

**SUPPLEMENTARY INFORMATION:** The Newburyport US1 Bridge has a vertical clearance in the closed position of 35 feet at mean high water and 42 feet at mean low water. The existing drawbridge operation regulations are listed at 33 CFR 117.605(a).

The bridge owner, Massachusetts Highway Department (MHD), requested a temporary deviation from the drawbridge operation regulations to facilitate emergency structural maintenance, the replacement of the concrete filled grid deck on the southeast bascule leaf, at the bridge. The southeast bascule leaf must remain in the closed position to perform these repairs. The north bascule leaf will open fully for the passage of vessel traffic during these repairs.

The Newburyport US1 Bridge has not received any requests to open during the month of March for the past seven years.

The bridge owner did not provide the required thirty-day notice to the Coast Guard for this deviation; however, this deviation was approved because the repairs are necessary repairs that must be performed with undue delay in order to assure the continued safe reliable operation of the bridge.

Under this temporary deviation the Newburyport US1 Bridge may keep the southeast bascule leaf in the closed position from March 15, 2004 through April 2, 2004. The north bascule leaf will continue to open for the passage of vessel traffic according to the existing drawbridge operation regulations which require a one-hour advance notice by calling the number posted at the bridge.

This deviation from the operating regulations is authorized under 33 CFR 117.35(b), and will be performed with all due speed in order to return the bridge to normal operation as soon as possible.

Dated: March 5, 2004.

**Vivien S. Crea,**

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

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[CGD13-03-025]

**RIN 1625-AA00**

#### Safety Zone Regulations, New Tacoma Narrows Bridge Construction Project; Correction

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule; correction.

**SUMMARY:** The Coast Guard published in the **Federal Register** of February 5, 2004, a temporary final rule concerning the safety zone for the new Tacoma Narrows Bridge construction project. The wording in § 165.T13-016 Background and Purpose is being corrected to accurately reflect the location of the new piers. This document makes the clarification.

**DATES:** The temporary final rule reinstated and revised in the **Federal Register** (69 FR 5465) was effective on February 6, 2004. This correction is effective on March 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** LTJG. Tyana Thayer c/o Captain of the Port Puget Sound, 1519 Alaskan Way South, Seattle, Washington 98134, (206) 217-6222.

**SUPPLEMENTARY INFORMATION:** The Coast Guard published a document in the **Federal Register** on February 5, 2004 (69 FR 5465). In that document, the location described in Background and Purpose was inaccurate. This correction amends the regulatory text published on February 5, 2004. In rule FR Doc 04-2514 published on February 5, 2004 (69 FR 5465), make the following correction. On 69 FR page 5465, column 3 in Background and Purpose remove the word "north" and add in its place the word "south."

Dated: March 1, 2004.

**Danny Ellis,**

*Captain, U.S. Coast Guard, Captain of the Port, Puget Sound.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[OPP-2004-0084; FRL-7349-7]

#### Pesticide Tolerance Fees; Suspension of Collection

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

**ACTION:** Final rule.

**SUMMARY:** EPA is amending its regulations governing payment of fees for tolerance petitions and related activities to reflect the statutory requirement that the fees for tolerance petitions and related tolerance activities will not be collected during the period beginning on October 1, 2003, and ending September 30, 2008. Under new legislation signed by the President on January 23, 2004, the collection of such fees is prohibited until after September 30, 2008. Collection is expected to resume on October 1, 2008. EPA is issuing this final rule without notice and opportunity for public comment because there is good cause to do so within the meaning of the Administrative Procedure Act (APA).

**DATES:** This final rule is effective March 11, 2004.

**FOR FURTHER INFORMATION CONTACT:** Jean M. Frane, Field and External Affairs Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-5944; fax number: (703) 305-5884; e-mail address: [frane.jean@epa.gov](mailto:frane.jean@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

##### A. Does this Action Apply to Me?

You may be potentially affected by this action if you register pesticide products for food or feed uses, or submit petitions for pesticide tolerances. Additionally, this action may be of interest to agricultural producers, food manufacturers, or other pesticide manufacturers. Potentially affected categories and entities may include, but are not limited to:

- Crop production (NAICS 111)
- Animal production (NAICS 112)
- Food processing (NAICS 311)
- Pesticide manufacturers (NAICS

32532)

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American