

(3) Develop, publish, and maintain DOD 1015.3-R, consistent with DOD 5025.1-M.

(b) The *Secretaries of the Military Departments* shall:

(1) Act as executive agents for the administration of clubs and package stores, consistent with DOD Directive 1015.1.

(2) Establish a Fund Council whose composition and membership are provided at Chapter 1 of DOD 1015.3-R.

(c) The *Director of Defense Agencies* shall coordinate with the Military Service concerned in the preparation of a memorandum of understanding detailing Defense Agency responsibilities for the operation of clubs and package stores under the direction, regulation, and administration of the Military Service concerned.

§ 261.6 Information requirements.

(a) This Part establishes a reporting requirement that is prescribed in Chapter 4 of DOD 1015.3-R for a triennial review of each package store.

(b) Report Control Symbol DD-M(TRI)1593 has been assigned to this information requirement.

M. S. Healy,

OSD Federal Register Liaison Officer,
Department of Defense.

August 4, 1982.

[FR Doc. 82-21599 Filed 8-9-82; 8:45 am]

BILLING CODE 3810-01-M

Corps of Engineers, Department of the Army

33 CFR Part 207

Puget Sound Area, Washington

AGENCY: Army Corps of Engineers, DOD.

ACTION: Final rule.

SUMMARY: The Department of the Army is amending the regulations which establish the Carr Inlet Naval Restricted Area due to changes in warning lights and communications. The Army is also amending the Hood Canal regulations for clarification and all of the regulations which establish naval restricted areas in the Puget Sound Area to reflect the disestablishment of the 13th Naval District and subsequent transfer of certain enforcement authorities and responsibilities to the Commander, Naval Base, Seattle, Washington.

EFFECTIVE DATE: August 10, 1982.

FOR FURTHER INFORMATION CONTACT:

Mr. Warren Baxter at (206) 764-3495 or Mr. Ralph T. Eppard at (202) 272-0200.

SUPPLEMENTARY INFORMATION: The Commander, Puget Sound Naval Shipyard has requested the regulations in 33 CFR Part 207.750(n) be amended. The proposed changes are minor and reflect changes primarily to signal towers, the hydrophone cable connection house and radio contact. These proposed changes were published in the *Federal Register* on April 14, 1982 with the comment period expiring on May 14, 1982 (47 FR 16046-16047). We received no comments.

1. The changes to § 207.750(n) are summarized below:

a. In subparagraph (1) *The Area* delete reference to the Warren Dock and substitute the Fox Island Bridge for restricted area boundary line.

b. Delete references to the hydrophone cable connection house in subparagraph (2)(ii) and in (2)(v)(c).

c. Add subparagraph (2)(iii) *Buoy Testing Area* and renumber the existing (iii) and (iv) to be (iv) and (v) respectively.

d. Revise subparagraphs (2)(iv) and (2)(iv)(b) by deleting the table, changing the operation of the beacon lights and deleting the specific holidays.

e. In subparagraph (2)(v)(d) delete point (3) and replace with 1500 yards east of Wyckoff Shoal and add radio marine band #14, 13, 12 and 6. In this subparagraph and in (e) delete reference to visual flag hoist.

f. In subparagraph (2)(v) (d) and (e) delete references to the range instrument vessel.

g. In subparagraph (2)(v)(3) delete reference to the Commandant, Thirteenth Naval District and add "Commander, Naval Base, Seattle," to reflect a recent U.S. Navy reorganization.

Accordingly the regulations in 33 CFR 207.750(n) are amended as set forth below. The entire paragraph (n) is reprinted for clarity.

2. We are taking this opportunity to correct the regulations which establish all other naval restricted areas in the Puget Sound area to reflect the transfer of enforcement authority from the Commandant, 13th Naval District to the Commander, Naval Base, Seattle, Washington, as set forth below.

Section 207.750(a)(3)(iii), (c)(2)(ii), (e)(3) (i) and (ii)(f), (j)(2)(ii), (k)(3)(iii), (o)(2)(ii), and (p)(2).

