

2002 are presented in Table 3, entitled "Average Number of Ozone Exceedance Days per Year and Design Values by Monitor in San Diego County, 1999–

2001 and 2000–2002." As noted, not all data for the 4th quarter of 2002 have yet been quality assured and entered into EPA's Aerometric Information Retrieval

System—Air Quality Subsystem (AIRS–AQS) database.

TABLE 3.—AVERAGE NUMBER OF OZONE EXCEEDANCE DAYS PER YEAR AND DESIGN VALUES BY MONITOR IN SAN DIEGO COUNTY, 1999–2001 AND 2000–2002¹

Site	1999–2001		2000–2002	
	Average number of exceedance days per year	Site design value (ppm)	Average number of exceedance days per year	Site design value (ppm)
Alpine (PAMS/SLAMS)	0.3	0.118	0.3	0.118
Camp Pendleton (PAMS/SLAMS)	0	0.098	0	0.096
Chula Vista (SLAMS)	0	0.099	0	0.092
Del Mar (SLAMS)	0	0.092	0	0.091
El Cajon (PAMS/SLAMS)	0	0.104	0	0.104
Escondido (SLAMS)	0.3	0.110	0.3	0.110
Oceanside (SLAMS) ²	0	0.091
Otay Mesa (SLAMS)	0	0.089	0	0.089
San Diego/Overland (PAMS/NAMS)	0.3	0.106	0.3	0.111
San Diego/12th St (SLAMS)	0	0.088	0	0.086

Note 1: EPA's monitoring network regulations are codified at 40 CFR 58. The regulations provide for National Air Monitoring Stations (NAMS), State or Local Air Monitoring Stations (SLAMS), and Photochemical Assessment Monitoring Stations (PAMS). All of the stations in the San Diego County monitoring network are operated by SDCAPCD or CARB. All data produced by these stations are submitted to the AIRS–AQS database.

Note 2: The Oceanside monitor (on Mission Avenue) was closed in March 2002 because it was determined to be less representative of air pollution levels in the Oceanside area than the monitor at Camp Pendleton, which is less than 2 miles away and which typically records higher concentrations. No exceedances have been recorded at the Oceanside monitor since 1993.

As shown in Table 3, the highest design value at any monitor for 1999–2001 and for 2000–2002, and thus the design value for the San Diego area for those periods, is below 0.12 ppm. No monitor in the San Diego area recorded an average of more than 1 exceedance of the 1-hour ozone standard per year during the 1999–2001 and 2000–2002 periods.

Because the area's design value is below the 1-hour ozone standard of 0.12 ppm and the area has averaged less than 1 exceedance per year at each monitor for the 1999–2001 and 2001–2002 periods, we propose to conclude that the San Diego area has met this prerequisite to redesignation because the area has attained and continues to attain the 1-hour ozone standard.

2. Fully Approved Implementation Plan Under CAA Section 110(k)

Following adoption of the CAA of 1970, California has adopted and submitted and we have fully approved at various times provisions addressing the various SIP elements applicable in San Diego County. No San Diego SIP provisions are currently disapproved, conditionally approved, or partially approved.

3. Improvement in Air Quality Due to Permanent and Enforceable Measures

Section 4 of the San Diego Maintenance Plan includes analyses demonstrating that the reductions in ozone concentrations cannot be

attributed to reduced activity levels or favorable meteorology, but are rather due to permanent and enforceable measures. The plan shows a steady increase in Gross Regional Product and vehicle miles traveled from 1993 through 2001, reflective of continued activity growth in the area. The plan also lists 3-year average surface and aloft temperatures during April to October for each period from 1993 through 2001, and compares these values with the average temperatures for 1993–2001 (Table 4–3). This analysis shows that temperatures during the period when the County attained the NAAQS were slightly higher than the norm, suggesting that anomalously cool weather did not account for attainment.

4. Fully Approved Maintenance Plan

In section II.A., above, we are proposing to approve fully the San Diego Maintenance Plan as meeting the CAA section 175A provisions for maintenance plans assuming that we find that the EMFAC2002 emission factor element is acceptable.

5. CAA Section 110 and Part D Provisions Satisfied

We approved San Diego's 1994 ozone SIP on January 8, 1997 (62 FR 1150) with respect to CAA section 110 and Part D provisions applicable to a serious nonattainment area. The CAA section 110 and Part D provisions continue to be satisfied.

III. EPA Action

We are proposing to approve the San Diego Maintenance Plan under CAA sections 175A and 110(k)(3). We are proposing to approve the 2010 and 2014 VOC and NO_x motor vehicle emissions budgets in Table 2 above, under CAA sections 176(c) as adequate for maintenance of the 1-hour ozone NAAQS and for transportation conformity purposes. Finally, we are proposing to redesignate San Diego County to attainment for the 1-hour ozone standard under CAA section 107(d)(3)(E). As discussed, we will not finalize any of these actions unless we find that the EMFAC2002 emission factor element is acceptable.

IV. Statutory and Executive Order Reviews

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this proposed action is not a "significant regulatory action" and therefore is not subject to review by the Office of Management and Budget. For this reason, this action is also not subject to Executive Order 13211, "Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use" (66 FR 28355, May 22, 2001). This proposed action merely proposes to approve state law as meeting Federal requirements and imposes no additional requirements beyond those imposed by state law. Accordingly, the Administrator certifies that this proposed rule will not have a