

SUMMARY: This notice announces the availability of proposed Advisory Circular (AC) 33.17-1, titled "Fire Prevention".

DATES: Comments must be received on or before February 8, 2002.

ADDRESSES: Send all comments on the proposed AC to the Federal Aviation Administration, Attn: Marc Bouthillier, Engine and Propeller Standards Staff, ANE-110, Engine and Propeller Directorate, Aircraft Certification Service, 12 New England Executive Park, Burlington, MA 01803-5299.

FOR FURTHER INFORMATION CONTACT: Marc Bouthillier, Engine and Propeller Standards Staff, ANE-110, at the above address, telephone (781) 238-7120, fax (781) 238-7199. If you have access to the Internet, you may also obtain further information by writing to the following address: "marc.bouthillier@faa.gov".

SUPPLEMENTARY INFORMATION:

Comments Invited

A copy of the proposed AC may be obtained by contacting the person named under **FOR FURTHER INFORMATION CONTACT**, or Internet users may obtain a copy at the following address: "<http://www.airweb.faa.gov/rgl>". Interested persons are invited to comment on the proposed AC, and to submit such written data, views, or arguments as they desire. Commenters must identify the subject of the AC, and submit comments to the address specified above. All communications received on or before the closing date for comments will be considered by the Engine and Propeller Directorate, Aircraft Certification Service, before issuance of the final AC.

Background

This draft advisory circular (AC) would provide guidance and acceptable methods, but no the only methods that may be used to demonstrate compliance with the fire prevention requirements under Title 14 Code of Federal Regulations (14 CFR), part 33. Section 33.17 is the primary section addressed in this proposed AC, although other sections of part 33 that address fire prevention may also be applicable. Other related parts and sections are listed in AC 20-135, Powerplant Installation and Propulsion System Component Fire Protection Methods, Standards and Criteria, Appendix 1. This proposed AC is intended to provide guidance relating to these requirements, and is considered a supplement to AC 20-135.

This advisory circular would be published under the authority granted to the Administrator by 49 U.S.C.

106(g), 40113, 44701-44702, 44704, and would provide guidance for the requirements in 14 CFR part 33.

Issued in Burlington, Massachusetts on November 30, 2001.

Fran Favara,

Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 01-30484 Filed 12-7-01; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Public Notice For Waiver of Aeronautical Land-Use Assurance; Toledo Express Airport; Toledo, OH

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of intent of waiver with respect to land.

SUMMARY: The Federal Aviation Administration (FAA) is considering a proposal to change a portion of airport land from aeronautical use to non-aeronautical use and to authorize the sale of the airport property. The proposal consists of sixty-seven parcels of land totaling approximately 122.5 acres for industrial land use. Current use and present condition is vacant grassland. There are no impacts to the airport by allowing the airport to dispose of this property. The land was acquired under FAA Project No(s). AIP-3-39-0077-1190, AIP-3-39-0077-1692, AIP-3-39-0077-1993, AIP-3-39-0077-2293, AIP-3-39-0077-2594, and AIP-3-39-0077-2794. Approval does not constitute a commitment by the FAA to financially assist in the sale of the subject airport property nor a determination that all measures covered by the program are eligible for Airport Improvement Program funding from the FAA. The disposition of proceeds from the sale of the airport property will be in accordance with the FAA's Policy and Procedures Concerning the Use of Airport Revenue, published in the **Federal Register** on February 16, 1999. This proposal is for approximately 122.5 acres in total.

In accordance with section 47107(h) of title 49, United States Code, this notice is required to be published in the **Federal Register** 30 days before modifying the land-use assurance that requires the property to be used for an aeronautical purpose. The proposed land will be used for commercial/ industrial development, which will provide additional jobs in an economically challenged area and

enhance the aesthetics of the surrounding community.

The proceeds from the sale of the land will be reinvested in an approved noise compatibility project as prescribed by the Secretary of Transportation, or be paid to the Secretary of Transportation for deposit in the Trust Fund.

DATES: Comments must be received on or before January 9, 2002.

FOR FURTHER INFORMATION CONTACT: Mr. Lawrence C. King, Federal Aviation Administration, Great Lakes Region, Detroit Airports District Office, DET ADO-670.2, Willow Run Airport, East, 8820 Beck Road, Belleville, Michigan 48111, (734) 487-7293. Documents reflecting this FAA action may be reviewed at this same location or at Toledo Express Airport, Toledo, Ohio.

