

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) or you may visit <http://www.regulations.gov/search/index.jsp>.

**Authority:** 49 CFR 1.66.

By Order of the Maritime Administrator.

Dated: March 30, 2009.

**Leonard Sutter,**

*Secretary, Maritime Administration.*

[FR Doc. E9-7686 Filed 4-3-09; 8:45 am]

**BILLING CODE 4910-81-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 34836]

#### Arizona Eastern Railway— Construction and Operation—Graham County, AZ

**AGENCIES:** Lead: Surface Transportation Board. Cooperating: Federal Railroad Administration.

**ACTION:** Notice of Availability of Post Environmental Assessment.

**SUMMARY:** On August 4, 2006, the Arizona Eastern Railway (AZER) filed a petition with the Surface Transportation Board (Board) seeking an exemption under 49 United States Code (U.S.C.) 10502 from prior approval requirements of 49 U.S.C. 10901 for authority to construct and operate 12 miles of new rail line in Graham County, Arizona (AZ). The Board, pursuant to 49 U.S.C. 10901, is the agency responsible for granting authority for the construction and operation of new rail line facilities. On February 25, 2008, the Board's Section of Environmental Analysis (SEA) and the Federal Railroad Administration, a cooperating agency, issued an Environmental Assessment (EA) in this proceeding. The EA was made available to agencies, the public, and interested parties for a 36-day public comment period. The Board extended the comment period by another 30 days to May 1, 2008 in response to stakeholders' requests. SEA received 25 comments on the EA. The Post EA responds to those comments and makes final environmental recommendations to the Board.

Based on its independent analysis of all information available to date, SEA concludes that the Applicant's Proposed Action would not result in any significant environmental impacts if the

mitigation measures recommended in this Post EA are imposed and implemented. Accordingly, SEA recommends that any decision by the Board approving the proposed construction and operation of the Proposed Action should be contingent upon AZER complying with the mitigation set forth in Chapter 1 of the Post EA. SEA recommends 40 mitigation measures in the Post EA that are either new mitigation measures based on SEA's additional analysis or modifications of the 39 mitigation measures previously proposed in the EA. These conditions, which SEA developed in response to comments and additional analysis, address a broad range of issues including traffic safety, flooding impacts, and the transportation and handling of hazardous materials. Because the Proposed Action, as mitigated, would not have the potential for significant environmental effects, preparation of an EA for this case is appropriate and the full Environmental Impact Statement (EIS) process is unnecessary.

The Board will now consider the entire environmental record, including SEA's final recommended mitigation measures and all environmental comments received in this proceeding, in making its final decision as to whether to approve the Proposed Action, and if so, what mitigation to impose.

Copies of the Post EA have been served on all interested parties and will be made available to additional parties upon request. The entire EA is also available for review on the Board's Web site (<http://www.stb.dot.gov>) by clicking on the "Decisions and Notices" link, then "E-LIBRARY" and searching by the Service Date (February 25, 2008 and April 6, 2009) or Docket Number (FD 34836).

**FOR FURTHER INFORMATION CONTACT:** Diana Wood, SEA Project Manager, at (202) 245-0302; e-mail: [woodd@stb.dot.gov](mailto:woodd@stb.dot.gov). Federal Information Relay Service for the hearing impaired: 1-800-877-8339.

Decided: April 6, 2009.

By the Board, Victoria Rutson, Chief, Section of Environmental Analysis.

**Kulunie L. Cannon,**

*Clearance Clerk.*

[FR Doc. E9-7561 Filed 4-3-09; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Ex Parte No. 519 (Sub-No. 4)]

#### Notice of National Grain Car Council Meeting

**AGENCY:** Surface Transportation Board.

**ACTION:** Notice of National Grain Car Council meeting.

**SUMMARY:** Notice is hereby given of a meeting of the National Grain Car Council (NGCC), pursuant to section 10(a)(2) of the Federal Advisory Committee Act, Public Law No. 92-463, as amended (5 U.S.C., App. 2).

**DATES:** The meeting will be held on Tuesday, June 2, 2009, beginning at 10 a.m. and is expected to conclude at 3 p.m.

**ADDRESSES:** The meeting will be held at the Headquarters of Bunge North America, Inc., 11701 Borman Drive—2nd Floor, St. Louis, MO 63146.

**FOR FURTHER INFORMATION CONTACT:** Tom Brugman at (202) 245-0281. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at: (800) 877-8339].

**SUPPLEMENTARY INFORMATION:** The NGCC arose from a proceeding instituted by the Surface Transportation Board's (Board) predecessor agency, the Interstate Commerce Commission (ICC), in National Grain Car Supply—Conference of Interested Parties, Ex Parte No. 519. The NGCC was formed as a working group to facilitate private-sector solutions and recommendations to the ICC (and now the Board) on matters affecting grain transportation. The general purpose of this meeting is to discuss rail carrier preparedness to transport the 2009 Fall grain harvest. Agenda items include the following: Remarks by Board Chairman Frank Mulvey and Vice-Chairman Charles Nottingham (who serves as Co-Chairman for the NGCC), member and new member introductions, reports by rail carriers and shippers on grain-service related issues, a report by rail car manufacturers and lessors on current and future availability of various grain-car types, and an open forum on the impact of current Federal regulation on grain car supply. A more detailed agenda for this meeting will be posted on the Board's Web site at <http://www.stb.dot.gov>.

The meeting, which is open to the public, will be conducted pursuant to the NGCC's charter and Board procedures. Further communications about this meeting may be announced

through the Board's Web site at <http://www.stb.dot.gov>.

Persons wishing to attend and requiring special accommodations may direct their needs to Tom Brugman (202) 245-0281.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Dated: April 1, 2009.

**Kulunie L. Cannon,**

*Clearance Clerk.*

[FR Doc. E9-7647 Filed 4-3-09; 8:45 am]

**BILLING CODE 4915-01-P**