

DEPARTMENT OF TRANSPORTATION**Federal Transit Administration****Notice of Limitation on Claims Against Proposed Public Transportation Projects**

AGENCY: Federal Transit Administration (FTA), DOT.

ACTION: Notice of limitation on claims.

SUMMARY: This notice announces final environmental actions taken by the Federal Transit Administration (FTA) for the following projects: (1) Fredericksburg Road Bus Rapid Transit, VIA Metropolitan Transit, San Antonio, TX; (2) Draper Transit Corridor Project, Utah Transit Authority, Salt Lake County, Utah; (3) Wyandanch Intermodal Transit Facility, Town of Babylon, Wyandanch, NY; (4) Fayetteville Multi-Modal Bus Transfer Center, The City of Fayetteville, Fayetteville, NC; (5) Second Avenue Subway Extension, Metropolitan Transportation Authority, New York, NY; and (6) East Side Access, Metropolitan Transportation Authority, New York, NY. The purpose of this notice is to announce publicly the environmental decisions by FTA on the subject projects and to activate the limitation on any claims that may challenge these final environmental actions.

DATES: By this notice, FTA is advising the public of final agency actions subject to Section 139(l) of Title 23, United States Code (U.S.C.). A claim seeking judicial review of the FTA actions announced herein for the listed public transportation projects will be barred unless the claim is filed on or before May 23, 2011.

FOR FURTHER INFORMATION CONTACT: Katie Grasty, Environmental Protection Specialist, Office of Planning and Environment, 202-366-9139, or Christopher Van Wyk, Attorney-Advisor, Office of Chief Counsel, 202-366-1733. FTA is located at 1200 New Jersey Avenue, SE., Washington, DC 20590. Office hours are from 9 a.m. to 5:30 p.m., EST, Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION: Notice is hereby given that FTA has taken final agency actions by issuing certain approvals for the public transportation projects listed below. The actions on these projects, as well as the laws under which such actions were taken, are described in the documentation issued in connection with each project to comply with the National Environmental Policy Act (NEPA) and in other documents in the FTA

administrative record for the project. Interested parties may contact either the project sponsor or the relevant FTA Regional Office for more information on these projects. Contact information for FTA's Regional Offices may be found at <http://www.fta.dot.gov>.

This notice applies to all FTA decisions on the listed projects as of the issuance date of this notice and all laws under which such actions were taken, including, but not limited to, NEPA [42 U.S.C. 4321-4375], Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303], Section 106 of the National Historic Preservation Act [16 U.S.C. 470f], and the Clean Air Act [42 U.S.C. 7401-7671q]. This notice does not, however, alter or extend the limitation period of 180 days for challenges of project decisions subject to previous notices published in the **Federal Register**. For example, this notice does not extend the limitation on claims announced for earlier decisions on the Second Avenue Subway or the East Side Access project.

The projects and actions that are the subject of this notice are:

1. *Project name and location:* Fredericksburg Road BRT, San Antonio, TX. *Project sponsor:* VIA Metropolitan Transit. *Project description:* This project includes the construction of eight BRT stations and two transit centers in southwest San Antonio. The BRT system would operate from the University of Texas at San Antonio main campus through downtown San Antonio and will operate in mixed flow traffic along a nine-mile corridor. *Final agency actions:* Section 106 finding of no adverse effect; project-level air quality conformity determination; Section 4(f) no use determination; and a Finding of No Significant Impact (FONSI) dated August 2010. *Supporting documentation:* Environmental Assessment dated August 2010.

2. *Project name and location:* Draper Transit Corridor Project, Salt Lake County, Utah. *Project sponsor:* Utah Transit Authority (UTA). *Project description:* The project consists of a 3.8-mile light rail transit extension operating from the existing 10000 South (Sandy Civic Center) Station of the Transit Express (TRAX) line along the UTA owned right-of-way of the former Union Pacific Provo Industrial Lead Railroad to Draper Town Center near 12400 South (Pioneer Road) in Draper with three new passenger stations. *Final agency actions:* Section 4(f) de minimis impact determination; a Section 106 Memorandum of Agreement; and a Record of Decision dated September 2010. *Supporting documentation:* Final

Environmental Impact Statement dated July 2010.