SUPPLEMENTARY INFORMATION: Following is a legal description of the property located in Lucas County, Ohio, and described as follows:

East 1

A parcel of land being part of Lots 3 and 4 in Ellwood Farms and Lots 13 and 14 in Hamlin's Subdivision, all in the Northeast quarter of Section 12, Town 7 North, Range 9 East, Monclova Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the point of intersection of the South line of the Northeast quarter of said Section 12 with the Northeasterly line of the Ohio Turnpike, said point being the TRUE POINT OF BEGINNING of the parcel here in described;

thence on the Northeasterly line of the Ohio Turnpike, the following five calls: Northwesterly, on a curve to the right, a distance of 692.28 feet to a point, said curve having a radius of 22778.31 feet, a central angle of 01°44'29", a chord bearing of North 70°43'05" West, and a chord distance of 692.25 feet; South 00°36'17" West, a distance of 21.22 feet to a point; Northwesterly, on a curve to the right, a distance of 209.03 feet to a point, said curve having a radius of 22798.31 feet, a central angle of 00°31'31", a chord bearing of North 69°36'09" West, and a chord distance of 209.03 feet; South 20°39'36" West, a distance of 10.00 feet to a point; Northwesterly, on a curve to the right, a distance of 383.19 feet to the intersection with the West line of Lot 13 in Hamlin's Subdivision, said curve having a radius of 22808.31 feet, a central angle of 00°57'45", a chord bearing of North 68°51'31" West, and a chord distance of 383.19 feet;

thence North 00°45'49" East, on the West line of said Lot 13, a distance of 473.70 feet to a point;

thence North 45°32'23" East, a distance of 330.31 feet to the intersection with the Southwesterly right-of-way line of Garden Road, said point being 30.00 feet Southwesterly from as measured at right angles to the centerline of Garden Road;

thence South 44°27'37" East, on the Southwesterly right-of-way line of Garden Road, said line being 30.00 feet Southwesterly from and parallel to the centerline of Garden Road, a distance of 1316.48 feet to a point;

thence South 45°32'23" West, continuing on the right-of-way line of Garden Road, a distance of 50.00 feet to a point;

thence Southeasterly, on a curve to the left, a distance of 197.75 feet to the intersection with the South line of the Northeast quarter of Section 2, said curve having a radius of 652.94 feet, a central angle of 17°21'10", a chord bearing of South 53°08'12" East, and a chord distance of 197.00 feet to a point;

thence South 89°44'04" West, on the said South line of the Northeast quarter, a distance of 54.18 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 12.6 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 2

A parcel of land being part of Lots 2, 3, 4 and 6 in Ellwood Farms in the Northeast quarter of Section 2, Town 7 North, Range 9 East, Monclova Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southeast corner of the Northeast quarter of said Section 2, also being the intersection of the centerline of Eber Road (right-of-way varies), and the centerline of Garden Road (right-of-way varies);

thence North 00°27'34" East line of the Northeast quarter, and the centerline of Eber Road, a distance of 330.06 feet to a point;

thence South 89°32'19" West, a distance of 60.00 feet to a point on the south line of Lot 2 in Ellwood Farms, said point being on the West right-of-way line of Eber Road and being the TRUE POINT OF BEGINNING of the parcel here in described ;

thence south 89°32'19" West, on the south line of Lot 2, a distance of 609.54 feet to the intersection with the East line of Lot 3 in Ellwood Farms;

thence South 00°31'55" West, on the East line of Lot 3, a distance of 145.74 feet to the intersection with the Northeasterly right-of-way line of Garden Road;

thence Northwesterly, on a curve to the right, a distance of 36.44 feet to a point, said curve having a radius of 522.94 feet, a chord bearing of North 46°27'45" West, and a chord distance of 36.43 feet;

thence South 45°32'23" West, continuing on the Northeasterly right-of-way line of Garden Road, a distance of 20.00 feet to a point that is 30.00 feet Northeasterly from as measured at right angles to the centerline of Garden Road;

thence North 44°27'37" West, on a line 30.00 feet Northeasterly from and parallel to the centerline of Garden Road, a distance of 645.32 feet to the intersection with the North line of Lot 4 in Ellwood Farms;

thence North 89°32'02" East, on the North line of said Lot 4 and Lot 3, a distance of 497.11 feet to the Northeast corner of Lot 3, also being the Southwest corner of Lot 6;