3. We are also amending the regulations in paragraph (e) Hood Canal, Bangor; naval restricted areas, subparagraph (3) the regulations (i) *Area No. 1* by inserting the words "person or" as follows: "No person or vessel shall enter this area without permission from the Commander, Naval Base, Seattle, or his/her authorized representative." The

regulations as written are ambiguous and require this clarification. Since these additional changes are editorial in nature we have determined that Notice of Proposed Rulemaking and public procedures thereto are unnecessary.

Note.—This regulation is issued with respect to a military function of the Defense Department and the provisions of Executive Order 12291 do not apply. The Department of the Army has determined that this regulation will not have a significant economic impact on a substantial number of entities and thus does not require preparation of a regulatory flexibility analysis.

List of Subjects in 33 CFR Part 207

Navigation (water), Waterways.

Dated: August 2, 1982.

William R. Gianelli,

Assistant Secretary of the Army.

PART 207—NAVIGATION REGULATIONS

33 CFR Part 207 is amended by revising paragraphs (a)(3)(iii), (c)(2)(ii), (e)(3)(i), (j)(2)(ii), (k)(3)(iii), (n), (o)(2)(ii) and (p)(2) and by adding a new paragraph (f) as follows:

§ 207.750 Puget Sound Area, Washington.

(a) *Strait of Juan de Fuca, eastern end; off of the westerly shore of Whidbey Island; naval restricted areas—* * * *

(3) *The regulations.* * * *

(iii) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, and such agencies as he/she may designate.

* * * * *

(c) *Admiralty Inlet, entrance; naval restricted area—* * * *

(2) *The regulations.* * * *

(ii) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, and such agencies as he/she may designate.

* * * * *

(e) *Hood Canal, Bangor; Naval restricted areas—* * * *

(3) *The regulations—* * * *

(i) *Area No. 1.* No person or vessel shall enter this area without permission from the Commander, Naval Base, Seattle, or his/her authorized representative.

* * * * *

(f) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, and such agencies as he/she may designate.

* * * * *

(j) *Port Orchard; naval restricted area—* * * *

(2) *The regulations—* * * *

(ii) The regulations in this paragraph shall be enforced by the Commander,

Naval base, Seattle, and such agencies as he/she may designate.

(k) *Sinclair Inlet; naval restricted areas.* * * *

(3) *The regulations.* * * *

(iii) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, and such agencies as he/she may designate.

(n) *Carr Inlet, Naval Restricted Areas.*

(1) *The Area.* The Waters of Carr Inlet bounded on the southeast by a line running from Gibson Point on Fox Island to Hyde Point on McNeil Island, on the northwest by a line running from Green Point (at latitude 47°16'54"N, longitude 122°41'33"W) to Penrose Point; plus that portion of Pitt Passage extending from Carr Inlet to Pitt Island, and that portion of Hale Passage extending from Carr Inlet southeasterly to a line drawn perpendicular to the channel 500 yards northwesterly of the Fox Island Bridge.

(2) *The Regulations.* (i) The area shall be used as an acoustic range for research studies and special noise trials. No explosive shall be used.

(ii) No marine craft of any type shall at anytime approach or remain within one hundred yards of the hydrophone buoys. The hydrophone buoys will be anchored in Carr Inlet on a line perpendicular to the course line opposite Ketner's Point, and about one mile from the Fox Island shore. The course line, or range, will bear 134°38'21" (314°38'21") true, and will be marked by range beacons erected near the shoreline approximately one mile north-northeast of of Steilacoom and approximately two miles north-northeast of Home.

(iii) *Buoy Testing Area.* No vessel shall, at anytime, anchor or tow a drag of any kind within 1,000 yards of the buoy testing area.