3. *Project name and location:* Wyandanch Intermodal Transit Facility, Wyandanch, NY. *Project sponsor:* Town of Babylon. *Project description:* The project includes a new parking garage, public open space, new and relocated bus stops, a drop-off and pick up area, a new street network, off-site roadway and streetscape improvement, drainage improvements, and wayfinding elements. The project is located on a 13.9-acre site. *Final agency actions:* Section 106 finding of no adverse effect and a FONSI signed September 2010. *Supporting documentation:* Environmental Assessment dated July 2010.

4. *Project name and location:* Fayetteville Multi-Modal Bus Transfer Center, Fayetteville, NC. *Project sponsor:* The City of Fayetteville. *Project description:* The multi-modal center will include a two-story building, bus bay platforms, taxi stands and landscaped areas. It will be constructed on a 2.55-acre downtown city block. *Final agency actions:* Section 106 finding of no adverse effect; no use of Section 4(f) properties; and a revised FONSI signed October 2010. *Supporting documentation:* Environmental Assessment dated April 2010.

5. *Project name and location:* Second Avenue Subway, New York, NY. *Project sponsor:* Metropolitan Transportation Authority. *Project description:* The Second Avenue Subway project is the phased construction of a new 8.5-mile subway line under Second Avenue in Manhattan from 125th Street to Hanover Square in Lower Manhattan. It includes sixteen new stations which will be accessible by persons with disabilities. FTA has agreed to funding for the first phase of the project which will run between 105th Street and 62nd Street and will connect to the existing F line at 63rd Street, so that Phase 1 can be operated before the other phases are built. Various changes to Phase 1 have been evaluated in six technical memorandums.

Final agency actions: FTA determination in each case that neither a Supplemental Environmental Impact Statement nor a Supplemental Environmental Assessment is necessary. *Supporting documentation:* Technical Memorandum No. 1 assessing design changes to tunnels south of 70th Street and modifications to three stations, dated January 2007; Technical Memorandum No. 2 assessing design change to 96th Street station ancillary facility, dated April 2007; Technical Memorandum No. 3 assessing design change to 63rd Street station ventilation

system and the location of station entrances, dated July 2007; Technical Memorandum No. 4 assessing design change to reduce the number of tracks near 72nd Street and to lower the tunnel near the 72nd Street and 86th Street stations, dated September 2008; Technical Memorandum No. 5 assessing design change to Lexington Avenue/ 63rd Street Station entrances, dated April 2010; and Technical Memorandum No. 6 evaluation of 69th Street ancillary facility, dated September 2010.

6. *Project name and location:* East Side Access, New York, NY. *Project sponsor:* Metropolitan Transportation Authority. *Project description:* The East Side Access project will connect the Long Island Rail Road's (LIRR) Main and Port Washington lines in Queens to a new LIRR terminal beneath Grand Central Terminal in Manhattan. Various project changes have been evaluated in three technical memorandums. *Final agency actions:* FTA determination in each case that neither a Supplemental Environmental Impact Statement nor a Supplemental Environmental Assessment is necessary. *Supporting documentation:* Technical Memorandum No. 2 assessing design changes to track configuration at Sunnyside Yard, addition of a new 43rd Street substation, and design changes to tracks at Harold Interlocking and substation, dated April 2006; Technical Memorandum No. 3 assessing refinements to tail track and associated ventilation plenum near East 37th Street, Manhattan, dated July 2008; and Technical Memorandum No. 4 assessing design changes to East Side Access LIRR concourse, construction near 37th Street, and the elimination of three East Side Access LIRR street entrances at 44th Street, 45th Street, and 48th Street, Manhattan, dated March 2010.

Issued on: November 12, 2010.

Susan Borinsky,

Associate Administrator for Planning and Environment, Washington, DC.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

RTCA Program Management Committee

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of RTCA Program Management Committee meeting.

SUMMARY: The FAA is issuing this notice to advise the public of a meeting of the RTCA Program Management Committee.

