Environmental Protection Agency, Region II Office, 290 Broadway, New York, New York 10007–1866.

Copies of the State submittal are available at the following addresses for inspection during normal business hours:

Environmental Protection Agency, Region II Office, Air Programs Branch, 290 Broadway, 20th Floor, New York, New York 10007–1866

New Jersey Department of Environmental Protection, Office of Energy, Bureau of Air Quality Planning, 401 East State Street, CN027, Trenton, New Jersey 08625.

FOR FURTHER INFORMATION CONTACT: William S. Baker, Chief, Air Programs Branch, Environmental Protection Agency, Region II Office, 290 Broadway, New York, New York 10007–1866, (212)637–4249.

SUPPLEMENTARY INFORMATION:

I. Background

Camden County was designated nonattainment for CO under the provisions of sections 186 and 187 of the CAA. Because the area had a design value of 11.6 parts per million based on 1988 and 1989 data, the area was classified moderate. [See 56 FR 56694 (Nov. 6, 1991) and 57 FR 56762 (Nov. 30, 1992), codified at 40 CFR part 81, section 81.331.] This design value was based on ambient CO data recorded in the City of Philadelphia, which is in the Philadelphia-Wilmington-Trenton Consolidated Metropolitan Statistical Area (CMSA). For moderate CO nonattainment areas, the CAA requires that air quality must attain the National Ambient Air Quality Standard (NAAQS) by December 31, 1995. The last exceedance of the CO NAAQS in Camden County occurred in 1989.

In addition, nine areas were designated as not-classified nonattainment under section 107(d)(1)(C) of the CAA. Three of these not-classified areas, the City of Trenton, the City of Burlington and the Borough of Penns Grove (part), are located within the Philadelphia-Wilmington-Trenton CMSA. Five of the not-classified areas, the Borough of Freehold, the City of Morristown, the City of Perth Amboy, the City of Toms River and the Borough of Somerville, are located in the New York-Northern New Jersey-Long Island (NY-NJ-LI) CMSA. The remaining notclassified area is the City of Atlantic City, which is not contained within a CMSA. The oxygenated gasoline requirements applicable to each of these areas depend upon its location in the State. These requirements are discussed in section III.5 of this notice.

The nine areas were considered "notclassified" because air quality data collected during the period 1988 and 1989 showed that the NAAQS were met or because the data were not available. In those instances where air quality was no longer being monitored, concentrations measured in prior years had fallen well below the CO NAAQS.

In an effort to comply with the CAA and to ensure continued attainment of the NAAQS, on September 28, 1995, the State of New Jersey submitted CO redesignation requests and maintenance plans for Camden County and the nine not-classified areas. This submittal contained evidence that public hearings were held on September 8, 1995.

II. Evaluation Criteria

Section 107(d)(3)(E) of the CAA provides five specific requirements that an area must meet in order to be redesignated from nonattainment to attainment.

1. The area must have attained the applicable NAAQS.

2. The area must have a fully approved SIP under section 110(k) of the CAA.

3. The air quality improvement must be permanent and enforceable.

4. The area must have a fully approved maintenance plan pursuant to section 175A of the CAA.

5. The area must meet all applicable requirements under section 110 and Part D of the CAA.

III. Review of State Submittal

EPA has determined that the information received from the NJDEP constitutes complete redesignation requests under the general completeness criteria of 40 CFR part 51, appendix V, sections 2.1 and 2.2.

Additionally, the New Jersey redesignation requests for Camden County and the nine not-classified areas meet the five requirements of section 107(d)(3)(E), noted earlier. The following is a brief description of how the State has fulfilled each of these requirements.

1. Attainment of the CO NAAQS

New Jersey has quality-assured CO ambient air monitoring data showing that Camden County and the nine not-classified areas have met the CO NAAQS. These requests are based on an analysis of quality-assured CO air monitoring data which is relevant to the maintenance plan and to the redesignation request. To attain the CO NAAQS, an area must have complete quality-assured data showing no more than one exceedance of the standard per year over at least two consecutive years.

CO monitoring data from calendar year 1990 through calendar year 1994 shows that no violations of the CO NAAQS have occurred. Camden County and the nine not-classified areas have complete quality assured data showing no more than one exceedance of the NAAQS per year over the most recent two complete years of data (1993 and 1994). In fact, the nine not-classified areas have not violated the NAAQS since 1987. In addition, the most recent ambient CO data for calendar year 1995 shows no exceedances of the NAAQS to date in Camden County or in the nine notclassified areas. EPA finds that all of these areas have met the first statutory criterion for attainment of the CO NAAQS (40 CFR 50.9 and appendix C).

Furthermore, air quality data for the Philadelphia portion of the Philadelphia-Wilmington-Trenton CMSA shows that the remainder of the nonattainment area has met the CO NAAQS since 1990. Therefore, air quality in the entire CMSA has been meeting the CO standards since 1990.

2. Fully Approved SIP Under Section 110(k) of the CAA

New Jersey's September 28, 1995 CO SIP revision is fully approved by EPA as meeting all the requirements of section 110(a)(2)(I) of the CAA, including the requirements of Part D (relating to nonattainment), which were due prior to the date of New Jersey's redesignation request. The 1990 CAA required that nonattainment areas meet specific new requirements depending on the severity of the nonattainment classification. Requirements for Camden County and the nine not-classified areas include the preparation of a 1990 emission inventory with periodic updates and the development of contingency measures. Each of these requirements added by the 1990 CAA are discussed in greater detail

A. Part D New Source Review Requirements

Consistent with the October 14, 1994 EPA guidance from Mary D. Nichols entitled "Part D New Source Review (Part D NSR) Requirements for Areas Requesting Redesignation to Attainment," EPA is not requiring full approval of a Part D NSR program by New Jersey as a prerequisite to redesignation to attainment. Under this guidance, nonattainment areas may be redesignated to attainment notwithstanding the lack of a fully approved Part D NSR program so long as the program is not relied upon for maintenance. New Jersey has not relied on a NSR program for CO sources to maintain attainment. Because Camden