(iv) The remainder of the area shall be open to navigation at all times except when the range is in use or when hydrophones are being calibrated. When the range is in use or hydrophones are being calibrated, quick flashing beacon lights will be displayed on signal towers located at Gibson Point, Green Point, Penrose Point, Pitt Island and Hyde Point. These beacon lights will be either red or green. The beacon lights will show quick flashing every two seconds. The ranging of vessels or calibration of hydrophones requiring retrictions will be conducted 24 hours per day for up to 5 days consecutively, and will total approximately 150 days spread throughout the year. Shutting off of beacon lights will indicate termination of use of the range. Insofar as possible, the schedule of operations giving the days the range will be in use for each

forthcoming month will be published in local newspapers and in the local U.S. Coast Guard Notice to Mariners.

(v) When the red beacon lights are displayed, indicating that the range is in use or hydrophones are being calibrated, navigation within the area will be restricted as follows:

(a) As used in this section, the words "operate, power vessel, and non-power vessel" are defined as follows:

(1) "Operate": To be physically present in the designated area.

(2) "Power vessel": A vessel propelled principally by a mechanical propulsion system (i.e., gasoline, diesel, steam or electric drive to a propeller, pump jet, paddle wheel or other device), and being propelled by that means.

(3) "Non-power vessel": A vessel not equipped with a mechanical propulsion system, such as a rowboat, canoe, or sailboat propelled by oars, paddles, or sails, respectively.

(b) Power vessels shall not operate within the area, except that traffic in either direction between Hale Passage and upper Carr Inlet, within 200 yards of the low water mark off Green Point, will be cleared by signal for approximately 15 minutes total time within this area at the termination of individual ranging runs, while the vessel being ranged takes position for the next run. Clearance to traverse the area around Green Point will be indicated by extinguishing the red flashing beacon lights and displaying the green flashing beacon lights on all signal towers.

(c) Non-powered marine craft shall not operate within one mile of the course line bearing 134°38'21" (314°38'21") true, and within two miles to the southeast and two miles to the northwest of the hydrophone buoys situated in Carr Inlet opposite Ketner's Point; provided, however, non-powered craft may operate within four hundred yards of the low water mark on the northeast side of McNeil Island, within two hundred yards of the low water mark at Green Point, and within two hundred yards of the low water mark on the southwest shore of Fox Island.

(d) Towboats shall have free access and egress to designated tow havens within Carr Inlet, as follows: The Navy will establish and maintain suitable mooring buoys for the use of tugs and their tows at the following points: (1) approximately 1,500 yards northwest of Gibson Point Light and approximately 400 yards offshore from the low water mark on the Fox Island shore; (2) approximately 1,500 yards northwest of Hyde Point, and approximately 400 yards offshore from the low water mark on McNeil Island shore; and (3) approximately 1,500 yards east of

Wyckoff Shoal. Towboats will signal by radio (Marine Band Channel 14, 13, 12, or 6) or telephone as far in advance as possible of the time they enter the tow haven, such signals to be directed to "Carr Inlet Range Control" at the range instrument laboratory building located on Fox Island. The Navy shall promptly suspend operations when necessary to permit the access and egress of such tow traffic, and Carr Inlet Range Control shall signal the tows when the area is clear.

(e) Through commercial traffic, including tows, to points within Carr Inlet, and through Carr Inlet, Pitt Passage, and Hale Passage to adjacent waters will be permitted free access and egress, as follows: Such traffic will signal by radio (Marine Band Channel 14, 13, 12, or 6) or telephone as far in advance as possible of the time they enter the area, such signals to be directed to "Carr Inlet Range Control" at the range instrument laboratory located on Fox Island. The Navy shall promptly suspend operations when necessary to permit the passage of such traffic, and Carr Inlet Range Control shall signal when the area is clear for passage.

(f) The Warden of the McNeil Island penitentiary and his authorized representatives shall be permitted to operate within the area at any time, as may be necessary, for the patrol and search of escaped convicts.

(g) Red or green signal flags will be displayed on the signal towers in case of failure of the red or green beacon lights. The display or the signal flags at the top of the flag masts will have the same significance as the beacon lights.

(3) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, and such agencies as he/she may designate.