DATES: The meeting will be held December 8, 2010 from 8:30 a.m. to 1:30 p.m.

ADDRESSES: The meeting will be held at RTCA, Inc., 1828 L Street, NW., Suite 805, Washington, DC 20036.

FOR FURTHER INFORMATION CONTACT: RTCA Secretariat, 1828 L Street, NW., Suite 850, Washington, DC 20036; telephone (202) 833-9339; fax (202) 833-9434; Web site <http://www.rtca.org>.

SUPPLEMENTARY INFORMATION: Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C., Appendix 2), notice is hereby given for a RTCA Program Management Committee meeting. The agenda will include:

- Opening Plenary (Welcome and Introductions)
- Review/Approve Summary of September 15, 2010 PMC meeting, RTCA Paper No. 198-10/PMC-826.
- Publication Consideration/Approval
- Final Draft, New Document, *Safety, Performance and Interoperability Requirements Document for ATSA-SURF Application*, RTCA Paper No. 197-10/PMC-825, prepared by SC-186.
- Final Draft, New Document, *Safety, Performance and Interoperability Requirements Document for ADS-B Airport Surface Surveillance Application (ADS-B-APT)*, RTCA Paper No. 200-10/PMC-828, prepared by SC-186.
- Final Draft, New Document, *Safety, Performance and Interoperability Requirements Document for Enhanced Traffic Situational Awareness on the Airport Surface with Indications and Alerts*, RTCA Paper No. 194-10/PMC-824, prepared by SC-186.
- Final Draft, Revised DO-160F, *Environmental Conditions and Test Procedures for Airborne Equipment*, RTCA Paper No. 201-10/PMC-829, prepared by SC-135.
- Final Draft, New Document, *Safety and Performance Requirements (SPR) for Aeronautical Information Services (AIS) and Meteorological (MET) Data Link Services*, RTCA Paper No. 202-10/PMC-830, prepared by SC-206.
- Final Draft, New Document, *Airworthiness Security Process Specification*, RTCA Paper No. 203-10/PMC-831, prepared by SC-216.
- Final Draft, New Document, *Minimum Operational Performance Standards for Automatic Flight Guidance and Control Systems and*

Equipment, RTCA Paper No. 204-10/PMC-832, prepared by SC-220.

- Integration and Coordination Committee (ICC)—Status Report
 - Action Item Review
 - SC-206—Aeronautical Information Services (AIS) Data Link—Review/Approve Revised Terms of Reference—Co-Chairman Review/Approval
 - MASPS/MOPS/SPR/Concepts—Discussion
 - Discussion
 - Rechargeable and Permanently Installed Lithium Batteries—Small and Medium Size—Discussion—Possible New Special Committee
 - SC-222—Inmarsat AMS(R)S—Discussion—Review/Approve Revised Terms of Reference
 - SC-219—Attitude and Heading Reference Systems (AHRS)—Discussion—Review/Approve Revised Terms of Reference
 - SC-217/WG-44—Terrain and Airport Databases—Discussion—Review/Approve Revised Terms of Reference
 - SC-216—Aeronautical Systems Security—Discussion—Review/Approve Revised Terms of Reference
 - SC-214/WG-78—Standards for Air Traffic Data Communications Services—Discussion—Review/Approve Revised Terms of Reference
 - SC-203—Unmanned Aircraft Systems—Co-Chairman Review/Approval
 - SC-135—Environmental Test—Discussion—Review/Approve Revised Terms of Reference
 - SC-159—Global Positioning System—Discussion—Committee Status
 - Trajectory Operations—Discussion—Status
 - Special Committees—Chairmen's Reports SC-216—Aeronautical Systems
 - Closing Plenary (Other Business, Document Production and PMC Meeting Schedule Meeting, Adjourned)
- Attendance is open to the interested public but limited to space availability. With the approval of the chairman, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on November 15, 2010.

Robert L. Bostiga,
RTCA Advisory Committee.

[FR Doc. 2010-29295 Filed 11-19-10; 8:45 am]

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