thence North 00°31'54" East, on the West line of Lot 6, a distance of 165.01 feet to the intersection with the North line of the South one-half of Lot 6;

thence North 89°31'54" East, on the said North line of the South one-half of Lot 6, a distance of 638.91 feet to the intersection with the West line of Eber Road, said point being 30.00 feet Westerly from as measured at right angles to the centerline of Eber Road;

thence on the West line of Eber Road, the following seven calls: South 00°27'34" West, a distance of 292.75 feet to a point; North 89°32'26" West, a distance of 10.00 feet to a point; South 00°27'34" West, a distance of 75.00 feet to a point; North 89°32'26" West, a distance of 10.00 feet to a point; South 00°27'34" West, a distance of 100.00 feet to a point; North 89°32'26" West, a distance of 10.00 feet to a point; South 00°27'34" West, a distance of 27.82 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 10.0 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions or the subject parcels.

East 3

A parcel of land being part of East one-half of the West one-half of the Northwest quarter of Section 1, Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southwest corner of the Northwest quarter of Section 1, said point also being the intersection of the centerline of Eber Road with the centerline of Garden Road;

then South 89°25'45" East, on the South line of the Northwest quarter of Section 1, also being the centerline of Garden road (60 foot right-of-way), a distance of 670.38 feet to the intersection with the West line of the East one-half of the West one-half of the Northwest quarter of Section 1, said point also being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 00°27'03" East, on the said West line of the East one-half of the West one-half of the Northwest quarter of Section 1, a distance of 656.52 feet to the intersection with the North line of the South 10 acres of the East one-half of the West one-half of the Northwest quarter of Section 1;

thence South 89°25'45" East, on the said North line of the South 10 acres of the East one-half of the West one-half of the Northwest quarter of Section 1, a distance of 490.29 feet to the intersection with the East line of the West 120.00 feet of the East 300.00 feet of the South 10 acres of the East one-half of the West one-half of the Northwest quarter of Section 1;

thence South 00°26'33" West, on the said East line of the West 120.00 feet of the East 300.00 feet of the South 10 acres of the East one-half of the West one-half of the Northwest quarter of Section 1, a distance of 656.52 feet to the intersection with the South line of the Northwest quarter of Section 1, also being the centerline of Garden Road;

thence North 89°25'45" West, on the south line of the Northwest quarter of Section 1 and the centerline of Garden Road, a distance of 490.38 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 7.4 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 4

A parcel of land being part of East one-half of the Northwest quarter of Section 1, Lots 145 through 160, Lot 176 and that portion of Leighton Drive vacated in Trotter Whelan Co. Plat 3 Subdivision, all in Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southeast corner of Lot 145 in Trotter Whelan Co. Plat 3, also being the intersection of the North line of Garden Road and West line of Mescher road, said point being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 89°25'45" West, on the South line of Lots 145 through 147 in said Trotter Whelan Co. Plat 3, also being the North right-of-way line of Garden Road, said line of the Northwest quarter of Section 1, a distance of 348.60 feet to the Southwest corner of said Lot 147;

thence South 00°25'32" West, a distance of 40.00 feet to the intersection with the South line of the Northwest quarter of Section 1, also being the centerline of Garden Road;

thence North 89°25'45" West, on the South line of the Northwest quarter of Section 1, also being the centerline of Garden Road (60 foot right-of-way), a distance of 486.97 feet to the intersection with the East line of the West 96.75 feet of the East one-half of the Northwest quarter of Section 1;

thence North 00°26'33" East, on the said East line of the West 96.75 feet of the East one-half of the Northwest quarter of Section 1, a distance of 441.13 feet to the intersection with the centerline of a ditch;

thence South 79°30'54" East, on the centerline of said ditch, a distance of 494.44 feet to the intersection with the West line of Lot 148 in Trotter Whelan Co. Plat 3;

thence North 00°25'32" East, on the West line of Lots 148 through 160 and Lot 176, a distance of 1251.00 feet to the Northwest corner of Lot 160;

thence South 89°34'28" East, on the North line of Lot 160, a distance of 348.60 feet to the Northeast corner of Lot 160, on the Westerly right-of-way line of Mescher Drive (80 foot right-of-way);

thence South 00°25'32" West, on the East line of Lots 145 through 160, and the East line of that portion of Leighton Drive vacated, said line also being the Westerly right-of-way line of Mescher Drive, a distance of 1567.88 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel

containing 17.0 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 5

A parcel of land being Lots 119 through 144 in Trotter Whelan Co. Plat 3 Subdivision, in Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southeast corner of Lot 142 in Trotter Whelan Co. Plat 3, being on the North right-of-way line of Garden Road, said point being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 89°25'45" West, on the South line of Lots 142 through 144 in said Trotter Whelan Co. Plat 3, and on the North right-of-way line of Garden Road, said line being 40.00 feet Northerly of and parallel to the South line of the Northwest quarter of Section 1, a distance of 328.70 feet to the Southwest corner of said Lot 144, also being the intersection with the East line of Mescher Drive (80 foot right-of-way);

thence North 00°25'32" East, on the East line of said Mescher Drive and as extended past Leighton Drive and Block Drive, also being the West line of Lots 119 through 144, a distance of 2617.72 feet to the Northwest corner of Lot 119;

thence South 89°40'48" East, on the North line of Lot 119, a distance of 328.7 feet to the Northeast corner of Lot 119 at the intersection with the East line of the Northwest quarter of Section 1;

thence South 00°25'32" West, on the said East line of Lots 119 through 144 and Lots 174 and 175 also being the East line of the Northwest quarter of Section 1, a distance of 2619.16 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 19.7 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways, excepting that part of the previously described parcel lying within the right-of-way's of Leighton Drive and Block Drive

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 6

A parcel of land being part of the Southwest quarter of the Northeast

quarter of Section 1, Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the center of said Section 1, point also being on the centerline of Garden Road (60 foot right-of-way);

thence South 90°25'45" East, on the south line of the Northeast quarter of Section 1, and on the centerline of Garden Road, a distance of 335.09 feet to the Intersection with the West line of the East one-half of West one-half of the Southwest quarter of the Northeast quarter of Section 1, said point being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 00°25'22" East, on the said West line of the East one-half of the West one-half of the Southwest quarter of the Northeast quarter of Section 1, a distance of 665.12 feet to the intersection with the North line of the South one-half of the West one-half of the Southeast quarter of the Northeast quarter of Section 1;

thence South 89°29'09" East, on the said North line of the South one-half of the West one-half of the Southeast quarter of the Northeast quarter of Section 1, a distance of 335.06 feet to the intersection with the East line of the West one-half of the Southwest quarter of the Northeast quarter of Section 1;

thence South 00°25'12" West, on the said East line of the West one-half of the Southwest quarter of the Northeast quarter of Section 1, a distance of 665.45 feet to the intersection with the South line of the Northeast quarter of Section 1, also being the centerline of Garden Road;

thence North 89°25'45" West, on the South line of the Northeast quarter of Section 1, and on the centerline of Garden Road, a distance of 335.09 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 5.1 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 7

A parcel of land being part of the Southwest quarter of the Northeast quarter of Section 1, Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southeast corner of the Southwest quarter of the

Northeast quarter of Section 1, said point being on the centerline of Garden Road (60 foot right-of-way) and also being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 89°25'45" West, on the South line of the Northeast quarter of Section 1 and on the centerline of Garden Road, a distance of 30.13 feet to a point;

thence North 00°32'19" East, a distance of 732.50 feet to a point;

thence North 89°25'45" West, a distance of 306.51 feet to a point;

thence South 00°25'03" West, a distance of 732.50 feet to the intersection with the South line of the Northeast quarter of Section 1, also being the centerline of Garden Road;

thence North 89°25'45" West, on the South line of the Northeast quarter of Section 1 and the centerline of Garden Road, a distance of 221.22 feet to a point;

thence North 00°25'12" East, a distance of 1331.12 feet to the intersection with the North line of the Southwest quarter of the Northeast quarter of Section 1;

thence South 89°32'31" East, on the said North line of the Southwest quarter of the Northeast quarter of Section 1, a distance of 556.18 feet to the intersection with the East line of the Southwest quarter of the Northeast quarter of Section 1;

thence South 00°24'53" West, on the East line of the Southwest quarter of the Northeast quarter of Section 1, a distance of 1332.22 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 11.8 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 8