(o) *Dabob Bay, Whitney Point, Naval Restricted Area.* * * *

(2) *The regulations.* * * *

(ii) The regulations in this paragraph shall be enforced by the Commander, Naval Base, Seattle, or his/her authorized representative.

(p) *Port Townsend, Indian Island, Walan Point, Naval Restricted Area.* * * *

(2) No vessel shall enter this area without permission from the Commander, Naval Base, Seattle, or his/her authorized representative. This restriction shall apply during periods when ship loading and/or pier operations preclude safe entry. These periods will be identified by flying a red flag from the ship and/or pier. A yellow flag will be displayed 24 hours in advance of the restricted periods.

(33 U.S.C. 1)

[FR Doc. 82-21764 Filed 8-9-82; 8:45 am]

BILLING CODE 3710-GB-M

**PENNSYLVANIA AVENUE
DEVELOPMENT CORPORATION****36 CFR Part 901****Bylaws of the Corporation****AGENCY:** Pennsylvania Avenue Development Corporation.**ACTION:** Final rules.

SUMMARY: The document published here is a revision of the Bylaws of the Pennsylvania Avenue Development Corporation ("PADC"). PADC was created by the Pennsylvania Avenue Development Corporation Act of 1972 as a wholly owned corporation of the United States Government, with authority to create and amend Bylaws to govern the manner in which it carries out its functions. (40 U.S.C. 875(5)). In the course of operating pursuant to the existing Bylaws, it has become clear that changes were required. In late 1979 following the death of the Chairman of the Board of Directors and President of PADC, there was no mechanism for any other Director or Officer of PADC to assume his powers and duties. The amendment to § 901.4(b) was enacted by the Board of Directors on June 18, 1980 to permit the Vice Chairman to assume the powers and duties of Chairman in the event of incapacity or vacancy in the position of Chairman.

In recent years reorganization was required due to reduction in personnel and change in responsibilities assigned to various Officers of PADC. The reorganization resulted in deletion of the position of Assistant Director/Finance and the responsibilities associated with that position were delegated to other members of the staff. The increased activity relating to implementation of The Pennsylvania Avenue Plan—1974, as amended, added to the level of responsibility and importance of the position of Development Director. As a result, the Board of Directors determined that it was appropriate to establish the Assistant Director's position as the Assistant Director/Development. The change to § 901.4(f) accurately reflects the reorganization of the staff and the level of responsibility associated with the development of Pennsylvania Avenue.

DATE: 36 CFR 901.4(b) effective June 18, 1980. 36 CFR 901.4(f) effective July 14, 1982.

FOR FURTHER INFORMATION CONTACT:

Jonathan L. Kempner, General Counsel (202) 566-1078 or Mary Schneider Chyun, Attorney (202) 566-1078, Pennsylvania Avenue Development Corporation, 425 13th Street, NW., Washington, D.C. 20004.

SUPPLEMENTARY INFORMATION: The Corporation has determined that, since this document is not a rule, and is published in the Federal Register and Code of Federal Regulations for information purposes only, it is, therefore, not a major rule, and does not require a regulatory impact analysis under Executive Order 12291, "Federal Regulations." (46 FR 13193, February 19, 1981). It will not result in any of the effects described in Section 1(b) of the Executive Order. In addition, the Chairman of the Corporation's Board of Directors has determined, and hereby certifies, that this document will not have a significant economic impact on a substantial number of small entities and does not require a regulatory flexibility analysis under the Regulatory Flexibility Act (Pub. L. 96-354, September 19, 1980, 5 U.S.C. 603, 604 and 605).

List of Subjects in 36 CFR Part 901**Bylaws.**

For the reasons set out in the preamble, Part 901, Chapter IX of Title 36, Code of Federal Regulations, is amended as set forth below.

