

NOTE.—Incorporation by reference was approved by the Director of the Office of the Federal Register on July 10, 1973, and is on file in the Federal Register Library.

Dated: October 6, 1978.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Regulatory Affairs.

[FR Doc. 78-29067 Filed 10-16-78; 8:45 am]

[4210-01-M]

Title 24—Housing and Urban
Development

CHAPTER X—FEDERAL INSURANCE
ADMINISTRATION, DEPARTMENT
OF HOUSING AND URBAN DEVELOPMENT

SUBCHAPTER B—NATIONAL FLOOD
INSURANCE PROGRAM

[Docket No. FI-4667]

PART 1914—AREAS ELIGIBLE FOR
THE SALE OF INSURANCE

Suspension of Community Eligibility

AGENCY: Federal Insurance Administration, HUD.

ACTION: Final rule.

SUMMARY: This rule lists communities where the sale of flood insurance, as authorized under the National Flood Insurance Program (NFIP), will

be suspended because of noncompliance with the flood plain management requirements of the program.

EFFECTIVE DATE: The third date ("Susp.") listed in the fourth column.

FOR FURTHER INFORMATION CONTACT:

Mr. Richard Krimm, Assistant Administrator, Office of the Flood Insurance, Room 5270, 451 Seventh Street SW., Washington, D.C. 20410, 202-755-5581 or toll-free line 800-424-8872.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP), administered by the Federal Insurance Administration, enables property owners to purchase flood insurance at rates made reasonable through a Federal subsidy. In return, communities agree to adopt and administer local flood plain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4022) prohibits flood insurance coverage as authorized under the National Flood Insurance Program (42 U.S.C. 4001-4128) unless an appropriate public body shall have adopted adequate flood plain management measures with effective enforcement measures. The communities listed in this notice no longer meet that statutory requirement for compliance with program regulations (24 CFR Part 1909 et seq.). Accordingly, the communities are suspended on the effective date in the fifth column, so that as of that date subsidized flood

insurance is no longer available in the community.

In addition, the Federal Insurance Administration has identified the special flood hazard areas in these communities by publishing a flood hazard boundary map. The date of the flood map, if one has been published, is indicated in the sixth column of the table. Section 202(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), as amended, provides that no direct Federal financial assistance (except assistance pursuant to the Disaster Relief Act of 1974 not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP, with respect to which a year has elapsed since identification of the community as having flood prone areas, as shown on the Federal Insurance Administration's initial flood insurance map of the community. This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

In each entry, a complete chronology of effective dates appears for each listed community.

Section 1914.6 is amended by adding in alphabetical sequence new entries to the table.

§ 1914.6 List of suspended communities.

State	County	Location	Effective dates of authorization of sale of flood insurance for area	Hazard area identified	Community No.	Date
Florida.....	Palm Beach	Atlantis, city of.....	Aug. 23, 1974, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Dec. 6, 1974	120193-A.....	Nov. 1, 1978.
Do	do.....	Lake Clarke Shores, town of	May 19, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Jan. 9, 1974 Oct. 24, 1975	120211-B.....	Do.
Illinois.....	Cook.....	East Chicago Heights, village of.	Apr. 11, 1975, emergency, Sept. 29, 1978, regular, Nov. 1, 1978, suspended.	Apr. 5, 1974 June 11, 1976	170084-B.....	Do.
Kansas.....	Pratt.....	Pratt, city of	Apr. 4, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Apr. 5, 1975 Oct. 24, 1975	200278-B.....	Do.
Louisiana.....	Calcasieu.....	Unincorporated areas.....	Dec. 31, 1971, emergency, Sept. 29, 1978, regular, Nov. 1, 1978, suspended.	Sept. 13, 1974	220037-A.....	Do.
Maryland.....	Prince Georges.....	Laurel, city of	Sept. 10, 1971, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Aug. 9, 1974 Dec. 19, 1975	240053-C.....	Do.
Minnesota	Winona.....	Elba, city of.....	July 30, 1974, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Aug. 9, 1974 June 11, 1976	270527-C.....	Do.
Do	Rice.....	Fairbault, city of	Apr. 19, 1974, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Jan. 21, 1977	27404-C.....	Do.
Do	Itasca.....	Unincorporated areas.....	June 18, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Nov. 1, 1978	270200-A.....	Do.

