

Air Station, Joint Reserve Base at Belle Chasse, Louisiana.

DATES: This deviation is effective from 3:30 p.m. on Friday, May 1, 2009 until 7:45 p.m. on Sunday, May 3, 2009.

ADDRESSES: Documents indicated in this preamble as being available in the docket are part of docket USCG–2009–0100 and are available online at <http://www.regulations.gov>. They are also available for inspection or copying at two locations: The Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays, and the Eighth Coast Guard District, Bridge Administration Branch, Hale Boggs Federal Building, Room 1313, 500 Poydras Street, New Orleans, Louisiana 70130–3310 between 7 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: David Frank, Bridge Administration Branch, telephone (504) 671–2128.

SUPPLEMENTARY INFORMATION: The Department of the Navy requested a temporary rule changing the operation of the State Route 23 vertical lift span drawbridge. The change accommodates the additional volume of vehicular traffic that the N'Awlins Air Show generates each year. A large amount of the general public is expected to attend the New Orleans Open House Air Show on each day. The change allows for the expeditious dispersal of the heavy volume of vehicular traffic expected to depart the Naval Air Station, Joint Reserve Base following the event. This event has been held annually on or about the last weekend in October but has not been held since Hurricane Katrina. This year, the event is being held on the weekend of May 1–3, 2009. This temporary deviation will allow the bridge to remain in the closed-to-navigation position from 3:30 p.m. until 6:45 p.m. on Friday, May 1 and Saturday, May 2, 2009 and from 3:30 p.m. until 7:45 p.m. on Sunday, May 3, 2009.

The State Route 23 vertical lift span drawbridge across the Gulf Intracoastal Waterway (Algiers Alternate Route), mile 3.8, at Belle Chasse, Louisiana has a vertical clearance of 40 feet above mean high water in the closed-to-navigation position and 100 feet above mean high water in the open-to-navigation position. Navigation on the waterway consists primarily of tugs with tows, commercial fishing vessels, and occasional recreational craft.

Mariners may use the Gulf Intracoastal Waterway (Harvey Canal) to avoid unnecessary delays.

The Coast Guard has coordinated the closure with waterway users, industry, and other Coast Guard units. It has been determined that this closure will not have a significant effect on vessel traffic.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: February 20, 2009.

David M. Frank,

Bridge Administrator.

[FR Doc. E9–5082 Filed 3–10–09; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2009–0102]

Drawbridge Operation Regulation; Boudreaux Canal, Mile 0.1, Near Chauvin, Terrebonne Parish, LA

AGENCY: Coast Guard, DHS.

ACTION: Notice of temporary deviation from regulations.

SUMMARY: The Commander, Eighth Coast Guard District, has issued a temporary deviation from the regulation governing the operation of the SR 56 Swing Bridge across Boudreaux Canal, mile 0.1, near Chauvin, Terrebonne Parish, Louisiana. The deviation is necessary to replace all the mechanical machinery used to operate the movable span of the bridge. This deviation allows the bridge to remain in the closed-to-navigation position except for the previously approved scheduled opening times to allow for the passage of vessels.

DATES: This deviation is effective from 7 a.m. on March 9, 2009 through 5 p.m. on May 31, 2009.

ADDRESSES: Documents indicated in this preamble as being available in the docket are part of docket USCG–2009–0102 and are available online at <http://www.regulations.gov>. They are also available for inspection or copying at two locations: The Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday,

except Federal holidays, and the Eighth Coast Guard District, Bridge Administration Branch, Hale Boggs Federal Building, Room 1313, 500 Poydras Street, New Orleans, Louisiana 70130–3310 between 7 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT:

David Frank, Bridge Administration Branch, telephone (504) 671–2128.

SUPPLEMENTARY INFORMATION: Louisiana Department of Transportation and Development has requested a temporary deviation from the operating schedule of the State Route 56 Swing Bridge across Boudreaux Canal, mile 0.1, near Chauvin, Terrebonne Parish, Louisiana. The closure is necessary to allow for repairs to the bridge. The contractor plans to work 24 hours a day, seven days a week until the work is completed. To facilitate the movement of vessels during the maintenance work, the bridge will open for the passage of vessels daily from 6 a.m. until 7 a.m.; from noon until 1 p.m.; and from 6 p.m. until 7 p.m. Additionally, the bridge will open for the passage of vessels at 10 p.m. and 2 a.m. daily for any vessels standing by at the bridge.

The vertical clearance of the swing bridge in the closed-to-navigation position is 5.2 feet and unlimited in the open-to-navigation position. If for any reason, the contractor is not working during this period, the bridge will be returned to normal operation and must open on signal. If the maintenance work is completed prior to May 31, 2009, the bridge will be returned to normal operation. The bridge owner will keep the Coast Guard informed as to any change in the schedule so that proper notices to mariners may be issued informing the public of changes to the operation of the bridge.

Presently, the bridge opens on signal in accordance with 33 CFR 117.5. This deviation will allow the bridge to remain in the closed-to-navigation position from 7 a.m. on Monday, March 9, 2009 through 5 p.m. on Saturday, May 9, 2009; however, the bridge must open on signal for the passage of vessels from 6 a.m. until 7 a.m.; from noon until 1 p.m. and from 6 p.m. until 7 p.m. daily. Additionally, the bridge must open on signal for any vessels standing by at 10 p.m. and 2 a.m. daily. During the closure periods all the mechanical machinery used for operating the movable span will be changed. Navigation on the waterway consists of tugs with tows, fishing vessels and recreational craft. Due to prior experience and coordination with waterway users it has been determined

that this closure will not have a significant effect on these vessels.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: February 20, 2009.

David M. Frank,

Bridge Administrator.