PART 901—BYLAWS OF THE CORPORATION**§ 901.4 [Amended]**

36 CFR Part 901 is amended by redesignating § 901.4(b) as § 901(b)(1) and by adding a new § 901.4(b)(2) immediately thereafter to read as follows:

(b)(2) *Assumption of powers and duties by Vice Chairman.* In the event that the position of Chairman becomes vacant, the Vice Chairman shall promptly notify the President of the United States in writing to the effect and upon giving such notice, shall assume the Chairman's powers and duties as President and Chief Executive Officer of the Corporation, including specific powers and duties delegated to the Chairman by the Board of Directors. Such assumption of the Chairman's powers and duties shall cease upon the appointment or designation of a new Chairman or Acting Chairman by the President of the United States. The Vice Chairman shall also assume the powers and duties of the Chairman in the event of the latter's incapacity, if the Chairman so requests in writing, or if a majority of the voting members of the Board of Directors finds by resolution that the

Chairman is unable to exercise the powers and duties of his office. Such assumption of the Chairman's powers and duties shall cease upon the Vice Chairman's receipt of a letter from the Chairman stating that he or she is able to resume the exercise of the powers and duties of his office.

36 CFR Part 901 is further amended by revising § 901.4(f) to read as follows:

(f) *Powers and duties of the Assistant Director/Development.* The Assistant Director/Development shall advise the Board of Directors, officers and staff of the Corporation on all development activities to accomplish the goals of the development plan. He shall:

(a) Manage development activities in accordance with the development plan.

(b) Function as a key management official performing a wide range of duties required to accomplish the rebuilding of Pennsylvania Avenue.

(c) Provide managerial responsibility for the work of all project managers and consultants relating to development projects.

(d) Coordinate the tasks of other staff professionals as required for accomplishment of projects.

(e) Be liaison between the Corporation and other governmental agencies that review projects in the development area.

(f) Perform such other duties as may be prescribed by the Board of Directors, the President, or the Executive Director.

(Pub. L. 92-578; 86 Stat. 1268 et seq.; 40 U.S.C. 873, 875(5))

Dated: July 29, 1982.

Max N. Berry,

Chairman.

[FR Doc. 82-21536 Filed 8-9-82; 8:45 am]

BILLING CODE 7630-01-M

**ENVIRONMENTAL PROTECTION
AGENCY****40 CFR Part 180**

[PH-FRL 2185-4; PP 9F2190/R424A]

Norflurazon; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Rule; correction.

SUMMARY: EPA issued a regulation which established tolerances for residues of the herbicide norflurazon in or on rotational and follow-up crops and for other indirect or inadvertent residues for the herbicide and its metabolite in or on certain agricultural follow-up crops from direct application to cotton. This

correction is to include residues of the desmethyl metabolite.

FOR FURTHER INFORMATION CONTACT: Richard Mountfort, Product Manager (PM) 23, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 237, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-1830).

SUPPLEMENTARY INFORMATION: EPA issued a regulation published in the *Federal Register* of April 21, 1982 (47 FR 17057) which established tolerances for residues of the herbicide norflurazon [4-chloro-5-(methylamino)-2-(alpha, alpha, alpha-trifluoro-m-tolyl)-3(2H)-pyridazinone] and its desmethyl metabolite [4-chloro-5-amino-2-(alpha, alpha, alpha-trifluoro-m-tolyl)-3(2H)-pyridazinone] in or on rotational and follow-up crops and for other indirect or inadvertent residues for norflurazon and its metabolite in or on certain agricultural follow-up crops from direct application to cotton.

§ 180.356 [Corrected]

In the FR Doc. 82-10689 appearing at page 17058, second column, under the regulatory text "§ 180.356 Norflurazon; tolerances for residues.", paragraph (b), the reference to the "desmethyl metabolite" was inadvertently omitted. Paragraph (b) is corrected by adding the words "and its desmethyl metabolite" following the chemical "norflurazon", third line of paragraph (b).

Dated: July 29, 1982.

Edwin L. Johnson,
Director, Office of Pesticide Programs.

