

operation, currently using the existing dock, also would be accommodated in the design. Access to the site would be provided via the western extension of University Avenue and Marina Boulevard. Parking, passenger drop-off and bus boarding would be accommodated in the existing parking areas surrounding the Doubletree Hotel.

3. *Alternative B—Berkeley Fishing Pier Site.* This alternative would include a new ferry terminal located south of the existing fishing pier near Hs Lordships restaurant. Access to the site would be provided via the western extension of University Avenue. The existing parking areas in the vicinity of Hs Lordships and Skates would be designed to accommodate ferry parking, passenger drop-off, and bus boarding.

4. *Alternative C—Gilman Street Site.* This alternative would locate a new ferry terminal in the general vicinity of the western end of Gilman Street adjacent to the existing Golden Gate horse facilities, which would need to be relocated to accommodate ferry parking, passenger drop-off and bus boarding. Access to the site would be provided via Gilman Street and would avoid conflicting with the City of Berkeley's Gilman Street Recreation facilities, currently under construction immediately west of I-80.

5. *Alternative D—Buchanan Street site.* This alternative would locate a new ferry terminal south of the Albany Bulb and at the northern end of Golden Gate Field near the old pier. Access to the site would be provided via Buchanan Street. A portion of the existing Golden Gate Field parking area would be used for ferry parking, passenger drop-off and bus boarding.

*The EIS Process and the Role of Participating Agencies and the Public:* The purpose of the EIS process is to explore in a public setting potentially significant effects of implementing the proposed action and alternatives on the physical, human, and natural environment. Areas of investigation include, but are not limited to, land use, environmental justice, historic resources, visual and aesthetic qualities, air quality, noise and vibration, energy use, traffic, safety and security, wetlands, threatened and endangered species, and hazardous materials. Measures to avoid, minimize, or mitigate any significant adverse impacts will be identified. Regulations implementing NEPA, as well as provisions of the recently enacted Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), call for public involvement in the EIS process. Section 6002 of SAFETEA-LU requires that FTA

and PCJPB do the following: (1) Extend an invitation to other Federal and non-Federal agencies and Indian tribes that may have an interest in the proposed project to become "participating agencies", (2) Provide an opportunity for involvement by participating agencies and the public in helping to define the purpose and need for a proposed project, as well as the range of alternatives for consideration in the impact statement, and (3) Establish a plan for coordinating public and agency participation in and comment on the environmental review process. An invitation to become a participating agency, with the scoping information packet appended, will be extended to other Federal and non-Federal agencies and Indian tribes that may have an interest in the proposed project. It is possible that we may not be able to identify all Federal and non-Federal agencies and Indian tribes that may have such an interest. Any Federal or non-Federal agency or Indian tribe interested in the proposed project that does not receive an invitation to become a participating agency should notify, at the earliest opportunity, the Environmental Manager identified above under **ADDRESSES**. A comprehensive public involvement program has been developed. The program includes a public scoping process, public hearings on release of the Draft Environmental Impact Statement (DEIS), development of project newsletters and their distribution and posting on the project Web site (<http://www.watertransit.org>). We invite the public and participating agencies to consider the preliminary statement of purposes of and need for the proposed project, as well as the alternatives proposed for consideration, and the public is welcome to use the public scoping process to further define the issues of concern among all parties interested in the project. Comments on potential significant environmental impacts that may be associated with the proposed project are also welcomed. All comments and suggestions will be given serious consideration. The purposes of and need for the proposed project have been preliminarily identified in this notice. We invite the public and participating agencies to consider the preliminary statement of purposes of and need for the proposed project, as well as the alternatives proposed for consideration. Suggestions for modifications to the statement of purposes of and need for the proposed project and any other alternatives that meet the purposes of and need for the proposed project are welcomed and will

be given serious consideration. Comments on potentially significant environmental impacts that may be associated with the proposed project and alternatives are also welcomed. There will be additional opportunities to participate in the scoping process at the public meetings announced in this notice.

In accordance with 23 CFR 771.105(a) and 771.133, FTA will comply with all Federal environmental laws, regulations and executive orders applicable to the proposed project during the environmental review process to the maximum extent practicable. These requirements include, but are not limited to, the regulations of the Council on Environmental Quality implementing NEPA (40 CFR parts 1500-1508 and 23 CFR part 771), the project-level air quality conformity regulation of the U.S. Environmental Protection Agency (EPA) (40 CFR part 93), section 404(b)(1) guidelines of EPA (40 CFR part 230), Executive Orders 11988, 11990 and 12898 regarding floodplains, wetlands, and environmental justice, respectively, Section 106 of the National Historic Preservation Act (36 CFR Part 800), Section 7 of the Endangered Species Act (50 CFR part 402), and section 4(f) of the Department of Transportation Act (23 CFR 771.135).

