

Notice of Intent To Rule on Application To impose and use the revenue From a Passenger Facility Charge (PFC) at Norfolk International Airport, Norfolk, VA

AGENCY: Federal Aviation Administration (FAA) DOT.

ACTION: Notice of intent to rule on application.

SUMMARY: The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Norfolk International Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (title IX of the Omnibus Budget Reconciliation Act of 1990) (Public Law 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

DATES: Comments must be received on or before September 5, 1996.

ADDRESSES: Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: Mr. Robert Mendez, Manager, Washington Airports District Office, 101 West Broad Street, Suite 300, Falls Church, Virginia 22046.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Mr. Kenneth R. Scott, Executive Director of the Norfolk Airport Authority at the following address: Norfolk International Airport, Norfolk, Virginia 23518-5897.

Air carriers and foreign air carriers may submit copies of written comments previously provided to the Norfolk Airport Authority under section 158.23 of Part 158.

FOR FURTHER INFORMATION CONTACT: Mr. Robert Mendez, Manager, Washington Airports District Office, 101 West Broad Street, Suite 300, Falls Church, Virginia 22046 (Tel. (703) 285-2570). The application may be reviewed in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Norfolk International Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Public Law 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

On July 2, 1996, the FAA determined that the application to impose and use the revenue from a PFC submitted by

the Norfolk Airport Authority was substantially complete within the requirements of section 158.25 of Part 158. The FAA will approve or disapprove the application, in whole or in part, no later than October 22, 1996.

The following is a brief overview of the application.

Level of the proposed PFC: \$3.00.

Proposed charge effective date: January 1, 1997.

Proposed charge expiration date: July 1, 2012.

Total estimated PFC revenue: \$65,661,523.

Brief description of proposed projects:—Construct Arrivals Terminal Building

Class or classes of air carriers which the public agency has requested not be required to collect PFCs: Air Taxi/ Commercial Operator Filing FAA form 1800-31.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT** and at the FAA Regional Airports office located at: Fitzgerald Federal Building, John F. Kennedy International Airport, Jamaica, New York 11430.

In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the Norfolk International Airport Authority.

Issued in Jamaica, New York on July 30, 1996.

William DeGraaff,

Acting Manager, Airports Division, Eastern Region.

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BILLING CODE 4910-13-M

Surface Transportation Board¹

[STB Finance Docket No. 32923]

Norfolk Southern Railway Company—Lease Exemption—CSX Transportation, Inc.

AGENCY: Surface Transportation Board, DOT.

ACTION: Notice of exemption.

SUMMARY: Under 49 U.S.C. 10502, the Board exempts, from the prior approval

¹The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323.

requirements of 49 U.S.C. 11323-25, the lease by Norfolk Southern Railway Company (NSR) of approximately 13 miles of rail line from CSX Transportation, Inc. (CSXT), subject to standard labor protective conditions. The line to be leased extends from the western end of Middlesboro Yard at milepost CV-215 to the eastern end of CSXT's tunnel at Cumberland Gap, TN, at milepost CV-219.5, and includes two related branches, the Bennett's Fork Branch between milepost MR-216.1 near Queensbury, KY, and milepost MR-221, near Motch, KY, and the Stony Fork Branch between milepost MS-219 at Stony Fork Junction, KY, and milepost MS-221, near Pioneer, KY (including one mile of track leased to Bell County Coal Corporation). NSR has agreed to grant back trackage rights so that CSXT may continue to serve shippers on these lines.

DATES: This exemption will be effective September 5, 1996. Petitions to stay must be filed by August 21, 1996. Petitions to reopen must be filed by September 3, 1996.

ADDRESSES: Send pleadings referring to STB Finance Docket No. 32923 to: (1) Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioners' representatives: James R. Paschall, Norfolk Southern Corporation, Three Commercial Place, Norfolk, VA 23510-2191, and John Humes, Jr., CSX Transportation, Inc., 500 Water St. J-150, Jacksonville, FL 32202.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY INFORMATION: Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC News & Data, Inc., Room 2229, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: July 30, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owen.

Vernon A. Williams,

Secretary.

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