State	County	Location	Effective dates of authorization of sale of flood insurance for area	Hazard area identified	Community No.	Date
Minnesota	Kanabec	Unincorporated areas	July 25, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Nov. 1, 1978	270214-A	Nov. 1, 1978.
Do	Scott and LeSeur	New Prague, city of	Apr. 30, 1974, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	May 10, 1974 Mar. 26, 1976	270249-B	Do.
Do	Carver	Watertown, city of	Mar. 14, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Nov. 5, 1976	270056-A	Do.
Missouri	Pemiscot	Hyati, city of	Feb. 14, 1975, emergency, Sept. 29, 1978, regular, Nov. 1, 1978, suspended.	Apr. 12, 1974 June 25, 1976	290276-B	Do.
New York	Allegany	Bolivar, village of	Sept. 12, 1977, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Jan. 7, 1977	360026-B	Do.
Do	Orleans	Carlton, town of	Apr. 5, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Aug. 2, 1974 Dec. 19, 1975	360542-B	Do.
Do	Livingston	Dansville, village of	Apr. 17, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Oct. 22, 1976	360383-A	Do.
Do	Suffolk	Huntington, town of	Nov. 1, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Aug. 2, 1974 Feb. 20, 1976	360796-B	Do.
Do	Monroe	Rochester, city of	Apr. 9, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	June 28, 1974 Aug. 27, 1976	360431-B	Do.
North Carolina	Wake	Fuquay-Varina, town of	Jan. 27, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	Apr. 11, 1975	370239-A	Do.
Ohio	Mahoning	Canfield, city of	June 25, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	May 17, 1974 Apr. 23, 1976	390369-B	Do.
Oregon	Douglas	Canyonville, city of	June 3, 1975, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	June 7, 1974 Feb. 6, 1976	410060-B	Do.
Pennsylvania	Lackawanna	Dalton, borough of	June 6, 1973, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	June 28, 1974 May 14, 1976	420998-B	Do.
Tennessee	Anderson	Lake City, town of	Oct. 23, 1970, emergency, Feb. 26, 1978, regular, Nov. 1, 1978, suspended.	Feb. 26, 1971	475436-B	Do.
Texas	Bandera	Unincorporated areas	Jan. 21, 1974, emergency, Nov. 1, 1978, regular, Nov. 1, 1978, suspended.	June 18, 1976	480020-A	Do.
Missouri	Johnson and Clay	Kansas City, city of	June 11, 1971, emergency, Sept. 29, 1978, regular, Nov. 1, 1978, suspended.	Nov. 8, 1974	290173	Do.

*Date certain Federal assistance no longer available in special flood hazard area.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (42 U.S.C. 4001-4128); and Secretary's delegation of authority to Federal Insurance Administrator, 43 FR 7719.)

Issued: October 10, 1978.

GLORIA M. JIMENEZ,
Federal Insurance Administrator.

[FR Doc. 78-29102 Filed 10-16-78; 8:45 am]

[6560-01-M]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

[FRL 984-6]

PART 52—APPROVAL AND PROMUL- GATION OF IMPLEMENTATION PLANS

California Plan Revision: Monterey Bay Unified Air Pollution Control District

AGENCY: Environmental Protection
Agency.

ACTION: Final rulemaking.

SUMMARY: The Environmental Protection Agency (EPA) takes final action to approve and, where appropriate, takes no action on changes to the Monterey Bay Unified Air Pollution Control District (APCD) portion of the California State Implementation Plan (SIP) submitted by the Governor's designee. The intended effect of this action is to update rules and regulations and to correct certain deficiencies in the SIP.

EFFECTIVE DATE: November 16,
1978.

FOR FURTHER INFORMATION
CONTACT:

Allyn M. Davis, Director, Air and Hazardous Materials Division, Environmental Protection Agency, 215 Fremont Street, San Francisco, Calif. 94105, Attention: Wallace Woo, 415-556-7288.

SUPPLEMENTARY INFORMATION: On March 3, 1978, EPA published a notice of proposed rulemaking for revisions to the Monterey Bay Unified APCD's rules and regulations submitted on October 13, 1977, by the California Air Resources Board for inclusion in the California SIP.

Changes to the rules which are being acted upon by this notice include addition of a rule specifying wood wastes burning and addition of a rule specifying continuous emissions monitoring.

A list of the rules being considered by this action was published as part of the 43 FR 8809 notice of proposed rulemaking (Mar. 3, 1978). The proposed rulemaking provided 30 days for public comments.

Comments were received from the Monterey Bay Unified APCD requesting approval of Rule 422, Burning of Wood Wastes, as a SIP revision. The Monterey Bay Unified APCD pointed out that such burning has been allowed in the district since 1974, the emissions allowed are insignificant when compared to districtwide emissions, and the district believes that such burning has no impact on air quality.