A parcel of land being part of Original Lot 1 in Fractional Section 6, Town 7 North, Range 10 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Northeast corner of said Original Lot 1, point being on the centerline of Crissey Road (60 foot right-of-way), said point also being the TRUE POINT OF BEGINNING of the parcel herein described;

thence South 00°47'46" West, on the East line of said Original Lot 1, and on

the centerline of Crissey Road, a distance of 289.97 feet to a point; thence North 89°51'04" West, a distance of 1502.37 feet to the intersection with the West line of said Lot 1, also being the West line of Fractional Section 6; thence North 00°24'14" East, on the East line of Original Lot 1, a distance of 289.95 feet to the intersection with the North line of Original Lot 1, also being the North line of Fractional Section 6; thence South 89°51'04" East, on the North line of Original Lot 1, and the North line of Fractional Section 6, a distance of 1504.36 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 10.0 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 10

A parcel of land being part of the Southwest quarter of Section 1, Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Southwest corner of said Section 1, said point being the point of intersection of the centerline of Eber Road (60 foot right-of-way) and the centerline of Weckerly Road (60 foot right-of-way), and also being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 00°59'13" East, on the West line of the Southwest quarter of Section 1 also being the centerline of Eber Road, a distance of 194.83 feet to the intersection with the North line of the South 6 acres of the West one-half of the Southwest quarter of Section 1; thence North 89°39'14" East, on the said North line of the South 6 acres of the West one-half of the Southwest quarter of Section 1, a distance of 1341.41 feet to the intersection with the East line of the West one-half of the Southwest quarter of Section 1;

thence South 00°58'47" West, on the East line of the West one-half of the Southwest quarter of Section 1, a distance of 194.83 feet to the intersection with the South line of the Southwest quarter of Section 1, also being the centerline of Weckerly Road; thence South 89°39'14" West, on the South line of the Southwest quarter of Section 1, and the centerline of Weckerly Road, a distance of 1341.43

feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 6.0 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

East 11

A parcel of land being part of the Northwest quarter of Section 12, Town 7 North, Range 9 East, Springfield Township, Lucas County, Ohio, and being more particularly described as follows:

Commencing at the Northwest corner of the Northwest quarter of Section 12, said point also being the intersection of the centerline of Eber Road (60 foot right-of-way), and also being the TRUE POINT OF BEGINNING of the parcel herein described;

thence North 89°39'14" East, on the North line of the Northwest quarter of Section 12 and the centerline of Weckerly Road, a distance of 1154.40 feet to the intersection with a line that is 187.00 feet Westerly from and parallel to the East line of the Northwest quarter of the Northwest quarter of Section 12; thence South 00°48'25" West, on the said line that is 187.00 feet Westerly from and parallel to the East line of the Northwest quarter of the Northwest quarter of Section 12, a distance of 487.20 feet to the intersection with a line that is 487.20 feet Southerly from and parallel to the North line of the Northwest quarter of Section 12; thence North 89°39'14" East, on the said line being 487.20 feet Southerly from and parallel to the North line of the Northwest quarter of Section 12, a distance of 187.04 feet to the intersection with the East line of the Northwest quarter of the Northwest quarter of Section 12; thence South 00°48'25" West, on the said East line of the Northwest quarter of the Northwest quarter of Section 12, a distance of 324.97 feet to the intersection with the South line of the North 25 acres of the Northwest quarter of the Northwest quarter of Section 12; thence South 89°39'14" West, on the said South line of the North 25 acres of the Northwest quarter of the Northwest quarter of Section 12, a distance of 1339.07 feet to the intersection with the West line of the Northwest quarter of Section 12, also being the centerline of Eber Road; thence North 00°38'24" East, on the West line of the Northwest quarter of

Section 12 and the centerline of Eber Road, a distance of 812.12 feet to the TRUE POINT OF BEGINNING of the parcel herein described, said parcel containing 22.9 acres of land, more or less, subject to all easements, zoning restrictions of record and legal highways

The bearings used herein are for the purpose of describing angles only and are not referenced to true or magnetic North. This legal does not represent a boundary survey and is based on tax descriptions of the subject parcels.

Issued in Belleville, Michigan, October 5, 2001.

Irene R. Porter,

*Manager, Detroit Airports District Office,
Great Lakes Region.*

[FR Doc. 01-30486 Filed 12-7-01; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Noise Exposure Map Notice and Receipt of Noise Compatibility Program and Request for Review

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice.

SUMMARY: The Federal Aviation Administration (FAA) announces its determination that the noise exposure maps submitted by Seattle-Tacoma International Airport under the provisions of 49 U.S.C. 47503 (a) and 14 CFR part 150 are in compliance with applicable requirements. The FAA also announces that it is reviewing the proposed noise compatibility program that was submitted for Seattle-Tacoma International Airport under Part 150 in conjunction with the noise exposure maps, and that this program will be approved or disapproved on or before June 3, 2002.

