

That airspace extending upward from 700 feet above the surface within 4.3 miles each side of the Hayden VOR/DME 262° radial extending from the VOR/DME to 18.5 miles southwest of the VOR/DME; that airspace extending upward from 1,200 feet above the surface beginning at lat. 40°35'00" N, long. 108°24'00" W; to lat. 40°47'00" N, long. 107°34'00" W; to lat. 40°36'00" N, long. 106°38'00" W; to lat. 40°21'30" N, long. 106°38'00" W; to lat. 40°13'00" N, long. 108°20'00" W; thence to the point of beginning.

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Issued in Seattle, Washington, on April 1, 1997.

Glenn A. Adams III,

*Assistant Manager, Air Traffic Division,
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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 73

[Airspace Docket No. 96-ANM-21]

RIN 2120-AA66

Establishment of Temporary Restricted Area R-3203D; Orchard, ID

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes a temporary Restricted Area 3203D (R-3203D) at Orchard, ID, for the period June 1-22, 1997. The Idaho Army National Guard has requested the establishment of this temporary area to provide essential ground maneuvering space needed to meet its increased annual training requirements. This temporary area is established adjacent to existing Restricted Area 3203A (R-3203A).

EFFECTIVE DATE: 0901 UTC, June 1, 1997.

FOR FURTHER INFORMATION CONTACT: Bil Nelson, Airspace and Rules Division, ATA-400, Office of Air Traffic Airspace Management, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 267-8783.

SUPPLEMENTARY INFORMATION:

History

On December 5, 1996, the FAA proposed to establish a temporary restricted area, R-3203D, at Orchard, ID, from June 1-22, 1997, to provide essential ground maneuvering space needed to meet its increased annual training requirements (61 FR 64495). Interested parties were invited to

participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Except for editorial changes, this amendment is the same as that proposed in the Notice.

The coordinates for this airspace docket are based on North American Datum 83. Section 73.32 of part 73 was republished in FAA Order 7400.8D dated July 11, 1996.

The Rule

This amendment to part 73 of the Federal Aviation Regulations (14 CFR part 73) temporarily establishes R-3203D at Orchard, ID. R-3203D is adjacent to the existing R-3203A. R-3203D provides additional ground maneuvering space needed by the Idaho Army National Guard to satisfy its annual training requirements. The restricted area will be in effect for the period June 1-22, 1997. Expansion in the number of gun batteries assigned to Field Artillery units, along with requirements that each assigned battery accomplish several moves per day to different surface firing points, has created the need to temporarily expand the available restricted airspace to provide for more effective training. All artillery firing is directed into existing impact areas located approximately in the center of R-3203A. R-3203D provides protected airspace to contain the projectiles during flight between the surface firing point and entry into the existing R-3203A. In addition, R-3203D will be released to the FAA for public use during periods it is not required for military training.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation—(1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The Idaho Army National Guard; Engineering Idaho Army National Guard; United States Department of the

Interior, Bureau of Land Management; U.S. Environmental Protection Agency; and Idaho Departments of Agriculture, Commerce, Employment, Lands and Parks, and Recreation performed an environmental impact statement (EIS), and issued a finding of no significant impact (FONSI) upon the environment. The FAA adopts the U.S. Army FONSI on the basis of the conclusions contained in the EIS.

Use of the subject area is consistent with existing national environmental policies and objectives as set forth in Section 101(a) of the National Environmental Policy Act (NEPA) and would not significantly affect the quality of the human environment or otherwise include a condition requiring consultation pursuant to Section 102(2) of NEPA.

List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 73, as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389; 14 CFR 11.69.

§ 73.32 [Amended]

2. Section 73.32 is amended as follows:

* * * * *

R-3203D Orchard Training Area, ID [New]

Boundaries. Beginning at lat. 43°14'00" N., long. 116°16'30" W.; to lat. 43°17'51" N., long. 116°16'25" W.; to lat. 43°19'02" N., long. 116°14'45" W.; to lat. 43°19'02" N., long. 116°06'36" W.; to lat. 43°15'58" N., long. 116°01'12" W.; to lat. 43°15'00" N., long. 116°01'00" W.; to lat. 43°17'00" N., long. 116°05'00" W.; to lat. 43°17'00" N., long. 116°12'00" W.; to the point of beginning.

Designated altitudes. Surface to and including 22,000 feet MSL.

Times of use. As scheduled by NOTAM 24 hours in advance for the period June 1-22, 1997, only.

Controlling agency. FAA, Boise ATCT.

Using agency. Idaho Army National Guard.

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Issued in Washington, DC, on April 4, 1997.

Nancy B. Kalinowski,

*Acting Program Director for Air Traffic,
Airspace Management.*

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