PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

- 1. The authority citation for part 52 continues to read as follows:
  Authority: 42 U.S.C. 7401 et seq.
- 2. In § 52.1870, the table in paragraph (e) is amended by adding a subheading at the end of the table entitled “Visibility Protection” and the entries “Regional Haze Plan” and “Regional Haze Five-Year Progress Report” under the subheading to read as follows:

<table>
<thead>
<tr>
<th>§ 52.1870</th>
<th>Identification of plan</th>
</tr>
</thead>
<tbody>
<tr>
<td>* * * *</td>
<td></td>
</tr>
</tbody>
</table>

EPA-APPROVED OHIO NONREGULATORY AND QUASI-REGULATORY PROVISIONS

<table>
<thead>
<tr>
<th>Title</th>
<th>Applicable geographical or non-attainment area</th>
<th>State date</th>
<th>EPA approval</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Visibility Protection:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regional Haze Plan ..........</td>
<td>Statewide</td>
<td>March 11, 2011</td>
<td>8/1/2012</td>
<td>Limited approval.</td>
</tr>
</tbody>
</table>

ENVIROMENTAL PROTECTION AGENCY

40 CFR Part 52

[FR Doc. 2017–27521 Filed 12–20–17; 8:45 am]"
adverse comments were submitted by December 7, 2017, the rule would be withdrawn and not take effect. EPA received an adverse comment prior to the close of the comment period and, therefore, is withdrawing the direct final rule. EPA will address the comment in a subsequent final action based upon the proposed action also published on November 7, 2017 (82 FR 51594). EPA will not institute a second comment period on this action.

List of Subjects in 40 CFR Part 52
Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Reporting and recordkeeping requirements.

Robert A. Kaplan, Acting Regional Administrator, Region 5.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Accordingly, the amendment to 40 CFR 52.2570 published in the Federal Register on November 7, 2017 (82 FR 51575) is withdrawn effective December 21, 2017.

For further information contact: Robert Todd, 214–665–2156, todd.robert@epa.gov.

Supplementary information:
Throughout this document “we,” “us,” and “our” means the EPA.

I. Background

On July 10, 2015, the Texas Commission on Environmental Quality (TCEQ) submitted rule revisions to their 30 TAC, Chapter 115 “Control of Air Pollution from Volatile Organic Compounds” and a demonstration that RACT requirements are met in the DFW NAA for inclusion into the Texas SIP. The background for this action is discussed in detail in our October 5, 2017 proposal, 82 FR 46450. In that document we proposed to approve the submitted TAC Chapter 115 SIP revisions into the SIP because these revisions will assist the DFW area reach attainment under the 2008 8-Hour Ozone (O₃) NAAQS by reducing VOC emissions for affected sources in the DFW area. We also proposed approval of all revisions for the amended, repealed, and new sections of Chapter 115 that were submitted for inclusion into the SIP. Additionally, the EPA proposed determining the TCEQ rules included in the SIP and the background for this action is discussed in detail in our October 5, 2017 proposal.

TCEQ. We did not receive any comments regarding our proposal.

II. Final Action

We are approving the revisions to 30 TAC Chapter 115 submitted to the EPA on July 10, 2015, for inclusion into the Texas SIP. We are also approving the DFW RACT demonstration submitted by the TCEQ. For complete details of the SIP revisions we are approving please see the proposal to this action and the accompanying Technical Support Document included in the public docket for this rule. This action is being taken under section 110 of the Act.

III. Incorporation by Reference

In this rule, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, the EPA is finalizing the incorporation by reference of the revisions to the Texas regulations as described in the Final Action section above. The EPA has made, and will continue to make, these materials generally available through www.regulations.gov and/or at the EPA Region 6 Office (please contact Robert Todd for more information). Therefore, these materials have been approved by EPA for inclusion in the SIP, have been incorporated by reference by EPA into that plan, are fully federally enforceable under sections 110 and 113 of the CAA as of the effective date of the final rulemaking of EPA’s approval, and will be incorporated by reference by the Director of the Federal Register in the next update to the SIP compilation (62 FR 27968, May 22, 1997).

IV. Statutory and Executive Order Reviews

Under the Clean Air Act, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable Federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, the EPA’s role is to approve state choices, provided that they meet the criteria of the Clean Air Act. Accordingly, this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this action:
• Is not a “significant regulatory action” subject to review by the Office of Management and Budget under Executive Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 12, 2011);
• Is not an Executive Order 13771 (82 FR 9339, February 2, 2017) regulatory