

**§ 520.446 [Amended]**

■ 2. Section 520.446 is amended by removing paragraphs (a)(2) and (b)(2); by redesignating paragraphs (a)(3) and (b)(3) as paragraphs (a)(2) and (b)(2); in paragraph (b)(1) by removing “No. 000009” and by adding in its place “Nos. 000009 and 059130”; and in newly redesignated paragraph (b)(2) by removing “(a)(3)” and by adding in its place “(a)(2).”

Dated: May 19, 2004.

**Steven D. Vaughn,**

*Director, Office of New Animal Drug Evaluation, Center for Veterinary Medicine.*

[FR Doc. 04-12961 Filed 6-8-04; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY**
**Coast Guard**
**33 CFR Part 100**

[CGD01-04-052]

**Special Local Regulation; Harvard-Yale Regatta, Thames River, New London, CT**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of implementation of regulation.

**SUMMARY:** The Coast Guard is implementing the permanent regulations for the annual Harvard-Yale Regatta, a rowing competition held on the Thames River in New London, CT. The regulation controls vessel traffic within the immediate vicinity of the event due to the confined nature of the waterway and anticipated congestion at the time of the event, thus providing for the safety of life and property on the affected navigable waters.

**DATES:** The regulations in 33 CFR 100.101 will be enforced from 9:30 a.m. on June 12, 2004, until 5 p.m. on June 13, 2004.

**FOR FURTHER INFORMATION CONTACT:** Petty Officer Austin Nagle, Office of Search and Rescue, First Coast Guard District, (617) 223-8460.

**SUPPLEMENTARY INFORMATION:** This notice implements the permanent special local regulation governing the 2004 Harvard-Yale Regatta. The regulations in 33 CFR 100.101 will be enforced from 9:30 a.m. until 5 p.m. on June 12, 2004, with a rain date of June 13, 2004, if the regatta is postponed due to inclement weather.

A portion of the Thames River in New London, Connecticut will be closed during the event to all vessel traffic

except participants, official regatta vessels, patrol craft and spectators as prescribed by the regulation. The regulated area is that area of the river between the Penn Central drawbridge, now known as the Thames River Amtrak drawbridge, and Bartlett's Cove. Additional public notification will be made via the First Coast Guard District Local Notice to Mariners and marine safety broadcasts. The full text of this regulation is found in 33 CFR 100.101.

Dated: May 27, 2004.

**Vivien S. Crea,**

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

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**ENVIRONMENTAL PROTECTION AGENCY**
**40 CFR Part 52**

[NV-040-0075; FRL-7663-4]

**Approval and Promulgation of Implementation Plans; Nevada-Las Vegas Valley PM-10 Nonattainment Area; Serious Area Plan for Attainment of the Annual and 24-Hour PM-10 Standards**

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

**ACTION:** Final rule.

**SUMMARY:** EPA is approving the serious area particulate matter (PM-10) plan for the Las Vegas Planning Area that addresses attainment of the annual and 24-hour PM-10 national ambient air quality standards (NAAQS) and includes motor vehicle emissions budgets for transportation conformity. We are also granting Nevada's request to extend the Clean Air Act (CAA or Act) deadline for attaining the 24-hour PM-10 standard in the Las Vegas area from 2001 to 2006. Finally, we are approving into the State Implementation Plan (SIP) fugitive dust rules adopted by Clark County (County).

**DATES:** *Effective Date:* July 9, 2004.

**ADDRESSES:** You can inspect copies of the administrative record for this action at EPA's Region IX office during normal business hours by appointment. You can inspect copies of the submitted SIP revisions by appointment at the following locations:

Environmental Protection Agency, Region 9, Air Division, Air Planning Office (AIR-2), 75 Hawthorne Street, San Francisco, CA 94105-3901; Clark County Department of Air Quality Management, 500 S. Grand Central Parkway, Las Vegas, NV 89155;

Nevada Division of Environmental Protection, 333 West Nye Lane, Carson City, NV 89710.

**Electronic Availability**

This document and the Response to Comments Document for this action are also available as electronic files on EPA's Region 9 Web Page at <http://www.epa.gov/region09/air>.

**FOR FURTHER INFORMATION CONTACT:**

Karen Irwin, Office of Air Planning (AIR-2), U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105. (415) 947-4116, [irwin.karen@epa.gov](mailto:irwin.karen@epa.gov).

**SUPPLEMENTARY INFORMATION:**

Throughout this document, “we,” “us” and “our” refer to EPA. This supplementary information is organized as follows:

- I. Summary of Today's Actions
- II. Public Comments and EPA Responses
- III. Background to Today's Actions
  - A. Prior PM Planning Activities in Clark County
  - B. Serious Area Plan for the Las Vegas Area
- IV. Other Related Action in the Las Vegas Area
- V. Final Actions
- VI. Administrative Requirements

**I. Summary of Today's Actions**

We are approving the *PM-10 State Implementation Plan for Clark County* (“Clark County Serious Area Plan” or “Plan”), submitted on July 23, 2001.<sup>1</sup> The Plan addresses attainment of the annual and 24-hour PM-10 standards.<sup>2</sup> This action is based on our determination that this Plan complies with the CAA requirements for serious PM-10 nonattainment area plans.

First, we are approving the following specific elements of the Plan:

- A demonstration that the Plan provides for implementation of best available control measures (BACM);<sup>3</sup>

<sup>1</sup> On November 19, 2002, the Nevada Division of Environmental Protection submitted to EPA an amendment to the Plan adopted by the Clark County Board of Commissioners on November 19, 2002. The amendment establishes new deadlines for SIP commitments concerning revisions to Sections 90 through 94 and adds documentation on adopted local ordinances for fireplaces and woodstoves as Appendix R of the Plan. EPA approved these ordinances in a separate action. 68 FR 52838 (Sept. 8, 2003).

<sup>2</sup> PM-10 is particulate matter with an aerometric diameter of less than or equal to a nominal 10 micrometers. There are two separate NAAQS for PM-10, an annual standard of 50 µg/m<sup>3</sup> and a 24-hour standard of 150 µg/m<sup>3</sup>.

<sup>3</sup> Because the demonstration of BACM subsumes the demonstration of Reasonably Available Control Measures (RACM), a separate analysis to determine if the measures represent a RACM level of control is not necessary. The BACM demonstration, therefore, is also a finding that the Plan provides for the implementation of RACM as required under CAA sections 173(c)(1) and 189(a)(1)(C).