

Concerning the Use of Airport Revenue, published in the **Federal Register** on February 16, 1999.

Issued in Des Plaines, Illinois on December 5, 2005.

**Larry H. Ladendorf,**

*Acting Manager, Chicago Airports District Office, FAA, Great Lakes Region.*

[FR Doc. 05-24127 Filed 12-15-05; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Reinstatement of 1980 Public Comment Procedures for Requests for Interpretation of the Flight Time, Rest and Duty Period Regulations

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice.

**SUMMARY:** The FAA receives several requests for interpretation of the Flight Time, Rest and Duty Period regulations. The FAA has decided that it would be beneficial to follow the procedures announced in the May 8, 1980 **Federal Register** Notice (45 FR 30424) to request public comments on the requesters' questions, before the FAA issues its responses. Copies of requests from members of the public will be posted on the DOT public electronic docket, using a specified FAA docket number.

**DATES:** *Effective date:* January 1, 2006.

**FOR FURTHER INFORMATION CONTACT:**

Constance M. Subadan, Regulations Division, AGC-200, Office of the Chief Counsel, 800 Independence Avenue, SW., Washington, DC 20591; telephone 202-267-3073.

**SUPPLEMENTARY INFORMATION:** The FAA has decided to use the public comment procedures it announced and described in 1980. Recently, Continental Airlines proposed that the FAA reinstate, for all requests for interpretation of the flight time, rest and duty period regulations, the procedures that were first described and announced in 1980. Under those procedures, when the FAA received certain requests for interpretation of the flight time, rest and duty period regulations, the FAA was to provide an opportunity to interested persons outside the FAA to present additional facts and to offer their expertise on flight time, rest and duty period issues.

The FAA intends to follow the procedures announced in 1980, subject to the following limitations:

1. Because implementation of the procedures themselves could prove to be extremely time consuming and labor intensive, the FAA intends to observe

them in case presenting new issues, i.e., not for "repetitive type questions." See 45 FR at 30425.

2. Even in situations not involving repetitive type questions, the agency specifically recognized that an interpretation could be issued immediately, without pre-issuance comments. *Id.* In such a situation, post-issuance comments would be solicited.

3. As noted in the 1980 document, the agency reserves the right to modify or discontinue the use of the procedures at any time at the election of the Office of the Chief Counsel. *Id.*

Dated: Issued in Washington, DC on December 12, 2005.

**Rebecca B. MacPherson,**

*Assistant Chief Counsel, Regulations Division.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Receipt of Noise Compatibility Program and Request for Review; Southwest Florida International Airport, Ft. Myers, FL

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice.

**SUMMARY:** The Federal Aviation Administration (FAA) announces that it is reviewing a proposed noise compatibility program that was submitted for Southwest Florida International Airport under the provisions of 49 U.S.C. 47501 *et. seq.* (the Aviation Safety and Noise Abatement Act hereinafter referred to as "the Act") and 14 CFR part 150 by the Lee County Port Authority. This program was submitted subsequent to a determination by FAA that the associated noise exposure maps submitted under 14 CFR part 150 for Southwest Florida International Airport were in compliance with applicable requirements effective February 11, 2005. The proposed noise compatibility program will be approved or disapproved on or before May 29, 2006. **DATES:** The effective date of the start of FAA's review of the associated noise compatibility program is December 1, 2005. The public comment period ends January 31, 2006.

**FOR FURTHER INFORMATION CONTACT:** Ms. Bonnie Baskin, Federal Aviation Administration, Orlando Airports District Office, 5950 Hazeltine National Dr., Suite 400, Orlando, Florida 32822, (407) 812-6331. Comments on the

proposed noise compatibility program should also be submitted to the above office.

**SUPPLEMENTARY INFORMATION:** This notice announces that the FAA is reviewing a proposed noise compatibility program for Southwest Florida International Airport which will be approved or disapproved on or before May 29, 2006. This notice also announces the availability of this program for public review and comment.

An airport operator who has submitted noise exposure maps that are found by FAA to be in compliance with the requirements of Federal Aviation Regulations (FAR) part 150, promulgated pursuant to the Act, may submit a noise compatibility program for FAA approval which sets forth the measures the operator has taken or proposes to reduce existing non-compatible uses and prevent the introduction of additional non-compatible uses.

The FAA has formally received the noise compatibility program for Southwest Florida International Airport, effective on December 1, 2005. The airport operator has requested that the FAA review this material and that the noise mitigation measures, to be implemented jointly by the airport and surrounding communities, be approved as a noise compatibility program under section 47504 of the Act. 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 May 29, 2006.

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

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

FAA's evaluation of the maps, and the proposed noise compatibility program are available for examination at the following locations: Federal Aviation Administration, Orlando Airports District Office, 5950 Hazeltine National Dr., Suite 400, Orlando, Florida 32822.

Questions may be directed to the individual named above under the heading, **FOR FURTHER INFORMATION CONTACT**.

Dated: Issued in Orlando, Florida December 2, 2005.