Since the district submitted data showing that there will be no resultant increase in emissions and the 1977 air quality data shows ambient levels below the national standards, EPA is approving the rule.

It is the purpose of this notice to approve the revisions contained in the October 13, 1977, submittal as specified above and incorporate them into the California SIP.

Rule 215, Stack Monitoring, submitted October 13, 1977, is approved since it requires continuous monitoring for specified sources, and thereby partially fulfills the requirements of 40 CFR 51.19(e). It is noted, however, that rule 215 does not meet all of the requirements of 40 CFR 51.19(e) and appendix P of part 51.

The California Air Resources Board has certified that the public hearing requirements of 40 CFR 51.4 have been satisfied.

(Secs. 110, 301(a), Clean Air Act as amended (42 U.S.C. 7410 and 7601(a)).)

Dated: October 10, 1978.

DOUGLAS M. COSTLE,

Administrator.

Subpart F of part 52 of chapter I, title 40 of the Code of Federal Regulations is amended as follows:

Subpart F—California

1. Section 52.220, paragraph (c)(41)(vii) is added as follows:

§ 52.220 Identification of plan.

- • • • •
- (c) • • •
- (41) • • •
- (vii) Monterey Bay Unified APCD.
- (A) New rules 215, 422.
- • • • •

2. Section 52.234, paragraph (e)(8) is added as follows:

§ 52.234 Source surveillance.

- • • • •
- (e) • • •
- (8) North Central Coast Intrastate AQCR:
- (i) Monterey Bay Unified APCD.
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[FR Doc. 78-29205 Filed 10-16-78; 8:45 am]

[6560-01-M]

[FRL 982-2]

PART 65—DELAYED COMPLIANCE ORDERS

Delayed Compliance Order for the Town of Presque Isle, Maine

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The Administrator of EPA hereby issues a delayed compliance order to the town of Presque Isle, Maine. The order requires the town to bring air emissions from its conical refuse incinerator into compliance with certain regulations contained in the federally approved Maine State Implementation Plan (SIP). The town of Presque Isle's compliance with the order will preclude suits under the Federal enforcement and citizen suit provisions of the Clean Air Act for violation(s) of the SIP regulations covered by the order during the period the order is in effect.

DATE: This rule takes effect on October 17, 1978.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert O'Meara, engineer, 617-223-5610, or Mr. Wesley Marshall, attorney, 617-223-5600, both at EPA, Region I, Room 2103, J. F. K. Federal Building, Boston, Mass. 02203.

ADDRESS: The delayed compliance order, supporting material, and any comments received in response to a prior FEDERAL REGISTER notice proposing issuance of the order are available for public inspection and copying during normal business hours at: EPA, Region I, Room 2103, J. F. K. Federal Building, Boston, Mass. 02203.

SUPPLEMENTARY INFORMATION: On July 5, 1978, the Regional Administrator of EPA's Region I Office published in the FEDERAL REGISTER 43 FR 2905, a notice setting out the provisions of a proposed delayed compliance order for the town of Presque Isle, Maine. The notice asked for public comments and offered the opportunity to request a public hearing on the proposed order. No public comments or requests for a public hearing were received in response to the proposed notice.

Therefore, a delayed compliance order effective this date is issued to the town of Presque Isle, Maine, by the Administrator of EPA pursuant to the authority of section 113(d)(1) of the Clean Air Act, 42 U.S.C. 7413(d)(1). The order places the town of Presque Isle, Maine, on a schedule to bring its solid waste disposal system into compliance as expeditiously as practicable with section 100.4.2 of the Maine Department of Environmental Protection Air Pollution Control Regulations, a part of the federally approved Maine State Implementation Plan. The order also imposes interim requirements which meet sections 113(d)(1)(C) and 113(d)(7) of the Act, and reporting requirements. Although section 113(d)(C) of the Act normally requires emission monitoring in an order, no reasonable system of emission monitoring for the town of Presque Isle's incinerator exists. If the conditions of the order are met, it will permit the town of Presque Isle to delay compliance with the SIP regulations covered by the order until July 1, 1979. The town is unable to immediately comply with these regulations.

EPA has determined that the order shall be effective upon publication of this notice because of the need to immediately place the town of Presque Isle, Maine, on a schedule for compliance with the applicable requirement of the Maine State Implementation Plan.

(AUTHORITY: 42 U.S.C. 7413(d), 7601.)