Issued On: February 5, 2007.

**Leslie T. Rogers,**

*Regional Administrator, FTA, Region 9.*

[FR Doc. E7-2246 Filed 2-9-07; 8:45 am]

**BILLING CODE 4910-57-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

#### Intent To Prepare an Environmental Impact Statement for the Proposed Exposition Corridor Light Rail Transit Project Phase 2

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

**ACTION:** Notice of Intent to Prepare an Environmental Impact Statement.

**SUMMARY:** The Federal Transit Administration (FTA) and the Exposition Metro Line Construction Authority (Authority), in cooperation with the Los Angeles County Metropolitan Transportation Authority (LACMTA), intend to prepare an Environmental Impact Statement (EIS) on the proposed Phase 2 of the Exposition Corridor Light Rail Transit Project. Phase 2 would extend from the current planned terminus of the Exposition Corridor Light Rail Transit

Project Phase 1 in Culver City, California, approximately 6 to 8 miles to an end-of-line station near 5th Street and Colorado Boulevard in Santa Monica, California. The EIS will be prepared in accordance with the requirements of the National Environmental Policy Act (NEPA) and its implementing regulations. The purpose of this notice is to alert interested parties regarding the intent to prepare the EIS, to provide information on the nature of the proposed project and possible alternatives, to invite public participation in the EIS process, including comments on the scope of the EIS proposed in this notice, to announce that public scoping meetings will be conducted, and to identify participating agency contacts.

**DATES:** Written comments on the scope of the EIS, including the alternatives to be considered and the impacts to be assessed, should be sent to the Authority on or before April 2, 2007. See **ADDRESSES** below for the address to which written comments may be sent. Public scoping meetings to accept comments on the scope of the EIS will be held on the following dates:

- Tuesday, February 27, 2007, from 6:30 p.m. to 8:30 p.m. Culver City Senior Center, Room B45, 4095 Overland Avenue, Culver City, CA 90232.
- Wednesday, February 28, 2007, from 6:30 p.m. to 8:30 p.m. Hamilton High School Cafeteria, 2955 South Robertson Blvd., Los Angeles, CA 90034.
- Tuesday, March 6, 2007, from 6:30 p.m. to 8:30 p.m. Santa Monica Civic Auditorium, East Wing Meeting Room, 1855 Main Street, Santa Monica, CA 90401.

The project's purpose and need and the initial set of alternatives proposed for study will be presented at these meetings. The buildings used for the scoping meetings are accessible to persons with disabilities. Any individual who requires special assistance, such as a sign language interpreter, to participate in a scoping meeting should contact Ms. Genetha Eddins, Exposition Metro Line Construction Authority at (213) 243-5506 or [geddins@exporail.net](mailto:geddins@exporail.net).

Scoping materials will be available at the meetings and are available by clicking on the Phase 2 tab on the project's Web site at <http://www.buildexpo.org>. Hard copies of the scoping materials are available from Mr. Joel Sandberg whose contact information is given in **ADDRESSES** below. An interagency scoping meeting or conference call will be scheduled

after agencies with an interest in the proposed project have been identified.

**ADDRESSES:** Written comments should be sent to Mr. Joel Sandberg, P.E., Project Manager, Exposition Metro Line Construction Authority, 707 Wilshire Blvd., Suite 3400, Los Angeles, California 90017, phone (213) 922-3976, fax (213) 243-5553, e-mail [jsandberg@exporail.net](mailto:jsandberg@exporail.net). The locations of the public scoping meetings are given above under **DATES**.

**FOR FURTHER INFORMATION CONTACT:** Mr. Ray Tellis, Federal Transit Administration, 888 South Figueroa Street, Suite 1850, Los Angeles, CA 90017, phone (312) 202-3950, e-mail [ray.tellis@dot.gov](mailto:ray.tellis@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### Scoping

The FTA and the Authority invite all interested individuals and organizations, public agencies, and Native American Tribes to comment on the scope of the EIS, including the project's purpose and need, the alternative to be studied, and the impacts to be evaluated. Comments should focus on the purpose and need for the proposed project; alternatives that may be less costly or have less environmental or community impacts while achieving similar transportation objectives; and the identification of any significant social, economic, or environmental issues relating to the alternatives.

