

40 CFR Part 81

Environmental protection, Air pollution control, National parks, Wilderness areas.

Dated: November 29, 2000.

Elissa Speizman,

Acting Regional Administrator, Region 5.

Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

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

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

Subpart KK—Ohio

2. Section 52.1880 is amended by removing and reserving paragraph (d) and adding paragraph (j) to read as follows:

§ 52.1880 Control strategy: Particulate matter.

(j) Approval—EPA is approving the PM10 maintenance plan for Cuyahoga and Jefferson Counties that Ohio submitted on May 22, 2000, and July 13, 2000.

PART 81—[AMENDED]

1. The authority citation for part 81 continues to read as follows:

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

2. Section 81.336 is amended by revising the table “Ohio—PM-10” to read as follows:

§ 81.336 Ohio.

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OHIO—PM-10

Designated Area	Designation		Classification	
	Date	Type	Date	Type
Cuyahoga County	1/10/01	Attainment.		
Jefferson County	1/10/01	Attainment.		
The area bounded by Market Street (State Route 43) from the West Virginia/Ohio border west to Sunset Blvd. (U.S. Route 22), Sunset Blvd. west to the Steubenville Township/Cross Creek Township boundary, the Township boundary south to the Steubenville Corporation limit, the corporation boundary east to State Route 7, State Route 7 South to the Steubenville Township/Wells Township boundary, the Township boundary unclassifiable east to the West Virginia/Ohio border, and North on the border to Market Street				
Rest of State	11/15/90	Unclassifiable.		

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[FR Doc. 00-31329 Filed 12-8-00; 8:45 am]

BILLING CODE 6560-50-U

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

(DA 00-2713, MM Docket No. 94-29, RM-8416)

Radio Broadcasting Services; Willows and Dunnigans, California

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: This document denies the petition for reconsideration filed by Marysville Radio, Inc. and Roseville Radio, Inc., of our *Report and Order*, 60 FR 55332 (October 31, 1995) which substituted Channel 288B1 for Channel 288A and reallocated Channel 288B1 from Willows to Dunnigan, California and modified the license for Station KIQS-FM accordingly. The Commission determined that a new engineering study can not be relied upon and that the *Report and Order* properly compared the existing and proposed arrangement of allotments under the

FM Priorities. With this action, this proceeding is terminated.

FOR FURTHER INFORMATION CONTACT:

Arthur D. Scrutchins, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Memorandum Opinion and Order, MM Docket No. 94-29, adopted November 22, 2000 and released December 1, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), at its headquarters, 445 12th Street, S.W. Washington, D.C.

The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 1231 20th Street, N.W. Washington, D.C. 20036.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 00-31398 Filed 12-8-00; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[DA 00-2711, MM Docket No. 99-58; RM-9461 RM-9611]

Radio Broadcasting Services; Strattanville and Farmington Township, PA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of West Wind Broadcasting, allots Channel 267A at Strattanville, Pennsylvania, as the community's first local aural transmission service (RM-9461). See 64 FR 8782, February 23, 1999. At the request of Clarion County Broadcasting, Inc., we also allot Channel 291A at Farmington Township, Pennsylvania, as the community's first local aural transmission service (RM-9611). Channel 267A can be allotted at Strattanville in compliance with the Commission's minimum distance separation requirements with a site restriction of 15.1 kilometers (9.4 miles) northeast to avoid a short-spacing to the licensed site of Station WORD-FM, Channel 268B, Pittsburgh, Pennsylvania. The coordinates for

Channel 267A at Strattanville are 41–18–36 North Latitude and 79–13–05 West Longitude. See Supplementary Information, *infra*.

DATES: Effective January 15, 2001. A filing window, will not be opened at this time. Instead, the issue of opening filing windows for these channels will be addressed by the Commission in a subsequent order.

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418–2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 99–58, adopted November 22, 2000, and released December 1, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857–3800, 1231 20th Street, NW., Washington, DC 20036.

