

| Vessel           | No.          | Obstruction angle relative ship's headings |
|------------------|--------------|--|
| USS PORTER ..... | DDG 78 ..... | 104.60 THRU 112.50°                        |

\* \* \* \* \*

TABLE FIVE

| Vessel           | No.    | Masthead lights not over all other lights and obstructions. annex I, sec. 2(f) | Forward mast-head light not in forward quarter of ship. annex I, sec. 3(a) | After masthead light less than 1/2 ship's length aft of forward mast-head light, annex I, sec. 3(a) | Percentage horizontal separation attained |
|------------------|--------|--|--|---|---|
| USS PORTER ..... | DDG 78 | X  | X  | X   | 13.5                                      |

Dated: February 24, 1999.

**R.R. Pixa,**

*Captain, JAGC, U.S. Navy, Deputy Assistant Judge Advocate, General (Admiralty).*

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BILLING CODE 3810-FF-P

**DEPARTMENT OF TRANSPORTATION****Coast Guard****33 CFR Part 117**

[CGD01-99-029]

**Drawbridge Operation Regulations; Merrimack River, MA**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of temporary deviation from regulations and request for comments.

**SUMMARY:** The Commander, First Coast Guard District has issued a temporary 90 day deviation from the existing drawbridge operation regulations governing the operation of the Newburyport US1 Bridge, mile 3.4, across the Merrimack River between Newburyport and Salsbury, Massachusetts. This deviation from the existing operating regulations is necessary in order to test an alternate drawbridge operation schedule. It is expected that scheduled bridge openings for vessels will help eliminate the traffic congestion during the summer months.

**DATES:** This deviation is effective from June 3, 1999 through August 31, 1999.

Comments must reach the Coast Guard on or before October 30, 1999.

**ADDRESSES:** You may mail comments to Commander (obr), First Coast Guard District, 408 Atlantic Avenue, Boston, Massachusetts, 02110-3350. The telephone number is (617) 223-8364.

**FOR FURTHER INFORMATION CONTACT:** John W. McDonald, Project Officer, First Coast Guard District, (617) 223-8364.

**SUPPLEMENTARY INFORMATION:****Request for Comments**

The Coast Guard encourages interested persons to submit comments, written data, views, or arguments, concerning this 90 day deviation from the drawbridge operation regulations. Persons submitting comments should include their names and addresses, identify this notice (CGD01-99-029) and give reasons for each comment. The Coast Guard requests that all comments and attachments be no larger than 8½ by 11 inches, suitable for copying and electronic filing. Persons wanting acknowledgment of receipt of comments should enclose a stamped, self-addressed postcard or envelope. Persons may submit comments by writing to, Commander (obr), First Coast Guard District, 408 Atlantic Avenue, Boston, Massachusetts, 02110-3350.

**Background**

The Newburyport US1 Bridge, mile 3.4, across the Merrimack River has a vertical clearance of 35 feet at mean high water (MHW) and 42 feet at mean low water (MLW) in the closed position.

The current regulations listed at 33 CFR § 117.605 require the bridge to open on signal from May 1st through November 15th, from 6 a.m. to 10 p.m. At all other times the draw shall open on signal if at least one hour advance notice is given by calling the number posted at the bridge.

The bridge owner, the Massachusetts Highway Department (MHD), requested a temporary deviation from the operating regulations for the Newburyport US1 Bridge to test an alternate drawbridge operating schedule. The local towns, Newburyport and Salsbury, have asked MHD and the Coast Guard for relief from the significant vehicular traffic congestion in Newburyport and Salsbury during the summer months caused by the frequent and unscheduled opening of the bridge.

The Newburyport US1 Bridge will open on signal in accordance with the following schedule from June 3 through August 31, 1999:

(1) Monday through Friday, from 6 a.m. to 10 p.m., the bridge shall open only at half past the hour.

(2) Saturday and Sunday, from 11 a.m. to 3 p.m., the bridge shall open only at half past the hour and from 6 a.m. to 11 a.m. and 3 p.m. to 10 p.m., the bridge shall open on the hour and half hour.

(3) At all other times the bridge shall open on signal after at least one hour advance notice is given by calling the number posted at the bridge.

It is expected that this action will help alleviate vehicular traffic congestion during the summer months by scheduling the bridge openings.

Mariners and vehicle operators can better plan their transits according to the published schedule of operation. Vessels that can pass under the bridge without a bridge opening may do so at any time.

This deviation from the normal operating regulations is authorized under 33 CFR 117.43.

Dated: May 4, 1999.

**R.M. Larrabee,**

*Real Admiral, Coast Guard, Commander, First Coast Guard District.*

[FR Doc. 99-11926 Filed 5-11-99; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[OPP-300854; FRL-6078-5]

RIN 2070-AB78

### Halosulfuron; Pesticide Tolerance

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** This regulation establishes tolerances for residues of methyl-5-[[[4,6-dimethoxy-2-pyrimidinyl] amino]carbonylamino]sulfonyl-3-chloro-1-*H*-pyrazole-4-carboxylate in or on almond, hulls; corn, sweet, kernel + cob with husks removed; corn, sweet, forage; corn, sweet, fodder, corn, pop, grain; corn, pop, fodder; cotton, undelinted seed; cotton, gin by-products, pistachio, nutmeat; rice, grain; rice, straw; sugarcane, cane; and tree-nuts (crop group 14), nutmeat. This regulation also reduces tolerances for corn, field, grain; corn, field, forage; corn, field, fodder; sorghum, grain, grain; sorghum, grain, forage and sorghum, grain, fodder/stover. This regulation also deletes tolerances for soybean, seed soybean, forage; soybean, hay; wheat, grain; wheat, forage; and wheat, straw. Monsanto Company requested these tolerances under the Federal Food, Drug, and Cosmetic Act, as amended by the Food Quality Protection Act of 1996.