[FR Doc. E9-5090 Filed 3-10-09; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R04-OAR-2005-AL-0002;
FRL-8776-9]

Approval and Promulgation of Air Quality Implementation Plans; Alabama Visible Emissions Rule; Informational Notice

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of document availability.

SUMMARY: The purpose of this notice is to inform the public of the availability of documents that were not made available electronically to the public through <http://www.regulations.gov> when EPA's final rulemaking was published in the **Federal Register**. These documents were a part of the docket for EPA's final rulemaking approving Alabama's state implementation plan (SIP) revision for the Alabama Visible Emissions Rule. The complete docket was available in hard copy at Region 4. EPA's final rulemaking for this SIP revision was published on October 15, 2008.

ADDRESSES: The hard copy docket is available at the U.S. Environmental Protection Agency, Air, Pesticides and Toxics Management Division, Air Planning Branch, 61 Forsyth Street, SW., Atlanta, Georgia 30303. The electronic docket is available at <http://www.regulations.gov>. Refer to EPA docket # "EPA-R04-OAR-2005-AL-0002".

FOR FURTHER INFORMATION CONTACT: Mr. Joel Huey, U.S. Environmental Protection Agency, Air, Pesticides and Toxics Management Division, Air Planning Branch; 61 Forsyth Street, SW.; Atlanta, Georgia 30303. Mr. Huey can be reached via e-mail at Huey.joel@epa.gov or phone at (404) 562-9104.

SUPPLEMENTARY INFORMATION: EPA uses <http://www.regulations.gov> to provide

the public with access to pertinent documents related to EPA actions for SIP revisions. In general, each action has a hard copy paper docket and an electronic docket which includes information such as: the state's submission and supporting documentation; EPA's rulemaking and correspondences related to the SIP revision; public comments provided for the SIP revision during the open public comment period; and other pertinent documentation related to the rulemaking action. The process for generating the electronic docket includes uploading pertinent documents into the Federal Docket Management System (FDMS), and then taking action to make these documents available electronically to the public on <http://www.regulations.gov> upon publication of EPA's rulemaking action in the **Federal Register**. The general public cannot view documents until they are promoted following publication of the associated **Federal Register** document.

On April 12, 2007, EPA published a proposed rule approving Alabama's Visible Emissions Rule. At that time, EPA opened a 60 day public comment period, and subsequently extended the comment period an additional 30 days. The comment period for the proposed rule ended on July 11, 2007. All pertinent documents related to EPA's proposal, comments received during the public comment period and the rulemaking actions were included in FDMS and promoted to <http://www.regulations.gov> for public access. Subsequent to the proposal phase, EPA received and generated other pertinent documents related to EPA's final rulemaking action which was published in the **Federal Register** on October 15, 2008. The other pertinent documents are as follows:

- EPA-R04-OAR-2005-AL-0002-0022: Alabama Visible Emissions Final Rule;
- EPA-R04-OAR-2005-AL-0002-0023: Alabama Governor's letter to the Administrator;
- EPA-R04-OAR-2005-AL-0002-0024: September 11, 2003, ADEM cover letter;
- EPA-R04-OAR-2005-AL-0002-0025: Governor's letter to the Administrator;
- EPA-R04-OAR-2005-AL-0002-0026: EPA response to November 6, 2007, Governor's letter;
- EPA-R04-OAR-2005-AL-0002-0027: EPA response to June 17, 2008, Governor's letter;
- EPA-R04-OAR-2005-AL-0002-0028: Meeting Notes;

- EPA-R04-OAR-2005-AL-0002-0029: ADEM Letter to EPA R4;
- EPA-R04-OAR-2005-AL-0002-0030: ADEM Letter to Governor;
- EPA-R04-OAR-2005-AL-0002-0031: EPA 2008 prehearing comment letter;
- EPA-R04-OAR-2005-AL-0002-0032: EPA response to Alabama congressional representatives;
- EPA-R04-OAR-2005-AL-0002-0033: Letter from Alabama congressional representatives;
- EPA-R04-OAR-2005-AL-0002-0034: References;
- EPA-R04-OAR-2005-AL-0002-0035: State Implementation Plan Consistency Process Record;
- EPA-R04-OAR-2005-AL-0002-0036: Administrator Memorandum;
- EPA-R04-OAR-2005-AL-0002-0037: Alabama Opacity Region 4 Meeting Notes;
- EPA-R04-OAR-2005-AL-0002-0038: Recording Dust Emission Measurements in the Cement Industry with the FM4 Smoke Density Meter Made by Messrs. Sick and Staub;
- EPA-R04-OAR-2005-AL-0002-0039: "Emissions from Electrostatic Precipitators," In Electrostatic Precipitator Manual, 332-350;
- EPA-R04-OAR-2005-AL-0002-0040: Communications with ADEM; and
- EPA-R04-OAR-2005-AL-0002-0041: Region 4 Meeting Notes Continued.

In December 2008, EPA received notification of litigation related to EPA's final rule approving the revisions to Alabama's Visible Emissions Rule. As EPA prepared the documents needed for the administrative record, EPA compared documents listed in FDMS versus <http://www.regulations.gov> and noted some discrepancies. After some investigation, it was determined that, while EPA prepared the documents for inclusion in the public electronic docket by uploading the pertinent documents into FDMS, the necessary action to make these documents available to the public through the <http://www.regulations.gov> Web site was not taken upon publication of EPA's final rule on October 15, 2008.

The documents that were inadvertently not made available electronically in the docket included all documents provided subsequent to the proposal phase for EPA's action (see list above). The electronic docket did include documents related to EPA's proposed rulemaking, which were promoted and made available to the public earlier.

EPA's error related to the promotion of pertinent documents to the final rulemaking action became apparent to