##### Purpose and Need for the Project

The project purpose is to improve public transit service in the Exposition Corridor between Culver City and Santa Monica. The overall goal of the proposed project is to improve mobility in the Exposition Corridor between downtown Los Angeles and Santa Monica by extending the mobility benefits of the Phase 1 project beyond the currently planned terminus in Culver City. Mobility issues in this corridor have been well documented in the many studies that have analyzed transportation on the Westside and in the 2004 Regional Transportation Plan. Additional considerations supporting the project's need include:

- The major concentration of activity centers and destinations in the Exposition corridor.
- The "Centers Concept" Land Use Policy in the Los Angeles Basin supporting the development of high capacity transit corridors connecting the Centers including Santa Monica, Culver City and downtown Los Angeles.

- The existing concentration of transit-supportive land use in the Exposition corridor.
  - The high population and employment densities in the Exposition corridor.
  - Local redevelopment plans that are highly supportive of, and dependent on, high capacity transit in the Exposition corridor.
  - History of strong patronage of the currently available transit service in the Exposition corridor.
  - Significant transit-dependent population in the Exposition corridor.
  - Significant planned future population and employment growth in the Exposition corridor.
  - Existing and future travel demand patterns demonstrating a strong and growing demand for high-capacity transit in the Exposition corridor.
  - Local policy direction oriented toward travel demand management and transit solutions rather than the expansion of the roadway network.
- The public and participating agencies are invited to consider and comment on this preliminary statement of the purpose and need for the proposed project. Comments will be given serious consideration.

##### Alternatives

The Exposition Light Rail Corridor Project Phase 2 proposes to extend transit from the terminus of the Exposition Light Rail Corridor Project Phase 1 at the Venice/Robertson station to a terminus in Santa Monica. The project generally follows an abandoned railroad right-of-way (ROW) that was purchased by LACMTA in 1990.

##### *There Are Two Primary Alignment Alternatives Being Considered*

*The Exposition ROW Alignment* alternative follows the ROW for the full distance from the current terminus of the Exposition Light Rail Transit Project Phase 1 at Venice/Robertson Station in the City of Culver City to 5th and Colorado in the City of Santa Monica, except for a one-mile segment at the western end where the right-of-way ends and the alignment would follow existing city streets and the edge of the I-10 Santa Monica Freeway to reach the proposed terminus station in Santa Monica. The alignment is approximately 6.9 miles in length.

*The Exposition ROW/Venice/Sepulveda Alignment* alternative diverts from the rail right-of-way at the Venice/Robertson station (the terminus of Phase 1) and follows Venice Boulevard to Sepulveda Boulevard where it turns north to rejoin the Rail ROW at approximately the I-405 San Diego

Freeway. This alternative alignment also diverts from the ROW for one-mile segment at the western end where the right-of-way ends and the alignment would follow existing city streets and the edge of the I-10 Santa Monica Freeway to reach the proposed terminus station in Santa Monica. This alignment is approximately 7.8 miles in length.

#### *Transit Alternatives To Be Considered Include*

*Light Rail Transit in the Exposition ROW Alignment*—This alternative proposes light rail transit in the Exposition ROW as described above. Possible station sites have been identified at Motor, Overland, Sepulveda, Pico/Sawtelle, Bundy, 26th/Cloverfield and 5th/Colorado.

*Light Rail Transit in the Exposition ROW/Venice/Sepulveda Alignment*—This alternative proposes light rail transit in the Exposition ROW/Venice/Sepulveda alignment as described above. Possible station sites have been identified at Venice/Overland, Venice/Sepulveda, Sepulveda/National, Pico/Sawtelle, Bundy, 26th Cloverfield and 5th/Colorado.

*Bus Rapid Transit in the Exposition ROW Alignment*—This alternative would utilize bus rapid transit in the Exposition ROW alignment as described above. The busway would be located within an abandoned rail right-of-way. At the end of the exclusive right-of-way at Olympic Boulevard in Santa Monica the bus service would operate along Olympic Boulevard, 17th Street, and Colorado Boulevard until reaching its terminus at 5th and Colorado in the City of Santa Monica. Possible station sites have been identified at Motor, Overland, Sepulveda, Pico/Sawtelle, Bundy, 26th/Cloverfield and 5th/Colorado.

*No-Build Alternative*—This alternative includes only “committed” improvements—typically those in the annual element of the Transportation Improvement Program or local capital programs—together with minor transit service expansions and/or adjustments that reflects a continuation of existing service policies. This alternative will include committed transportation improvements such as the completion of the Metro Rapid Bus Program by 2008 and possible additional feeder bus networks to serve major activity centers on the Westside.

*Transportation System Management Alternative (TSM)*—The TSM alternative enhances the No-Build Alternative and emphasizes transportation system upgrade such as intersection improvements, minor road widening, traffic engineering actions, bus route restructuring, shortened bus headways,

expanded use of articulated buses, reserved bus lanes, contra-flow lanes for buses and High Occupancy Vehicles (HOVs) on freeways, special bus ramps on freeways, expanded park/ride facilities, express and limited-stop service, signalization improvements, and timed-transfer operations.

In addition to the above described alternatives, others identified through the scoping process will be evaluated for potential inclusion in the Draft Environmental Impact Statement. Because of the sensitive adjacent land uses located in many parts of this corridor, all alternatives will need to consider a full range of design and mitigation solutions to enlist the support of local communities for the completion of this line.

#### **Probable Effects**

The purpose of the EIS process is to explore in a public setting the effects of the proposed project and its alternatives on the physical, human, and natural environment. The FTA and the Authority will evaluate all significant environmental, social, and economic impacts of the construction and operation of the proposed project. Impact areas to be addressed include: The transportation impacts; land use, zoning, and economic development; secondary development; land acquisition, displacements, and relocations; cultural resource impacts, including impacts on historical and archaeological resources and parklands/recreation areas; neighborhood compatibility and environmental justice; natural resource impacts including air quality, wetlands, water resources, noise, vibration; energy use; safety and security; wildlife and ecosystems, including endangered species. Measures to avoid, minimize, and mitigate all adverse impacts will be identified and evaluated.

#### **FTA Procedures**

The regulations implementing NEPA, as well as provisions of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), call for public involvement in the EIS process. Section 6002 of SAFETEA-LU requires that FTA and the Authority do the following: (1) Extend an invitation to other Federal and non-Federal agencies and Indian tribes that may have an interest in the proposed project to become “participating agencies,” (2) provide an opportunity for involvement by participating agencies and the public in helping to define the purpose and need for a proposed project, as well as the range of alternatives for consideration in

the EIS, and (3) establish a plan for coordinating public and agency participation in, and comment on, the environmental review process. An invitation to become a participating agency, with the scoping materials appended, will be extended to other Federal and non-Federal agencies and Native American tribes that may have an interest in the proposed project. It is possible that FTA and the Authority will not be able to identify all Federal and non-Federal agencies and tribes that may have such an interest. Any Federal or non-Federal agency or tribe interested in the proposed project that does not receive an invitation to become a participating agency should notify at the earliest opportunity the Project Manager identified above under **ADDRESSES**.

A comprehensive public involvement program will be developed and a Coordination Plan for public and interagency involvement will be created and posted under the Phase 2 tab on the project Web site at <http://www.buildexpro.org>. The public involvement program includes a full range of involvement activities including a project Web site; outreach to local officials, community and civic groups, and the public; and development and distribution of project newsletters. Specific mechanisms for involvement will be detailed in the public involvement program.

The Authority may seek New Starts funding for the proposed under 49 U.S.C. 5309 and will therefore be subject to New Starts regulations (49 CFR Part 611). The New Starts regulation requires a planning Alternatives Analysis that leads to the selection of a locally preferred alternative and the inclusion of the locally preferred alternative as part of the long-range transportation plan adopted by the Southern California Association of Governments. The Authority plans to use the Draft EIS as the planning Alternatives Analysis. The New Starts regulation also requires the submission of certain project-justification information in support of a request to initiate preliminary engineering, and this information is normally developed in conjunction with the NEPA process. Pertinent New Starts evaluation criteria will be included in the Final EIS.

The EIS will be prepared in accordance with NEPA and its implementing regulations issued by the Council on Environmental Quality (40 CFR parts 1500–1508) and with the FTA/Federal Highway Administration regulations “Environmental Impact and Related Procedures” (23 CFR part 771). In accordance with 23 CFR 771.105(a)

and 771.133, FTA will comply with all Federal environmental laws, regulations, and executive orders applicable to the proposed project during the environmental review process to the maximum extent practicable. These requirements include, but are not limited to, the environmental and public hearing provisions of Federal transit laws (49 U.S.C. 5301(e), 5323(b), and 5324), the project-level air quality conformity regulation of the U.S. Environmental Protection Agency (EPA) (40 CFR part 93), the Section 404(b)(1) guidelines of EPA (40 CFR part 230), the regulation implementing Section 106 of the National Historic Preservation Act (36 CFR Part 800), the regulation implementing section 7 of the Endangered Species Act (50 CFR part 402), Section 4(f) of the Department of Transportation Act (23 CFR 771.135), and Executive Orders 12898 on environmental justice, 11988 on floodplain management, and 11990 on wetlands.

Issued on February 5, 2007.

**Leslie T. Rogers,**

*Regional Administrator, Region IX, Federal Transit Administration.*

[FR Doc. 07-609 Filed 2-9-07; 8:45 am]

**BILLING CODE 4910-57-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

[Docket Number: FTA-2007-27172]

#### Notice of Availability of Proposed Guidance on New and Small Starts Policies and Procedures

**AGENCY:** Federal Transit Administration (FTA), DOT.

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** This notice announces the availability of the Federal Transit Administration's (FTA) Proposed Guidance on New and Small Starts Policies and Procedures and requests your comments on it. The guidance explains proposed changes to the New and Small Starts programs that will become effective upon the issuance of Final Guidance, which will be announced in a subsequent **Federal Register** notice. FTA requests comments on the Proposed Guidance, which is available in DOT's electronic docket and on FTA's Web site.

**DATES:** Comments must be received by March 14, 2007. Late filed comments will be considered to the extent practicable.

**ADDRESSES:** You may submit comments [identified by the DOT DMS Docket Number FTA-2007-27172] by any of the following methods:

**Web site:** <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.

**Fax:** 202-493-2251.

**Mail:** Docket Management Facility; U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, PL-401, Washington, DC 20590-0001.

**Hand Delivery:** Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**Instructions:** You must include the agency name (Federal Transit Administration) and the docket number (FTA-2007-27172). You should submit two copies of your comments if you submit them by mail. If you wish to receive confirmation that FTA received your comments, you must include a self-addressed stamped postcard. Note that all comments received will be posted without change to the Department Docket Management System (DMS) Web site located at <http://dms.dot.gov>. This means that if your comment includes any personal identifying information, such information will be made available to users of DMS.

**FOR FURTHER INFORMATION CONTACT:** Ron Fisher, Office of Planning and Environment, telephone (202) 366-4033, Federal Transit Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590 or [Ronald.Fisher@dot.gov](mailto:Ronald.Fisher@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### 1. Background

On August 10, 2005, President Bush signed the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). Section 3011 of SAFETEA-LU made a number of changes to 49 U.S.C. 5309, which authorizes the Federal Transit Administration's (FTA) fixed guideway capital investment program known as "New Starts", and created a new program category known as "Small Starts". This notice announces the availability of FTA's Proposed Guidance on New and Small Starts Policies and Procedures and requests your comment as described below. The document is available in the docket, which can be accessed by going to <http://dms.dot.gov> at any time, or you can view the document on FTA's Web site at [http://www.fta.dot.gov/15052\\_ENG-HTML.html](http://www.fta.dot.gov/15052_ENG-HTML.html).

#### A. Proposed Changes for the New and Small Starts Program

The purpose of this policy guidance is to solicit comments on the policies and procedures for the New and Small Starts programs. The changes, once announced as final, will apply to all New and Small Starts submittals received after the effective date announced in the Notice of Availability published in the **Federal Register** for the Final Guidance. The proposed improvements include: Elimination of the reporting requirements for information on FTA's measures for operating efficiencies and environmental benefits; optional submission of information related to land use; reduction in number of projects required to submit information for the Annual Report on Funding Recommendations; request for grantees to allow FTA's reviews of descriptions of alternatives to be timely; requirement for travel models to be validated based on recent transit surveys; an approach for accounting for additional user benefits for new transit modes to an area; use of a five-tiered rating for a project's overall rating; consideration of overmatch for Small and Very Small Starts; new measures for mobility of transit dependents; consolidation of the subfactors used for the capital and operating components of the financial rating; rating credit for consideration of private contracting for operations and maintenance; treatment of FTA rating information in planning studies; and consideration of congestion management/pricing strategies and "make-the-case" document as "other factors" for project justification. Comments received will be used to develop the ratings, evaluations, and procedures for projects seeking funds from the New and Small Starts programs, and will be issued in spring of 2007. FTA will respond to comments received in response to this Notice in a second **Federal Register** notice to be published after the close of the comment period. The notice will announce the availability of the Reporting Instructions for the Section 5309 New Starts Criteria and the Interim Guidance for Small Starts, reflecting the changes implemented as a result of this policy guidance and comments received thereon.

Issued in Washington, DC this 5th day February 2007.

**James S. Simpson,**  
*Administrator.*

[FR Doc. E7-2249 Filed 2-9-07; 8:45 am]

**BILLING CODE 4910-57-P**