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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Deadline for Notification of Intent To Use the Airport Improvement Program (AIP) Primary, Cargo, and Nonprimary Entitlement Funds for Fiscal Year 2010

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

**ACTION:** Notice, correction.

**SUMMARY:** On January 25, 2010, the Federal Aviation Administration (FAA) published a notice in the **Federal Register**. (75 FR 3954). This action corrects an error in two dates in that document. The notice announced that February 22, 2010, is the deadline for each airport sponsor to notify the FAA whether or not it will use its fiscal year 2010 entitlement funds available under Public Law No. 111-117 to accomplish Airport Improvement Program (AIP)-eligible projects that the sponsor previously identified through the Airports Capital Improvement Plan (ACIP) process during the preceding year.

**FOR FURTHER INFORMATION CONTACT:** Mr. Frank J. San Martin, Manager, Airports Financial Assistance Division, APP-500, on (202) 267-3831.

#### Correction

In Notice document (**Federal Register** Doc. 2010-1291) published on January 25, 2010 (75 FR 3954) make the following correction:

On page 3955, the first Column, in paragraph one the date October 1, 2008, is corrected to read, October 1, 2009. On page 3955, the first Column, in paragraphs one and two, the date March 3, 2010, is corrected to read, March 17, 2010.

Frank J. San Martin,

Manager, Airports Financial Assistance  
Division, Office of Airport Planning and  
Programming.

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Supplemental Notice of Intent To Prepare an Environmental Assessment and Request for Public Scoping Comments for the Air Tour Management Plan Program at Death Valley National Park

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

**ACTION:** Supplemental notice of intent to prepare an Environmental Assessment and to request Public Scoping comments.

**SUMMARY:** The FAA, with National Park Service (NPS) as a cooperating agency, has initiated development of an Air Tour Management Plan (ATMP) for Death Valley National Park (DEVA), pursuant to the National Parks Air Tour Management Act of 2000 (Pub. L. 106-181) and its implementing regulations (14 CFR Part 136, Subpart B, National Parks Air Tour Management). The objective of the ATMP is to develop acceptable and effective measures to mitigate or prevent the significant adverse impacts, if any, of commercial air tour operations upon the natural resources, cultural resources, and visitor experiences of a national park unit and any tribal lands within or abutting the park. It should be noted that the ATMP has no authorization over other non-air-tour operations such as military and general aviation operations. In compliance with the National Environmental Policy Act of 1969 (NEPA) and FAA Order 1050.1E, an Environmental Assessment is being prepared. This supplemental notice of intent, revises the **Federal Register** notice published on January 19, 2010 (Vol. 75, No. 11, 2922-2923) which had an incorrect link to the FAA web site containing the meeting minutes for the kickoff meeting and the public scoping document mentioned below. This supplemental notice also extends the date by which scoping comments must be submitted (*see DATES*).

The ATMP will be prepared using an Aviation Rulemaking Committee (ARC) process, as authorized under 49 U.S.C. 106. The purpose of using the ARC process is to provide early advice, information, and recommendations from interested stakeholders to the FAA and NPS, regarding environmental and other issues to consider in the development of an ATMP. The DEVA ARC is composed of various representatives including air tour operators, federal, local and regional agencies, environmental organizations, local businesses, and the

Timbisha Shoshone tribe. It is chaired by the Superintendent of Death Valley National Park.

In June 2009, the ARC held a two-day kickoff meeting at DEVA; minutes may be found at: [http://www.faa.gov/about/office\\_org/headquarters\\_offices/arc/programs/air\\_tour\\_management\\_plan/park\\_specific\\_plans/Death\\_Valley.cfm](http://www.faa.gov/about/office_org/headquarters_offices/arc/programs/air_tour_management_plan/park_specific_plans/Death_Valley.cfm)

The purpose of the kickoff meeting was for stakeholders to have the opportunity to provide advice, information, and recommendations to the FAA and NPS regarding environmental and other issues to consider in the development of an ATMP. Materials presented at the meeting included information on: park resources; the acoustical environment at DEVA; military operations over DEVA and the surrounding areas; current and historical air tour operations; and, a map of current air tour flight paths. Comments were received from members of the ARC regarding sensitive park resources, tribal concerns, changes in tourism patterns, and air tour operations. After a generalized map of current air tour flight paths was presented, ARC members made suggestions regarding options for an air tour flight track that would consolidate flight paths and modify elevations and flight locations. ARC members' recommendations attempted to address the concerns raised at the meeting. Refer to the Public Scoping Document (mentioned below) to see how these suggestions are incorporated into an air tour route.

Based on input received at the meeting, the FAA and NPS have decided to proceed with ATMP development at DEVA via the ARC process. The FAA is now inviting the public, agencies, and other interested parties to provide comments, suggestions, and input on the scope of issues and the identification of significant issues regarding commercial air tours and their potential impacts on natural, cultural, and historical resources. Input is also welcome on other areas to be addressed in the environmental process, such as past, present, and future actions (which, when considered with ATMP alternatives, may result in potentially significant cumulative impacts), and potential ATMP alternatives.

**DATES:** By this notice, the FAA is requesting comments on the scope of the environmental assessment for the ATMP at Death Valley National Park. Comments must be submitted by March 8, 2010.

**FOR FURTHER INFORMATION CONTACT:** Keith Lusk—Mailing address: P.O. Box