

will also be covered. Depending upon the alternative which surfaces as the preferred and the associated impacts of that alternative, construction-related impacts may need to be evaluated, and mitigation of any significant adverse impacts would be developed.

In accordance with FHWA policy, the Draft EIS will be prepared with required engineering design studies necessary to complete the document. After its publication, the Draft EIS will be available for public and agency review and comments, and a public hearing will be held. On the basis of the Draft EIS and the comments received, a preferred alternative will be selected and preparation of the Final EIS and Record of Decision will proceed.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program)

Issued: March 4, 1999.

Ronald A. Speral,

*Environmental/ROW Program Manager,
Colorado Division, Federal Highway
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DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Petition for Waiver of Compliance

In accordance with part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) received a request for a waiver of compliance with certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favour of relief.

**Blue Grass Railroad Museum,
Incorporated**

[Docket Number FRA-1999-5026]

The Blue Grass Railroad Museum, Incorporated, (BRMI) seeks a permanent waiver of compliance from certain provisions of the *Safety Glazing Standards*, 49 CFR 223.11, 223.13, and 223.15, that requires certified glazing, for three locomotives, one caboose, and four passenger cars. The BRMI is located in Versailles, Kentucky. The BRMI states they operate tourist excursions over 5.5 miles of track at a speed not to exceed 10 mph. They also state that all equipment is equipped with shatter

proof glass that does not meet the Federal Glazing Standards.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-1999-5026) and must be submitted in triplicate to the Docket Clerk, DOT Central Docket Management Facility, Room PL-401, Washington, DC 20590-0001. Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.—5 p.m.) at DOT Central Docket Management Facility, Room PL-401 (Plaza Level), 400 Seventh Street SW, Washington, DC. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

Issued in Washington, DC on March 17, 1999.

Grady C. Cothen, Jr.,

*Deputy Associate Administrator for Safety
Standards and Program Development.*

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DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Petition for Waiver of Compliance

In accordance with part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) received a request for a waiver of compliance with certain requirements of the Federal safety laws and regulations. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favour of relief.

Indiana Harbor Belt Railroad Company

[Docket Number FRA-1998-4615]

The Indiana Harbor Belt Railroad Company (IHB) seeks an extension of one year for waiver of compliance (H-97-5) from 49 CFR 229.131, Railroad Locomotive Safety Standards, Cabs and Cab Equipment—Sanders. Section 229.131 states: "Except for MU locomotives, each locomotive shall be equipped with operable sanders that deposit sand on each rail in front of the first power operated wheel set in the direction of movement." IHB would like to continue to operate one switching locomotive as part of the test of a new technology adhesion device. If approved the test period would be continued for one year beyond the date originally approved. The IHB reports the test locomotive has been confined to yard switching service and is monitored daily. To date the IHB reports they have not experienced any problems with the device.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-1998-4615) and must be submitted in triplicate to the Docket Clerk, DOT Central Docket Management Facility, Room PL-401, Washington, DC 20590-0001. Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.—5 p.m.) at DOT Central Docket Management Facility, Room PL-401 (Plaza Level), 400 Seventh Street SW, Washington, DC. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

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Grady C. Cothen, Jr.,

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