

J. Petitions for Judicial Review

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by May 20, 2003. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

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

Dated: March 7, 2003.

Laura Yoshii,

Acting Regional Administrator, Region IX.

[FR Doc. 03-6708 Filed 3-20-03; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[CA 071-0379a; FRL-7456-6]

Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District, Mendocino County Air Quality Management District, and Monterey Bay Unified Air Pollution Control District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: EPA is taking direct final action to approve revisions to the Imperial County Air Pollution Control District (ICAPCD) and the Mendocino County Air Quality Management District (MCAQMD), and to rescind one rule from the Monterey Bay Unified Air Pollution Control District (MBUAPCD) portion of the California State Implementation Plan (SIP). Under authority of the Clean Air Act as amended in 1990 (CAA or the Act), we are approving and rescinding local rules that are administrative and address changes for clarity and consistency.

DATES: This rule is effective on May 20, 2003, without further notice, unless EPA receives adverse comments by April 21, 2003. If we receive such comment, we will publish a timely withdrawal in the **Federal Register** to notify the public that this rule will not take effect.

ADDRESSES: Mail comments to Andy Steckel, Rulemaking Office Chief (AIR-4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

You can inspect copies of the submitted SIP revisions and EPA's technical support documents (TSDs) at our Region IX office during normal business hours. You may also see copies of the submitted SIP revisions at the following locations:

Air and Radiation Docket and Information Center, U.S. Environmental Protection Agency, Room B-102, 1301 Constitution Avenue, NW., (Mail Code 6102T), Washington, DC 20460.
California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 "I" Street, Sacramento, CA 95814.

Imperial County Air Pollution Control District, 150 South 9th Street, El Centro, CA 92243-2801.

Mendocino County Air Quality Management District, 306 E. Gobbi St., Ukiah, CA 95482-5511.

Monterey Bay Unified Air Pollution Control District, 24580 Silver Cloud Ct., Monterey, CA 93940-6536.

A copy of the rules may also be available via the Internet at <http://www.arb.ca.gov/drdb/drdb1txt.htm>. Please be advised that this is not an EPA Web site and may not contain the same version of the rule that was submitted to EPA.

FOR FURTHER INFORMATION CONTACT: Cynthia G. Allen, EPA Region IX, (415) 947-4120.

SUPPLEMENTARY INFORMATION:

Throughout this document, "we," "us" and "our" refer to EPA.

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I. The State's Submittal

A. What Rules Did the State Submit?

Table 1 lists the rules we are approving with the dates that they were adopted by the local air agencies and submitted by the California Air Resources Board (CARB).

TABLE 1.—SUBMITTED RULES

Local agency	Rule No.	Rule title	Adopted	Submitted
ICAPCD	115	Legal Application and Incorporation of Other Regulations	36416	36671
MCAQMD	400(b)	Circumvention	34064	34290
MBUAPCD	209	State Ambient Air Quality Standards (Rescission)	36753	36870

On December 27, 1993 (MCAQMD), October 6, 2000 (ICAPCD), and February 8, 2001 (MBUAPCD), these rule submittals were found to meet the completeness criteria in 40 CFR part 51 Appendix V, which must be met before formal EPA review.

B. Are There Other Versions of These Rules?

We approved versions of these rules into the SIP on the dates listed: ICAPCD rule 115, February 3, 1989; MCAQMD

rule 400(b), November 7, 1978; and MBUAPCD rule 209, July 13, 1987.

C. What Is the Purpose of the Submitted Rule Revisions?

Imperial rule 115 has been reformatted for consistency with the district's rule book and represents an improvement to the SIP.

Mendocino rule 400(b) has been revised to clarify that no one may emit air contaminants except in such fashion that compliance can be determined.

Monterey rule 209 is being rescinded because requirements have previously been incorporated into district rule 207. The TSDs have more information about these rules.

II. EPA's Evaluation and Action

A. How Is EPA Evaluating the Rules?

These rules describe administrative provisions and definitions that support emission controls found in other local agency requirements. In combination