EFFECTIVE DATE: The effective date of the FAA's determination on the Seattle-Tacoma International Airport noise exposure maps and the start of its review of the associated noise compatibility program is December 3, 2001. The public comment period ends January 31, 2002.

FOR FURTHER INFORMATION CONTACT: Dennis Ossenkop, FAA, Airports Division, ANM-611, 1601 Lind Avenue, SW., Renton, Washington, 98055-4056. Comments on the proposed noise compatibility program should also be submitted to the above office.

SUPPLEMENTARY INFORMATION: The notice announces that the FAA finds that the noise exposure maps for Seattle-Tacoma

International Airport are in compliance with applicable requirements of Part 150, effective December 3, 2001.

Further, FAA is reviewing a proposed noise compatibility program for that airport which will be approved or disapproved on or before June 3, 2002. This notice also announces the availability of this program for public review and comment.

Under 49 U.S.C. 47503(a), and airport operator may submit to the FAA a noise exposure map which meets applicable regulations and which depicts noncompatible land uses as of the date of submission of such map, a description of projected aircraft operations, and the ways in which such operations will affect such map. 49 U.S.C. 47503 (a)(1) requires such maps to be developed in consultation with interested and affected parties in the local community, government agencies and persons using the airport.

An airport operator who has submitted a noise exposure map that has been found by FAA to be in compliance with the requirements of Federal Aviation Regulation (FAR) Part 150, promulgated pursuant to 49 U.S.C. 47503 (A) may submit a noise compatibility program for FAA approval which sets forth the measures the operator has taken or proposes for the reduction of existing noncompatible uses and for the prevention of the introduction of additional noncompatible uses.

The Manager of the Airfield Line of Business of Seattle-Tacoma International Airport submitted to the FAA noise exposure maps, descriptions and other documentation which were produced during an airport Noise Compatibility Study. It was requested that the FAA review the noise mitigation measures be approved as a noise compatibility program under 49 U.S.C. 47504.

The FAA has completed its review of the noise exposure maps and related descriptions submitted by Seattle-Tacoma International Airport. The specific maps under consideration are Figures C40 and F1 in the submission. The FAA has determined that these maps for Seattle-Tacoma International Airport are in compliance with applicable requirements. This determination is effective on December 3, 2001. FAA's determination on an airport operator's noise exposure maps is limited to the determination that the maps were developed in accordance with the procedures contained in Appendix A of FAR Part 150. Such determination does not constitute approval of the applicant's data, information or plans, or a commitment

to a noise compatibility program or to fund implementation of that program.

If questions arise concerning the precise relationship of specific properties to noise exposure contours depicted on noise exposure maps submitted under 49 U.S.C. 47503, it should be noted that the FAA is not involved in any way in determining the relative locations of specific properties with regard to the depicted noise contours, or in interpreting the noise exposure maps to resolve questions concerning, for example, which properties should be covered by the provisions of 49 U.S.C. 47507. These functions are inseparable from the ultimate land control and planning responsibilities of local government. These local responsibilities are not changed in any way under Part 150 or through FAA's review of noise exposure maps. Therefore, the responsibility for the detailed overlaying of noise exposure contours onto the maps depicting properties on the surface rests exclusively with the airport operator which submitted those maps, or with those public agencies and planning agencies with which consultation is required under 49 U.S.C. 47503(a)(1). The FAA has relied on the certification by the airport operator, under section 150.21 of the FAR part 150, that the statutorily required consultation has been accomplished.

The FAA has formally received the noise compatibility program for Seattle-Tacoma International Airport, also effective on December 3, 2001. Preliminary review of the submitted material indicates that it conforms to the requirements for the submittal of noise compatibility programs, but that further review will be necessary prior to approval or disapproval of the program. The formal review period, limited by law to a maximum of 180 days, will be completed on or before June 3, 2002.

The FAA's detailed evaluation will be conducted under the provisions of 14 CFR part 150, paragraph 150.33. The primary considerations in the evaluation process are whether the proposed measures may reduce the level of aviation safety, create an undue burden on interstate or foreign commerce, or be reasonably consistent with obtaining the goal of reducing existing noncompatible land uses and preventing the introduction of additional noncompatible land uses.

Interested persons are invited to comment on the proposed program with specific reference to these factors. All comments, other than those properly addressed to the local land use authorities, will be considered by the FAA to the extent practicable. Copies of