**DATES:** This regulation is effective May 12, 1999. Objections and requests for hearings must be received by EPA on or before July 12, 1999.

**ADDRESSES:** Written objections and hearing requests, identified by the docket control number, [OPP-300854], must be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. Fees

accompanying objections and hearing requests shall be labeled "Tolerance Petition Fees" and forwarded to: EPA Headquarters Accounting Operations Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251. A copy of any objections and hearing requests filed with the Hearing Clerk identified by the docket control number, [OPP-300854], must also be submitted to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring a copy of objections and hearing requests to Rm. 119, Crystal Mall 2 (CM #2), 1921 Jefferson Davis Hwy., Arlington, VA.

A copy of objections and hearing requests filed with the Hearing Clerk may be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epa.gov. Copies of objections and hearing requests must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Copies of objections and hearing requests will also be accepted on disks in WordPerfect 5.1/6.1 file format or ASCII file format. All copies of objections and hearing requests in electronic form must be identified by the docket control number [OPP-300854]. No Confidential Business Information (CBI) should be submitted through e-mail. Electronic copies of objections and hearing requests on this rule may be filed online at many Federal Depository Libraries.

**FOR FURTHER INFORMATION CONTACT:** By mail: Jim Tompkins, Registration Division (7505C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail address: Rm. 239, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA, (703) 305-5697, Tompkins.Jim@epa.gov.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of June 23, 1997 (62 FR 33864) (FRL-5722-8) and May 29, 1998 (63 FR 29401) (FRL-5791-2), EPA issued notices pursuant to section 408 of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a as amended by the Food Quality Protection Act of 1996 (FQPA) (Pub. L. 104-170) announcing the filing of a pesticide petition (PP) for tolerance by Monsanto Company, 700 14th St., Suite 1100, Washington, DC 20005. This notice included a summary of the petition prepared by Monsanto Company, the registrant. There were no comments

received in response to the notice of filing.

The petition requested that 40 CFR 180.479 be amended by establishing tolerances for residues of the herbicide methyl 5-[[[4,6-dimethoxy-2-pyrimidinyl] amino] carbonylamino]sulfonyl-3-chloro-1-methyl-1*H*-pyrazole-4-carboxylate in or on sugarcane, cane at 0.05 parts per million (ppm) (PP 6F4620) (62 FR 33864); sweet corn, (kernel plus cobs with husks removed at 0.1 ppm); sweet corn, forage at 0.5 ppm; sweet corn, fodder/stover at 1.5 ppm; popcorn, grain at 0.1 ppm; popcorn, fodder/stover at 1.5 ppm (PP 6F4661) (62 FR 33864).

PP 8F4937 (63 FR 29401) proposed the establishment of tolerances for residues of methyl-5-[[[4,6-dimethoxy-2-pyrimidinyl] amino] carbonylamino]sulfonyl-3-chloro-1-methyl-1*H*-pyrazole-4-carboxylate in or on undelinted cotton seed and cotton gin by-products at 0.05 ppm, rice grain at 0.05 ppm, rice straw at 0.20 ppm, tree nut group (Group 14) nutmeat at 0.05 ppm and hulls at 0.20 ppm, pistachio, nutmeat at 0.05 ppm; and pistachio hulls at 0.2 ppm. The petition also proposed the establishment of tolerances for this chemical on corn, field, grain at 0.05 ppm; forage at 0.2; fodder at 0.8 ppm; sorghum, grain at 0.05 ppm, sorghum, forage at 0.05 ppm, sorghum, fodder/stover at 0.1 ppm. The petition also requested the removal of indirect or inadvertent tolerance (40 CFR 180.479(b)), in or on the following raw agricultural commodities when present therein as a result of the application of halosulfuron-methyl to growing crops, soybean, forage at 0.5 ppm, soybean, hay at 0.5 ppm, soybean, seed at 0.5 ppm, wheat, forage at 0.1 ppm, wheat, grain at 0.1 ppm and wheat, straw at 0.2 ppm.

During the course of the review the Agency determined that the commodity tree nut hulls should be revised to read almond, hulls and that a tolerance for pistachio, hulls was not necessary as this commodity is not a significant livestock feed item. EPA also determined that the residue crop field data supported the establishment of tolerances for halosulfuron-methyl on corn, sweet, kernel + cob with husks removed at 0.05 ppm; corn, sweet, forage at 0.2 ppm corn, sweet, fodder at 0.8 ppm; corn, pop, grain at 0.05 ppm; and corn, pop, fodder at 0.8 ppm. This regulation is amended to reflect these revisions.

### I. Background and Statutory Findings

Section 408(b)(2)(A)(i) of the FFDCA allows EPA to establish a tolerance (the legal limit for a pesticide chemical