Additionally, Channel 291A can be allotted to Farmington Township in compliance with the Commission's minimum distance separation requirements with a site restriction of 15.1 kilometers (9.4 miles) to avoid a short-spacing to the construction permit site of Station WMKX(FM), Channel 388B1, Brookville, Pennsylvania, and the licensed and construction permit sites of Station WCTL(FM), Channel 292A Union City, Pennsylvania. The coordinates for Channel 291A at Farmington Township are 41–30–54 North Latitude and 79–18–13 West Longitude. Since Strattanville is located within 320 kilometers (200) miles of the U.S.-Canadian border, Canadian concurrence for the allotment of Channel 267A at Strattanville has been obtained. However, concurrence for the allotment of Channel 292A at Farmington Township has been requested, but not yet received. Therefore, if a construction permit is granted to Farmington Township prior to the receipt of formal concurrence in the allotment by the Canadian government, the construction permit will include the following condition: "Operation with the facilities specified herein is subject to modification, suspension or termination without right to a hearing, if found by the Commission to be necessary in order to conform to the USA-Canadian FM Broadcast Agreement."

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 54, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Pennsylvania, is amended by adding Strattanville, Channel 267A; and by adding Farmington Township, Channel 291A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 00–31399 Filed 12–8–00; 8:45 am]

BILLING CODE 6712–01–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

49 CFR Part 1002

[STB Ex Parte No. 542 (Sub-No. 5)]

Regulations Governing Fees for Services Performed in Connection With Licensing and Related Services—2000 Update

AGENCY: Surface Transportation Board.

ACTION: Final rules.

SUMMARY: The Board adopts its 2000 User Fee Update and revises its fee schedule at this time to recover the cost associated with the January 2000 Government salary increases plus increases to its **Federal Register** publication costs.

EFFECTIVE DATE: These rules are effective January 10, 2001.

FOR FURTHER INFORMATION CONTACT: David T. Groves, (202) 565–1551, or Anne Quinlan, (202) 565–1727. [TDD for the hearing impaired: (202) 565–1695.]

SUPPLEMENTARY INFORMATION: The Board's regulations in 49 CFR 1002.3 require the Board's user fee schedule to be updated annually. The Board's regulations in 49 CFR 1002.3(a) provide that the entire fee schedule or selected fees can be modified more than once a year, if necessary. The Board's fees are revised based on the cost study formula set forth at 49 CFR 1002.3(d). Also, in some previous years, selected fees were

modified to reflect new cost study data or changes in Board or Interstate Commerce Commission fee policy.

Because Board employees received a salary increase of 4.94% in January 2000, we are updating our user fees to recover the increased personnel costs. We also are increasing the fees to take into account an approximate increase of 4.2% in our publication costs. With certain exceptions, all fees will be updated based on our cost formula contained in 49 CFR 1002.3(d).

The fee increases involved here result only from the mechanical application of the update formula in 49 CFR 1002.3(d), which was adopted through notice and comment procedures in *Regulations Governing Fees for Services—1987 Update*, 4 I.C.C.2d 137 (1987). In addition, no new fees are being proposed in this proceeding. Therefore, we believe notice and comment are unnecessary for this proceeding. See *Regulations Governing Fees for Services—1990 Update*, 7 I.C.C.2d 3 (1990); *Regulations Governing Fees for Services—1991 Update*, 8 I.C.C.2d 13 (1991); and *Regulations Governing Fees for Services—1993 Update*, 9 I.C.C.2d 855 (1993).

We conclude that the fee changes being adopted here will not have a significant economic impact on a substantial number of small entities because the Board's regulations provide for waiver of filing fees for those entities that can make the required showing of financial hardship.

Additional information is contained in the Board's decision. To obtain a copy of the full decision, write, call, or pick up in person from Da-to-Da Office Solutions, Suite 405, Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423–0001. Telephone: (202) 466–5530. [Assistance for the hearing impaired is available through TDD services 1–800–877–8339.]

List of Subjects in 49 CFR Part 1002

Administrative practice and procedure, Common carriers, Freedom of information, User fees.

Decided: December 4, 2000.

By the Board, Chairman Morgan, Vice Chairman Burkes, and Commissioner Clyburn.

Vernon A. Williams,
Secretary.

For the reasons set forth in the preamble, title 49, chapter X, part 1002, of the Code of Federal Regulations is amended as follows:

PART 1002—FEES

1. The authority citation for part 1002 continues to read as follows: