Clean Air Act as amended in 1990 (CAA or the Act).

**DATES:** Any comments on this proposal must arrive by October 21, 2004.

**ADDRESSES:** Send comments to Andy Steckel, Rulemaking Office Chief (AIR-4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901, or e-mail to [steckel.andrew@epa.gov](mailto:steckel.andrew@epa.gov), or submit comments at <http://www.regulations.gov>.

You can inspect copies of the submitted SIP revisions, EPA's technical support documents (TSDs), and public comments at our Region IX office during normal business hours by appointment. You may also see copies of the submitted SIP revisions by appointment at the following locations:

California Air Resources Board,  
Stationary Source Division, Rule  
Evaluation Section, 1001 "I" Street,  
Sacramento, CA 95814.

Antelope Valley Air Pollution Control  
District, 43301 Division Street, Suite  
206, Lancaster, CA 93539-4409.

A copy of the rules may also be available via the Internet at <http://www.arb.ca.gov/drdb/drdbtxt.htm>. Please be advised that this is not an EPA Web site and may not contain the same version of the rule that was submitted to EPA.

**FOR FURTHER INFORMATION CONTACT:** Julie A. Rose, EPA Region IX, (415) 947-4126, [rose.julie@epa.gov](mailto:rose.julie@epa.gov).

**SUPPLEMENTARY INFORMATION:** This proposal addresses rule rescissions and negative declarations for the following rules: AVAQMD Rule 1125, Metal Container, Closure and Coil Coating Operations, AVAQMD Rule 1126, Magnet Wire Coating Operations, AVAQMD Rule 1141, Control of Volatile Organic Compound Emissions from Resin Manufacturing, and AVAQMD Rule 1141.2, Surfactant Manufacturing. In the Rules and Regulations section of this **Federal Register**, we are approving these local rule rescissions and negative declarations in a direct final action without prior proposal because we believe these SIP revisions are not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule.

We do not plan to open a second comment period, so anyone interested in commenting should do so at this time. If we do not receive adverse

comments, no further activity is planned. For further information, please see the direct final action.

Dated: August 26, 2004.

**Wayne Nastri,**

*Regional Administrator, Region IX.*

[FR Doc. 04-21180 Filed 9-20-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 261

[SW-FRL-7816-8]

#### Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Withdrawal

**AGENCY:** Environmental Protection Agency.

**ACTION:** Withdrawal of proposed rule.

**SUMMARY:** Environmental Protection Agency (EPA) is withdrawing its proposed rule to grant a petition submitted by Teris, LLC to exclude (or delist) a certain incineration ash generated by its El Dorado, AR Plant from the lists of hazardous wastes in the Resource Conservation and Recovery Act. This notice removes the proposed rule published in 68 FR 55206 (September 23, 2003) for public review and comment. Several comments were received on this proposed rule, which highlighted gaps in the data presented by EPA. The Agency acknowledges these deficiencies. Teris withdrew its petition until such time as these deficiencies can be addressed. No further action on the proposed rule will be taken.

**FOR FURTHER INFORMATION CONTACT:** Michelle Peace by mail at U.S. EPA Region 6, Multimedia Planning and Permitting Division, Corrective Action and Waste Minimization Section (6PD-C), 1445 Ross Avenue, Dallas, TX 75202, or by phone at (214) 665-7430 or by email at [peace.michelle@epa.gov](mailto:peace.michelle@epa.gov).

**SUPPLEMENTARY INFORMATION:** On September 23, 2003, 68 FR 55206, EPA proposed to approve an exclusion from the list of hazardous wastes for Teris, LLC. We subsequently received several adverse comments which highlighted several deficiencies in the data submitted by Teris. Teris withdrew its petition submitted, June 5, 2002 on August 13, 2004, until the areas of concern and data gaps can be addressed. No further action will be taken on this petition.

### List of Subjects in 40 CFR Part 261

Environmental protection, Hazardous waste, Recycling, Reporting and recordkeeping requirements.