**W. Dean Stringer,**

*Manager, Orlando Airports District Office.*

[FR Doc. 05-23890 Filed 12-15-05; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Extension of the Public Comment Period for the Draft Supplemental Environmental Assessment for the Proposed Modification to the Four Corner-Post Plan at Las Vegas McCarran International Airport

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Extension of public comment period.

**SUMMARY:** This notice advises the public that the comment period for the Draft Supplemental Environmental Assessment (DSEA) for the proposed modification to the Four Corner-Post Plan at Las Vegas McCarran International Airport, Las Vegas, Nevada is extended.

**DATES:** The comment period of the DSEA, ending on December 30, 2005, is extended to January 13, 2006.

**SUPPLEMENTARY INFORMATION:** On November 22, 2005, the Federal Aviation Administration (FAA) issued a notice of the availability of the DSEA for the Las Vegas McCarran International Airport. The notice, published on December 5, 2005, 70 FR 72497, also announced the schedule for public workshops regarding the DSEA, and advised that the public comment period would close Friday, December 30, 2005. While the public workshops will be held as scheduled on November 12 and 13, 2005, the public comment period on the DSEA is extended.

All written comments are to be submitted to Ms. Sara Hassert, Landrum & Brown, Inc., 8755 W. Higgins Rd., Ste. 850, Chicago, IL 60631, fax: 773-628-2901, E-mail: [shassert@landrum-brown.com](mailto:shassert@landrum-brown.com) and the comments must be postmarked and e-mail/fax must be sent

by no later than midnight, Friday, January 13, 2006.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kathryn Higgins, Environmental Specialist, Western Terminal Service Area Office, FAA Western Terminal Operations, 15000 Aviation Blvd., Lawndale, CA 90261, Ph. 310-725-6597, E-mail: [kathryn.higgins@faa.gov](mailto:kathryn.higgins@faa.gov).

Dated: Issued in Lawndale, California on December 9, 2005.

**Anthony DiBernardo,**

*Manager, Program Operations, Western Terminal Service Area.*

[FR Doc. 05-24129 Filed 12-15-05; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Tier 1 Environmental Impact Statement: Lafayette Parish, LA

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of intent.

**SUMMARY:** The FHWA is issuing this notice to advise the public that a Tier 1 Environmental Impact Statement (EIS) will be prepared for a proposed toll highway facility in the vicinity of Lafayette, Louisiana.

**FOR FURTHER INFORMATION CONTACT:** Mr. William Farr, Program Operations Manager, Federal Highway Administration, 5304 Flanders Drive, Suite A, Baton Rouge, Louisiana 70808, Telephone: (225) 757-7615, or Mr. Michael Mangham, Commission Chairperson, Lafayette Metropolitan Expressway Commission, 406 Audubon Boulevard, Lafayette, Louisiana 70503, Telephone: (337) 233-6200, or Dr. Eric Kalivoda, Assistant Secretary, Office of Planning and Programming, Louisiana Department of Transportation and Development, PO Box 94245, Baton Rouge, LA 70804-9245. Project information may be obtained from the project Internet Web site at <http://www.lafayettexpressway.com/project.htm>.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the Lafayette Metropolitan Expressway Commission (LMEC), and the Louisiana Department of Transportation and Development (LADOTD), will prepare a Tier 1 EIS on corridor alternatives for the proposed Lafayette Metropolitan Expressway to connect on new location to I-49 north of Lafayette, LA, I-10 west of Lafayette, LA, and US 90 south of Lafayette, LA. The proposed facility would be a controlled access toll road

on new location with interchanges with I-10, I-49, and Johnston Street. Interchanges with other connecting cross streets will also be considered. The proposed facility would initially have four lanes with provision to expand to six lanes.

The new facility is considered necessary to provide for existing and future traffic demand and to improve the hurricane evacuation system.

At a minimum, the current project will examine, in addition to the no build alternative, three corridor build alternatives that were identified in the Lafayette Metropolitan Expressway Feasibility Study. Three corridors were identified in the study that ranged in length from 31 to 38 miles. The implementation cost estimate, including planning, design, right of way acquisition, and construction, was generally about the same for the various corridors (\$760 million in 2005 dollars).

Letters describing the proposed action and soliciting comments will be sent to appropriate Federal, State, local agencies, tribes, elected officials and to private organizations and citizens who have previously expressed or are known to have interest in this proposal. Public meetings will be held. In addition, a public hearing will be held. Public notice will be given of the time and place of the public meetings and public hearing. The draft EIS will be available for public and agency review and comment prior to the public hearing. A formal scoping meeting will be held upon initiation of this project. Public scoping meetings will be scheduled to provide the public with information about the project and an opportunity to assist in formulating the scope of the study.

To ensure that the full range of issues related to this proposed project are addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be directed to the FHWA at the address provided above.

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

**Authority:** 23 U.S.C. 315; 23 CFR 771.123.

Issued on: December 2, 2005.

**Joe A. Bloise,**

*Acting Division Administrator, FHWA, Louisiana Division.*

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