

1, 2004 and a Finding of no Significant Impacts was issued on June 14, 2006.

17. *Project:* U.S. Highway 160 from Durango to Bayfield. Location: Cities of Durango Gem Village, and Bayfield, La Plata County. Project Reference Number FC-NH(CX) 160-2 (048). The project proposes a 25.9km (16.2 mi) long, four-lane highway with shifts, realignments and grade separations in some locations. The project will also correct substandard roadway design, intersection deficiencies and relocate the existing U.S. 160/550 intersection. This fully access-controlled facility improvement will begin at milepost 88.0 east of Durango and end at milepost 104.2 located east of Bayfield. The project length is 1.9km (1.2 mi) extending from milepost 16.6, located at the U.S. 160/550 (south) intersection, to milepost 15.4, located south of the U.S. 550/County Road 220 intersection. A Final Environmental Impact Statement for the project was approved on May 12, 2006. A Record of Decision was issued on November 7, 2006. The FHWA FEIS and ROD can be viewed and downloaded from the project Web site at <http://www.dot.state.co.us/US160/EIS/index.cfm> or viewed at public libraries in the project area.

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

Authority: U.S.C. 139(1)(1).

David A. Nicol,

Federal Highway Administration, Colorado Division Administrator, Lakewood, CO.

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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 from 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 favor of relief.

Union Pacific Railroad Company

[Waiver Petition Docket Number FRA-2007-28049]

The Union Pacific Railroad Company (UP) seeks a waiver of compliance with the Locomotive Safety Standards of 49 CFR 229.123, which requires each lead locomotive to be equipped with an end plate, pilot plate, or snow plow that extends across both rails at a maximum clearance of 6 inches. UP requests the waiver for four locomotive hump sets utilized in hump yard service in Houston, Texas. UP also requests that they be able to use these locomotives for transfer movements between Settagast Yard and Englewood Yard, a distance of less than 1 mile, at a speed not to exceed 10 mph. The railroad indicates that due to the height of the retarders, it is not uncommon for locomotive pilots to strike the retarders. If the waiver is granted, UP would increase the height of the pilot plates on locomotives assigned to hump yard service in Houston to eight and three-fourths inches. With the exception of transfer movements between Settagast and Englewood yards, the locomotives would be restricted to trailing position outside the hump yard and when moving over the railroad for service or reassignment.

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 (FRA-2007-28049) and must be submitted to the Docket Clerk, DOT Docket Management Facility, Room PL-401 (Plaza Level), 400 7th Street SW., Washington, DC 20590. 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 the above facility. 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>.

Anyone is able to search the electronic form of all comments

received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78). The Statement may also be found at <http://dms.dot.gov>.

Issued in Washington, DC on May 7, 2007.

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 of the 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 favor of relief.

City of Placentia, California

[Docket Number FRA-2006-24654]

The City of Placentia, California (the City) and BNSF Railway Company (BNSF) have petitioned for a third extension to the waiver originally granted on June 21, 2006, in FRA Docket Number FRA-2006-24654. In the aforementioned waiver, FRA agreed to extend the original deadline of June 24, 2006, set forth in 49 CFR 222.42 for continuation of an intermediate partial quiet zone, until September 22, 2006. On September 21, 2006, FRA granted a joint request from the City and BNSF to extend the September 22 deadline until January 20, 2007. Subsequently, on January 19, 2007, FRA granted another joint request from the City and BNSF to extend the January 20 deadline to May 20, 2007.

In the current request, the City and BNSF state that they are working towards establishing a new 24-hour quiet zone and that the City has completed installation of its quiet zone safety improvements, but they will be unable to meet the May 20, 2007, deadline due to technical problems with BNSF's radio communications system and the need to conduct a 30-day test