

concluded that under figure 2-1, paragraph (34)(g), of Commandant Instruction M16475.IC, this rule is categorically excluded from further environmental documentation.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, and 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:** 33 U.S.C. 1231; 50 U.S.C. 191, 33 CFR 1.05-1(g), 6.04-1, 6.04-6, 160.5; 49 CFR 1.46.

2. A new temporary § 165.T09-916 is added to read as follows:

##### § 165.T09-916 Safety Zone: Menominee Municipal Marina, Menominee, Michigan.

(a) Location. The safety zone encompasses all waters bounded by the arc of a circle with a 840-foot radius with its center in approximate position 45°20.05' N, 087°36.49' W, located approximately 840 feet offshore Menominee municipal marina, Menominee, Michigan.

(b) *Effective times and dates.* From 9:20 p.m. until 10:10 p.m. on August 4, 2001.

(c) *Regulations.* (1) The general regulations contained in § 165.23 apply.

(2) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port Milwaukee or the designated on scene patrol personnel. Coast Guard patrol personnel include commissioned, warrant or petty officers of the U.S. Coast Guard. Upon being hailed by a U.S. Coast Guard vessel via siren, radio, flashing light, or other means, the operator shall proceed as directed. This safety zone should not adversely effect shipping. However, commercial vessels may request permission from the Captain of the Port Milwaukee to enter or transit the safety zone. Approval will be made on a case-by-case basis. Requests must be in advance and approved by the Captain of the Port Milwaukee before transits will be authorized. The Captain of the Port Milwaukee may be contacted via U.S. Coast Guard Group Milwaukee on Channel 16, VHF-FM.

Dated: June 26, 2001.

**B.R. Emond,**

*Lieutenant Commander, U.S. Coast Guard, Acting Captain of the Port, Milwaukee, Wisconsin.*

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#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Part 52

[MD112-3066a; FRL-7008-6]

##### Approval and Promulgation of Air Quality Implementation Plans; Maryland; Withdrawal of Direct Final Rule

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

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** Due to an adverse comment, EPA is withdrawing the direct final rule to approve reasonable available control technology (RACT) to limit volatile organic compound (VOC) emissions from distilled spirits facilities. In the direct final rule published on May 22, 2001 (66 FR 28058), we stated that if we received adverse comment by June 21, 2001, the rule would be withdrawn and not take effect. EPA received adverse comments on June 21, 2001. EPA will address the comments received in a subsequent final action based upon the proposed action also published on May 22, 2001 (66 FR 28138). EPA will not institute a second comment period on this action.

**DATES:** The Direct final rule published at 66 FR 28058, May 22, 2001, is withdrawn as of July 6, 2001.

**FOR FURTHER INFORMATION CONTACT:** Rose Quinto, Air Quality Planning & Information Services Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Phone (215) 814-2182.

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

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements.

Dated: June 27, 2001.

**Thomas C. Voltaggio,**

*Acting Regional Administrator, Region III.*

Accordingly, the direct final rule adding 40 CFR 52.1070(c)(160) is withdrawn as of July 6, 2001.

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#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Part 62

[SC-038-200102(c); FRL-7008-8]

##### Withdrawal of Direct Final Rule for Approval and Promulgation of State Plans for Designated Facilities and Pollutants: South Carolina

**AGENCY:** Environmental Protection Agency.

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** The United States Environmental Protection Agency (EPA) is withdrawing the direct final rule approving the section 111(d)/129 Plan submitted by the South Carolina Department of Health and Environmental Control (DHEC). The direct final rule was published in the **Federal Register** on May 7, 2001 (66 FR 22927).

**DATES:** The direct final rule published at 66 FR 22927, May 7, 2001, is withdrawn as of July 6, 2001.

**FOR FURTHER INFORMATION CONTACT:** Gregory Crawford at EPA Region 4, Air Planning Branch, 61 Forsyth Street, SW, Atlanta, Georgia 30303-3104, (404) 562-9046.

**SUPPLEMENTARY INFORMATION:** On May 7, 2001 (66 FR 22970), EPA proposed to approve the section 111(d)/129 Plan for the State of South Carolina submitted on September 19, 2000, for implementing and enforcing the Emission Guidelines applicable to existing Hospital /Medical/ Infectious Waste Incinerators. On the same day (66 FR 22927), EPA also published a direct final rule approving the State Plan. The action provided a 30-day public comment period and explained that if we received adverse comments, we would withdraw the relevant direct final action.

We received comments and are therefore withdrawing the direct final rule approving the State Plan. We are not opening an additional comment period. We intend to finalize action on these rules based on the May 7, 2001 proposed action.

##### List of Subjects in 40 CFR Part 62

Environmental protection, Administrative practice and procedure, Air pollution control, Hospital/medical/infectious waste incineration, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: June 22, 2001.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*

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