

5090.1 (series), which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves a safety zone lasting 166 days that would prohibit vessel traffic to transit the area during construction operations. It is categorically excluded from further review under paragraph L60 of Appendix A, Table 1 of DHS Instruction Manual 023–01–001–01, Rev. 1. A Record of Environmental Consideration supporting this determination is available in the docket. For instructions on locating the docket, see the **ADDRESSES** section of this preamble.

### G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to call or email the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

## PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

**Authority:** 46 U.S.C. 70034, 70051; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.1, Revision No. 01.2.

■ 2. Add § 165.T13–0201 to read as follows:

### § 165.T13–0201 Safety Zones: Safety Zone; Columbia River Outfall and Effluent Pipeline Construction Project, Columbia River, Vancouver, WA.

(a) *Location.* The following area is a safety zone: All navigable waters of the Columbia River, surface to bottom, encompassed by a line connecting the following points beginning at the shoreline at 45°43′57.0″ N/122°45′21.0″ W, west to 45°43′58.0″ N/122°45′33.0″ W, south to 45°43′39.0″ N/122°45′35.0″ W, thence east to 45°43′39.0″ N/122°45′21″ W, and along the shoreline back to the beginning point.

(b) *Definitions.* As used in this section, *designated representative* means any Coast Guard commissioned, warrant, or petty officer who has been authorized by the Captain of the Port Sector Columbia River (COTP) to act on his behalf, or a Federal, State, and local officer designated by or assisting the Captain of the Port Sector Columbia River in the enforcement of the safety zone.

(c) *Regulations.* (1) Under the general safety zone regulations in subpart C of this part, you may not enter the safety zone described in paragraph (a) of this section unless authorized by the COTP or the COTP's designated representative.

(2) Vessel operators desiring to enter or operate with the safety zone may contact the COTP's on-scene designated representative by calling (503) 209–2468 or the Sector Columbia River Command Center on Channel 16 VHF–FM. Those in the safety zone must comply with all lawful orders or directions given to them by the COTP or the COTP's designated representative.

(d) *Enforcement period.* This section will be enforced from 12:01 a.m. on October 1, 2021, through 11:59 p.m. on March 15, 2022. It will be subject to enforcement this entire period unless the COTP or a designated representative determines it is no longer needed. The Coast Guard will inform mariners of any change to this period of enforcement via Notice to Mariners.

Dated: September 28, 2021.

**M.S. Jackson,**

*Captain, U.S. Coast Guard, Captain of the Port Sector Columbia River.*

[FR Doc. 2021–21458 Filed 9–30–21; 8:45 am]

**BILLING CODE 9110–04–P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA–R04–OAR–2020–0129; FRL–8975–02–R4]

### Air Plan Approval; AL; NO<sub>x</sub> SIP Call and Removal of CAIR; Correction

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

**ACTION:** Final rule; correction.

**SUMMARY:** The Environmental Protection Agency (EPA) published a final rule in the **Federal Register** on July 7, 2021, entitled “Air Plan Approval; AL; NO<sub>x</sub> SIP Call and Removal of CAIR.” The July 7, 2021 rule, which became effective on August 6, 2021, contained an error in the amendatory instructions for the regulatory text. This correction

does not change any final action taken by EPA in the July 7, 2021, final rule but makes a correction to final regulations.

**DATES:** This action is effective October 1, 2021.

**ADDRESSES:** EPA has established a docket for this action under Docket Identification No. EPA–R04–OAR–2020–0129, FRL–10025–80–Region 4. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) website. Although listed in the index, some information may not be publicly available, *i.e.*, Confidential Business Information or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically through [www.regulations.gov](http://www.regulations.gov) or in hard copy at the Air Regulatory Management Section, Air Planning and Implementation Branch, Air and Radiation Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, Georgia 30303–8960. EPA requests that if at all possible, you contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday 8:30 a.m. to 4:30 p.m., excluding Federal holidays.

### FOR FURTHER INFORMATION CONTACT:

Andres Febres, Air Regulatory Management Section, Air Planning and Implementation Branch, Air and Radiation Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, Georgia 30303–8960. The telephone number is (404) 562–8966. Mr. Febres can also be reached via electronic mail at [febres-martinez.andres@epa.gov](mailto:febres-martinez.andres@epa.gov).

**SUPPLEMENTARY INFORMATION:** On July 7, 2021 (86 FR 35610), EPA published a final rule in the **Federal Register** entitled “Air Plan Approval; AL; NO<sub>x</sub> SIP Call and Removal of CAIR” which became effective on August 6, 2021. The final rule approved the addition of regulations to Alabama's State Implementation Plan (SIP) to maintain compliance with their nitrogen oxides (NO<sub>x</sub>) SIP Call obligations for large non-electricity generating units (non-EGUs), the repeal of the State's regulations previously sunsetted regarding the NO<sub>x</sub> Budget Trading Program, and the repeal of the State's Clean Air Interstate Rule (CAIR) regulations.<sup>1</sup> Additionally, the

<sup>1</sup> See 86 FR 35610 (July 7, 2021) for information on the NO<sub>x</sub> SIP Call, NO<sub>x</sub> Budget Trading Program, and CAIR.

final rule conditionally approved state regulations into the SIP that establish monitoring and reporting requirements for units subject to the NO<sub>x</sub> SIP Call, including alternative monitoring options for certain sources.

However, the rule contained two errors in the instructions regarding amendments to the table titled “EPA-Approved Alabama Regulations” found at 40 CFR 52.50(c). See 86 FR at 35614. Because of the errors in the amendatory instructions, the Office of the Federal Register was not able to incorporate some of the changes and placed an editorial note at the bottom of 40 CFR 52.50. Although the rationale for incorporating these changes remains the same as presented in the July 7, 2021, rule, EPA is now correcting the CFR to appropriately display the approved rules in the South Carolina SIP.

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides.

Dated: September 9, 2021.

**John Blevins,**

*Acting Regional Administrator, Region 4.*

For the reasons set out in the preamble, the EPA corrects 40 CFR part 52 by making the following correcting amendment:

**PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS**

■ 1. The authority citation for part 52 continues to read as follows:

*Authority:* 42 U.S.C. 7401 *et seq.*

■ 2. In Section 52.50 amend the table in paragraph (c) by revising the entries for sections:

- a. 335–3–5–.06 through 335–3–5–.08;
- b. 335–3–5–.11 through 335–3–5–.14;
- c. 335–3–8–.07 through 335–3–8–.14;
- d. 335–3–8–.16 through 335–3–8–.18;
- e. 335–3–8–.20 and 335–3–8–.21;
- f. 335–3–8–.23 through 335–3–8–.27; and
- g. 335–3–8–.29, 335–3–8–.30, and 335–3–8–.33.

The revisions read as follows:

**§ 52.50 Identification of plan.**

\* \* \* \* \*

(c) \* \* \*

**EPA-APPROVED ALABAMA REGULATIONS**

State citation	Title/subject	State effective date	EPA approval date	Explanation
*	*	*	*	*
<b>Chapter No. 335–3–5 Control of Sulfur Compound Emissions</b>				
*	*	*	*	*
Section 335–3–5–.06 ...	TR SO <sub>2</sub> Trading Program—Purpose and Definitions.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–5–.07 ...	TR SO <sub>2</sub> Trading Program—Applicability ...	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–5–.08 ...	TR SO <sub>2</sub> Trading Program—Retired Unit Exemption.	11/24/2015	8/31/2016, 81 FR 59869.	
*	*	*	*	*
Section 335–3–5–.11 ...	Administrative Appeal Procedures .....	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–5–.12 ...	SO <sub>2</sub> Trading Budgets and Variability Limits.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–5–.13 ...	TR SO <sub>2</sub> Allowance Allocations .....	12/7/2018	3/12/2020, 85 FR 14418.	
Section 335–3–5–.14 ...	Authorization of Designated Representative and Alternate Designated Representative.	11/24/2015	8/31/2016, 81 FR 59869.	
*	*	*	*	*
<b>Chapter No. 335–3–8 Control of Nitrogen Oxides Emissions</b>				
*	*	*	*	*
Section 335–3–8–.07 ...	TR NO <sub>x</sub> Annual Trading Program—Purpose and Definitions.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.08 ...	TR NO <sub>x</sub> Annual Trading Program—Applicability.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.09 ...	TR NO <sub>x</sub> Annual Trading Program—Retired Unit Exemption.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.10 ...	TR NO <sub>x</sub> Annual Trading Program—Standard Requirements.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.11 ...	TR NO <sub>x</sub> Annual Trading Program—Computation of Time.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.12 ...	Administrative Appeal Procedures .....	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.13 ...	NO <sub>x</sub> Annual Trading Budgets and Variability Limits.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335–3–8–.14 ...	TR NO <sub>x</sub> Annual Allowance Allocations .....	12/7/2018	3/12/2020, 85 FR 14418.	
Section 335–3–8–.16 ...	Authorization of Designated Representative and Alternate Designated Representative.	11/24/2015	8/31/2016, 81 FR 59869.	

EPA-APPROVED ALABAMA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Explanation
Section 335-3-8-.17 ...	Responsibilities of Designated Representative and Alternate Designated Representative.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.18 ...	Changing Designated Representative and Alternate Designated Representative; Changes in Owners and Operators; Changes in Units at the Source.	11/24/2015	8/31/2016, 81 FR 59869.	
* * * * *				
Section 335-3-8-.20 ...	Objections Concerning Designated Representative and Alternate Designated Representative.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.21 ...	Delegation by Designated Representative and Alternate Designated Representative.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.23 ...	Establishment of Compliance Accounts, Assurance Accounts, and General Accounts.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.24 ...	Recordation of TR NO <sub>x</sub> Annual Allowance Allocations and Auction Results.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.25 ...	Submission of TR NO <sub>x</sub> Annual Allowance Transfers.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.26 ...	Recordation of TR NO <sub>x</sub> Annual Allowance Transfers.	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.27 ...	Compliance with TR NO <sub>x</sub> Annual Emissions Limitation.	11/24/2015	8/31/2016, 81 FR 59869.	
* * * * *				
Section 335-3-8-.29 ...	Banking .....	11/24/2015	8/31/2016, 81 FR 59869.	
Section 335-3-8-.30 ...	Account Error .....	11/24/2015	8/31/2016, 81 FR 59869.	
* * * * *				
Section 335-3-8-.33 ...	General Monitoring, Recordkeeping, and Reporting Requirements.	11/24/2015	8/31/2016, 81 FR 59869.	
* * * * *				

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 [FR Doc. 2021-20072 Filed 9-30-21; 8:45 am]  
 BILLING CODE 6560-50-P

**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA-R02-OAR-2020-0466; FRL-9004-02-R2]

**Approval of Air Quality Implementation Plans; New York; Part 212, Process Operations**

**AGENCY:** Environmental Protection Agency (EPA).  
**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is approving a revision to the New York State Implementation Plan (SIP) concerning process operations. The effect of this revision is to streamline and update provisions, align those provisions with permitting regulations, and provide regulatory certainty for the regulated community.

**DATES:** This final rule is effective on November 1, 2021.

**ADDRESSES:** The EPA has established a docket for this action under Docket ID Number EPA-R02-OAR-2020-0466. All documents in the docket are listed on the <https://www.regulations.gov> website. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available electronically through <https://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Nicholas Ferreira, Air Programs Branch, Environmental Protection Agency, Region 2, 290 Broadway, 25th Floor, New York, New York 10007-1866, (212) 637-3127, or by email at [ferreira.nicholas@epa.gov](mailto:ferreira.nicholas@epa.gov).

**SUPPLEMENTARY INFORMATION:**

**Table of Contents**

- I. What is the background for this action?
- II. What comments were received in response to the EPA's proposed action?
- III. What action is the EPA taking?
- IV. Incorporation by reference.
- V. Statutory and Executive order reviews.

**I. What is the background for this action?**

On July 1, 2021 (86 FR 35042), the EPA published a notice of proposed rulemaking that proposed to approve a revision to the State Implementation Plan (SIP) submitted by the State of New York on February 5, 2019, and supplemented on March 25, 2021, for purposes of revising Title 6 of the New York Codes, Rules and Regulations (6 NYCRR) Part 212, "General Process Emission Sources." The EPA is also approving attendant revisions to Part 200, "General Provisions," Subpart 200.1, "Definitions."

The revisions to Part 212, which is now entitled, "Process Operations," apply to process emission sources and/or emission points associated with a