**Authority:** Sec. 3001(f) RCRA, 42 U.S.C. 6921 (f).

Dated: September 9, 2004.

**Carl Edlund,**

*Division Director, Multimedia Planning and Permitting Division, Region 6.*

[FR Doc. 04-21181 Filed 9-20-04; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 312

[SFUND-2004-0001; FRL-7816-6]

RIN 2050-AF04

#### Notice of Public Meeting To Discuss Standards and Practices for All Appropriate Inquiries

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of public meeting.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA) will hold a public meeting to discuss EPA's proposed rule that would set federal standards and practices for conducting all appropriate inquiries, as required under sections 101(35)(B)(ii) and (iii) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). The proposed rule was published in the **Federal Register** on August 26, 2004 (69 FR 52541) and is available on the EPA Web site at <http://www.epa.gov/brownfields>. The public meeting will be held on Thursday, November 18, 2004 in San Francisco, California, at the times and location specified below.

The purpose of the public meeting is for EPA to listen to the views of stakeholders and the general public on the Agency's proposed standards and practices for all appropriate inquiries. During the public meeting, EPA officials will discuss the proposed rule, as well as accept public comment and input on the proposed rule.

**DATES:** The public meeting will be held on November 18, 2004 at the Park Hyatt San Francisco Hotel at Embarcadero Center. The meeting will be held from 2 p.m. to 4 p.m. PST.

**ADDRESSES:** The public meeting will be held in the Mercantile Room of the Park Hyatt San Francisco Hotel at Embarcadero Center, 333 Battery Street, San Francisco, California 94111.

**FOR FURTHER INFORMATION CONTACT:** For additional information, contact Patricia Overmeyer of EPA's Office of Brownfields Cleanup and Redevelopment at (202) 566-2774 or [overmeyer.patricia@epa.gov](mailto:overmeyer.patricia@epa.gov).

**SUPPLEMENTARY INFORMATION:** The meeting is open to the general public. Interested parties and the general public are invited to participate in the public meeting. Parties wishing to provide their views to EPA on the proposed rule, or to listen to the views of other parties, are encouraged to attend the public meeting. Any person may speak at the public meeting; however, we encourage those planning to give oral testimony to pre-register with EPA. Those planning to speak at the public meeting should notify Patricia Overmeyer or Sven-Erik Kaiser, of EPA's Office of Brownfields Cleanup and Redevelopment, U.S. Environmental Protection Agency (Mail Code 5105T), 1200 Pennsylvania Avenue, NW., Washington, DC 20460, no later than November 10, 2004. Patricia Overmeyer can be contacted at (202) 566-2774 or [overmeyer.patricia@epa.gov](mailto:overmeyer.patricia@epa.gov). Sven-Erik Kaiser can be contacted at (202) 566-2753 or [kaiser.sven-erik@epa.gov](mailto:kaiser.sven-erik@epa.gov). If you cannot pre-register, you may sign up at the door starting two hours before the start of the meeting in San Francisco on November 18, 2004. Oral testimony will be limited to 7 minutes per participant. Any member of the public may file a written statement in addition to, or in lieu of, making oral testimony. A verbatim transcript of the hearing and any written statements received by EPA at the public meeting will be made available at the OSWER Docket and on the EDOCKET Web site, at the addresses provided below. If you plan to attend the public hearing and need special assistance, such as sign language interpretation or other reasonable accommodations, contact Patricia Overmeyer or Sven-Erik Kaiser, at the above email addresses or phone numbers.

Interested parties not able to attend the public meeting may submit written comments to the Agency. All written comments must be submitted to EPA in compliance with the instructions that will be provided in the preamble to the proposed rule. The instructions are summarized below.

Parties wishing to comment on the proposed rule may submit written comments to EPA. Comments must be submitted to EPA no later than November 30, 2004. Submit your written comments, identified by Docket ID No. SFUND-2004-0001, by one of the following methods: