

**DEPARTMENT OF TRANSPORTATION****Office of the Secretary****Aviation Proceedings, Agreements Filed the Week Ending November 7, 2009**

The following Agreements were filed with the Department of Transportation under the Sections 412 and 414 of the Federal Aviation Act, as amended (49 U.S.C. 1382 and 1384) and procedures governing proceedings to enforce these provisions. Answers may be filed within 21 days after the filing of the application.

*Docket Number:* DOT-OST-2009-0279.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Africa-Japan, Korea, Resolutions and Specified Fares Tables (Memo 0420), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0280.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Africa-South East Asia Resolutions and Specified Fares Tables (Memo 0423), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0281.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association,

*Subject:* TC23/123 Africa-South Asian Subcontinent, Resolutions and Specified Fares Tables (Memo 0424), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0282.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Africa-TC3 (except South West Pacific), Areawide Resolutions (Memo 0425), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0283.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Middle East-South East Asia, Resolutions and Specified Fares Tables (Memo 0423), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0284.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Middle East-Japan, Korea Resolutions and Specified Fares

Tables (Memo 0425), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0285.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Middle East-South Asian Subcontinent, Resolutions and Specified Fares Tables, (Memo 0426), Intended effective date: 1 April 2010.

*Docket Number:* DOT-OST-2009-0286.

*Date Filed:* November 2, 2009.

*Parties:* Members of the International Air Transport Association.

*Subject:* TC23/123 Middle East-TC3 (except South West Pacific), Areawide Resolutions (Memo 0427), Intended effective date: 1 April 2010.

**Renee V. Wright,**

*Program Manager, Docket Operations, Federal Register Liaison.*

[FR Doc. E9-28250 Filed 11-24-09; 8:45 am]

**BILLING CODE 4910-9X-P**

[www.regulations.gov](http://www.regulations.gov) (Document ID: USCG-2007-28532-0240).

**FOR FURTHER INFORMATION CONTACT:**

Yvette Fields, Director, Office of Deepwater Ports and Offshore Activities, Maritime Administration, telephone: 202-366-0926, e-mail: [Yvette.Fields@dot.gov](mailto:Yvette.Fields@dot.gov) or Patrick Marchman, Maritime Administration, telephone: 202-366-7206, e-mail: [Patrick.Marchman@dot.gov](mailto:Patrick.Marchman@dot.gov). The full text of the Record of Decision (Document ID: USCG-2007-28532-0240) is available as a part of the public docket for the complete Port Dolphin Energy Deepwater Port License Application (Docket Number USCG-2007-28532), maintained by the U.S. Department of Transportation Docket Management Facility. If you have questions regarding the docket, please contact Renee V. Wright, Program Manager, Docket Operations, telephone: 202-493-0402.

**SUPPLEMENTARY INFORMATION:****Application Review Process**

On March 29, 2007, Port Dolphin Energy LLC, a limited liability company organized and existing under the laws of the State of Delaware and an ultimate subsidiary of Leif Hoegh & Company Limited, submitted to the Maritime Administration and the U.S. Coast Guard (USCG), an application for approval of a license to own, construct, operate, and ultimately decommission a deepwater port, known as Port Dolphin, approximately 28 miles southwest of Tampa Bay, Florida, for the purpose of importing Liquefied Natural Gas (LNG) into the United States. On June 15, 2007, Port Dolphin Energy's application was deemed complete by the Maritime Administration and the USCG. On June 25, 2007, the Maritime Administration and USCG published a notice in the **Federal Register** [72 FR 34741-34742] to announce the availability of the application for public inspection and request public comments on the proposed project and its potential impacts on the environment.

Pursuant to the statutory requirements of the Act, the Maritime Administration and the USCG conducted an environmental review of the Port Dolphin project and prepared an environmental impact statement in accordance with procedures stipulated under the National Environmental Policy Act (NEPA). The Federal environmental review process was conducted in close coordination with cooperating Federal and Florida State agencies, integrating the environmental values and concerns expressed by local communities. Additional information

**DEPARTMENT OF TRANSPORTATION****Maritime Administration**

[USCG-2007-28532]

**Port Dolphin Energy LLC, Port Dolphin Liquefied Natural Gas Deepwater Port License Application**

**AGENCY:** Maritime Administration, DOT.  
**ACTION:** Notice of Availability of Record of Decision.

**SUMMARY:** The Maritime Administration announces the availability of the Record of Decision for the Port Dolphin Energy LLC (Port Dolphin Energy) Deepwater Port License Application. On October 26, 2009, the Acting Maritime Administrator, David T. Matsuda, issued the Record of Decision "approving with conditions" Port Dolphin Energy's application to own, construct, and operate a liquefied natural gas (LNG) deepwater port 28 miles southwest of Tampa Bay, Florida. Issuance of this Record of Decision completes the application review and license approval process, mandated by the Deepwater Port Act of 1974, as amended (the Act).

**ADDRESSES:** Copies of the Record of Decision for the Port Dolphin Energy LNG Deepwater Port License Application are available on request from the Docket Management Facility, M-30, U.S. Department of Transportation, West Building, Ground Floor, Rm. W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, or via the Internet at <http://www.regulations.gov>

regarding the application and environmental review process for the Port Dolphin project can be found on the public docket at <http://www.regulations.gov> (Document ID: USCG-2007-28532).

#### Decision Process

Provisions of the Act require the Maritime Administrator to render his decision on a deepwater port license application within 90 days from the date of the final public hearing. The final public hearing for the Port Dolphin project was held on July 28, 2009. In rendering a decision, the Maritime Administrator must either: (1) Approve the application as it is proposed, (2) approve the application "subject to certain conditions", or (3) deny the application. This Record of Decision, approves the Port Dolphin Energy Deepwater Port License Application, "subject to certain conditions," which have been designed to ensure that Port Dolphin Energy utilizes the best available technology in the operation of its port, exercises care to preserve and enhance the environment, and protect Florida's coastal communities and natural resources. Further, the Record of Decision describes the framework by which the Maritime Administrator must base his decision as defined by the nine approval criteria prescribed by the Act. These nine approval criteria ensure: (1) Financial responsibility; (2) compliance with all applicable laws, regulations and license conditions; (3) national interest; (4) international navigation, safety, and use of the high seas; (5) protection and enhancement of the environment; (6) advice of the Administrator of the Environmental Protection Agency; (7) consultation with the Secretaries of State, Defense, and Army, (8) approval of the Governor of the adjacent coastal State, in this case the Governor of Florida, and (9) consistency with the Coastal Zone Management Act.

The Port Dolphin Record of Decision provides an overview of the Federal environmental review process and describes the comprehensive consultation and technical review of the application conducted by the Maritime Administration and USCG, in consultation with the National Oceanic Atmospheric Administration (NOAA), the Environmental Protection Agency, the State of Florida, and other cooperating Federal and State agencies. During the decision-making process, the Acting Maritime Administrator gave careful consideration to the specific concerns expressed by members of the local Florida coastal communities, such as Longboat Key and Manatee County, regarding the potential impacts on local

sand resources. Reasonable efforts were made by the Federal Government, the State of Florida, local communities, and Port Dolphin Energy to bring this matter to a satisfactory resolution. Conditions recommended by cooperating Federal and State agencies, including the specific conditions of approval required by the Governor of Florida, as outlined in his decision letter of September 11, 2009 and in a subsequent Memorandum of Agreement established between the State of Florida and Port Dolphin Energy, have been incorporated into this Record of Decision as conditions of approval. These conditions, which allow for removal of sand prior to the pipeline installation and sharing of costs, will become enforceable and binding under the official deepwater port License upon issuance. The Maritime Administration projects that the official Port Dolphin Energy Deepwater Port License will be issued in early 2010. The full text of the Record of Decision can be viewed at <http://www.regulations.gov> (Document ID: USCG-2007-28532-0240).

Dated: November 16, 2009.

By order of the Maritime Administrator.

**Christine Gurland,**

*Secretary, Maritime Administration.*

[FR Doc. E9-28326 Filed 11-24-09; 8:45 am]

**BILLING CODE 4910-81-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Opportunity for Public Comment on Surplus Property Release at Kinston Regional Jetport, Kinston, NC

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

**ACTION:** Notice.

**SUMMARY:** Under the provisions of Title 49, U.S.C. 47153(d), notice is being given that the FAA is considering a request from the North Carolina Global TransPark Authority to waive the requirement that a 9.683 acre parcel of surplus property, located at the Kinston Regional Jetport, be used for aeronautical purposes.

**DATES:** Comments must be received on or before December 28, 2009.

**ADDRESSES:** Comments on this notice may be mailed or delivered in triplicate to the FAA at the following address: Atlanta Airports District Office, 1701 Columbia Ave., Campus Building, Suite 2-260, College Park, GA 30337.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Ms. Darlene A.

Waddell, Executive Director at the following address: 2780 Jetport Road, Suite A, Kinston, NC 28504.

**FOR FURTHER INFORMATION CONTACT:** Rusty Nealis, Program Manager, Atlanta Airports District Office, 1701 Columbia Ave., Campus Bldg., Suite 2-260, College Park, GA 30337, (404) 305-7142. The application may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA is reviewing a request by the North Carolina Global TransPark Authority to release 9.683 acres of surplus property at the Kinston Regional Jetport. The surplus property will be developed for industrial and commercial use.

Any person may inspect the request in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT**.

In addition, any person may, upon request, inspect the request, notice and other documents germane to the request in person at 2780 Jetport Road, Suite A, Kinston, NC 28504.

Issued in Atlanta, Georgia on November 16, 2009.

**Scott L. Seritt,**

*Manager, Atlanta Airports District Office, Southern Region.*

[FR Doc. E9-28208 Filed 11-24-09; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Opportunity for Public Comment on Surplus Property Release at Kinston Regional Jetport, Kinston, NC

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

**ACTION:** Notice.

**SUMMARY:** Under the provisions of Title 49, U.S.C. Section 47153(d), notice is being given that the FAA is considering a request from the North Carolina Global TransPark Authority to waive the requirement that a 35.19 acre parcel of surplus property, located at the Kinston Regional Jetport, be used for aeronautical purposes.

**DATES:** Comments must be received on or before December 28, 2009.

**ADDRESSES:** Comments on this notice may be mailed or delivered in triplicate to the FAA at the following address: Atlanta Airports District Office, 1701 Columbia Ave., Campus Building, Suite 2-260, College Park, GA 30337.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Ms. Darlene A.