[FR Doc. 82-21632 Filed 8-9-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 52

[KY-003; a-4-FRL 2172-1]

Approval and Promulgation of State Implementation Plans; Kentucky: Particulate Standard for Existing Primary Aluminum Reduction Plants

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: EPA is today approving Kentucky's particulate standard for existing Primary aluminum reduction plants. Kentucky Regulation 401 KAR 61:165, Existing primary Aluminum Reduction Plants, at Section 5, establishes a particulate emission standard for any subject source. The National Southwire Aluminum Company plant in Hancock County, Kentucky is the only affected plant. This regulation

grants some relief from previously applicable requirements of the Clean Air Act.

EFFECTIVE DATE: This action will be effective on October 12, 1982, unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Written comments should be addressed to Melvin Russell of EPA, Region IV's Air Management Branch (see EPA, Region IV address below). Copies of the materials submitted by Kentucky may be examined during normal business hours at the following locations:

Public Information Reference Unit,
Library Systems Branch,
Environmental Protection Agency, 401
M Street, S.W., Washington, D.C.
20460

Library, Office of the Federal Register,
1100 L Street N.W., Room 8401,
Washington, D.C. 20005

Air Management Branch, Environmental
Protection Agency, EPA Region IV,
345 Courtland Street, N.E., Atlanta,
Georgia 30365

Kentucky Department for Natural
Resources and Environmental
Protection, Division of Air Pollution
Control, 18 Reilly Road, Bldg. #2 Fort
Boone Plaza, Frankfort, Kentucky
40601

FOR FURTHER INFORMATION CONTACT:
Melvin Russell of the EPA Region IV Air
Management Branch at the above
address, telephone 404/881-3286 (FTS
257-3286).

SUPPLEMENTARY INFORMATION:

Background.

The Commonwealth of Kentucky has submitted to EPA a State Implementation Plan (SIP) revision which provides for the control of particulate emissions from existing primary aluminum reduction plants. This change in State Regulation 401 KAR 61:165, Existing Primary Aluminum Reduction Plants, was subjected to public hearing on November 5, 1980, approved by Kentucky's Legislative Research Commission on January 7, 1981, and submitted to EPA on March 4, 1982.

Section 5 of 401 KAR 61:165 is the affected section of the regulation. The only source affected is the wet scrubbing plant at Southwire Aluminum Company in Hawesville, Kentucky (Hancock County). Hancock County is attainment for the total suspended particulate (TSP) National Ambient Air Quality Standards (NAAQS).

Discussion

The particulate emissions standard in Section 5 of 401 KAR 61:165 applies only to existing primary aluminum reduction plants. Section 5 establishes a particular standard of 0.010 grains per standard cubic foot (gr/scf) for wet scrubbing plant primary control systems. This regulation grants some relief from the previously applicable requirements of 401 KAR 61:020, Existing Process Operations. Section 3 of 401 KAR 61:020 requires pollution control equipment of at least ninety-seven (97) percent actual efficiency, and limits particulate emissions to a concentration of 0.02 gr/scf.

Regulation 401 KAR 61:165, Section 5, requires that the concentration of particulate emissions not exceed 0.010 gr/scf. This emission standard requires that control equipment achieve 95 percent actual efficiency. The source employs multiple cyclones, wet scrubbers, and electrostatic precipitators.

There will be no appreciable change in air quality or violation of the TSP NAAQS as a result of implementing Section 5 of 401 KAR 61:165; increment consumption is not an issue, as the PSD baseline has not been triggered for this area.

Action. Based on the foregoing, EPA today approves the SIP revision submitted by Kentucky. EPA is approving this SIP revision without a prior proposal because the conditions in the affected Kentucky regulation are straightforward and the source is meeting them. The public should be advised that this action will be effective 60 days from the date of this *Federal Register* notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and two subsequent notices will be published before the effective date. One notice will withdraw the final action and another will begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

Under 5 U.S.C., Section 605(b), the Administrator has certified that SIP approvals do not have a significant economic impact on a substantial number of small entities.

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by 60 days from today. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)