

part 1152. Questions concerning environmental issues may be directed to the Board's Section of Environmental Analysis (SEA) at (202) 245-0305. Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: August 12, 2010.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Kulunie L. Cannon,**  
Clearance Clerk.

[FR Doc. 2010-20400 Filed 8-17-10; 8:45 am]

BILLING CODE 4915-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway in Texas

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA and other Federal Agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Loop 567 from Farm to Market Road (FM) 51 to Business Route (BU) 377H in Hood County, Texas. Those actions grant licenses, permits and approvals for the project.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before February 14, 2011. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Mr. Salvador Deocampo, District Engineer, Texas Division, FHWA, 300 East 8th Street, Room 826, Austin, Texas 78701; phone number (512) 536-5950; e-mail: [salvador.deocampo@dot.gov](mailto:salvador.deocampo@dot.gov); FHWA Texas Division normal business hours are 8 a.m. to 5 p.m. (central time) Monday through Friday. You may also contact Ms. Dianna Noble, P.E., Director Environmental Affairs Division, Texas Department of Transportation, 118 E. Riverside, Austin, Texas 78704; phone number (512) 416-2734.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of Texas: Loop 567 from FM 51 to BU 377H in Hood County, Texas. The project will include the construction of a 2.4 mile long highway that will be constructed in two phases. The interim phase will provide two travel lanes, and the ultimate phase will provide four travel lanes. The project will provide an alternate route to northern portions of Hood County without requiring traffic to traverse historic downtown Granbury. The project will use approximately 0.75 miles of the existing Stockton Bend Road, and the remaining section of roadway (1.65 miles) will be on a new location. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the June 2010 Environmental Assessment (EA) for the project, in the FHWA Finding of No Significant Impact (FONSI) issued on August 3, 2010, and in other documents in the FHWA administrative record. The EA, FONSI, and other documents in the FHWA administrative record are available by contacting the FHWA or the Texas Department of Transportation at the addresses provided above.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

I. *General:* National Environmental Policy Act [42 U.S.C. 4321-4351]; Federal-Aid Highway Act [23 U.S.C. 109].

II. *Air:* Clean Air Act [42 U.S.C. 7401-7671(g)].

III. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303].

IV. *Wildlife:* Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536], Migratory Bird Treaty Act [16 U.S.C. 703-712].

V. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)-11]; Archeological and Historic Preservation Act [16 U.S.C. 469-469(c)].

VI. *Social and Economic:* Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)].

VII. *Wetlands and Water Resources:* Clean Water Act, 33 U.S.C. 1251-1377 (Section 404, Section 401, Section 402, Section 319); Rivers and Harbors Act of 1899 [33 U.S.C. 401-406].

VIII. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11593 Protection and Enhancement of Cultural Resources; E.O. 13175 Consultation and Coordination with Indian Tribal Government; E.O. 11514 Protection and Enhancement of Environmental Quality. (Catalog 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:** 23 U.S.C. 139(l)(l).

Issued on: August 9, 2010.

**Salvador Deocampo,**

District Engineer, Austin, Texas.

[FR Doc. 2010-20218 Filed 8-17-10; 8:45 am]

BILLING CODE 4910-RY-M

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Docket No. FD 35399]

#### Swanson Rail Transfer, L.P.—Lease and Operation Exemption—BDB Company

Swanson Rail Transfer, L.P. (SRT), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire by lease from affiliate/noncarrier BDB Company (BDB), and operate a parcel of land, formerly known as the Swanson Rail Yard, in Philadelphia, Pa. The property is approximately 159.54 feet wide and 2,063 feet long and is located about 25 feet east of Interstate Highway 95 between Pattison Avenue and the Delaware River Port Authority right-of-way (Walt Whitman Bridge approach/ Interstate Highway 76).<sup>1</sup> SRT will construct<sup>2</sup> and operate a truck-rail transfer facility on the property and provide associated rail common carrier services.

This transaction is related to two other transactions for which notices of exemption have been simultaneously filed: Docket No. FD 35398, *BDB Company—Acquisition Exemption—Consolidated Rail Corporation*, in which BDB seeks Board approval to acquire

<sup>1</sup> According to SRT, there are no mileposts on the property.

<sup>2</sup> SRT states that it will, in a separate proceeding, seek Board authority to construct the transload facility and related rail infrastructure on the property.

from Consolidated Rail Corporation this property before it leases it to SRT; and Docket No. FD 35400, *B. Robert DeMento, Jr., and Baggio Herman DeMento—Continuance in Control Exemption—BDB Company and Swanson Rail Transfer, L.P.*, in which the partners/owners of BDB and SRT, B. Robert DeMento, Jr., and Baggio Herman DeMento, seek Board approval to continue in control of BDB and SRT upon Board approval of this transaction and the transaction in FD 35398.

The transaction may not be consummated until September 1, 2010, the effective date of the exemption (30 days after the exemption was filed).

SRT certifies that, as a result of this transaction, its projected revenues will not exceed those that would qualify it as a Class III carrier and will not exceed \$5 million.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Petitions to stay must be filed by no later than August 25, 2010 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35399, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, a copy must be served on John F. McHugh, 6 Water Street, New York, N.Y. 10004.

Board decisions and notices are available on our Web site at [www.stb.dot.gov](http://www.stb.dot.gov).

Decided: August 12, 2010.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Kulunie L. Cannon,**  
Clearance Clerk.

[FR Doc. 2010-20444 Filed 8-17-10; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

#### Sunshine Act Meetings; Unified Carrier Registration Plan Board of Directors

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**TIME AND DATE:** September 9, 2010, 12 noon to 3 p.m., Eastern Daylight Time.

**PLACE:** This meeting will take place telephonically. Any interested person may call 877.768.0032 passcode

4856462 to participate in this meeting by telephone.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** The Unified Carrier Registration Plan Board of Directors (the Board) will continue its work in developing and implementing the Unified Carrier Registration Plan and Agreement and to that end, may consider matters properly before the Board.

**FOR FURTHER INFORMATION CONTACT:** Mr. Avelino Gutierrez, Chair, Unified Carrier Registration Board of Directors at (505) 827-4565.

Issued on: August 16, 2010.

**Larry W. Minor,**

*Associate Administrator for Policy and Program Development.*

[FR Doc. 2010-20590 Filed 8-16-10; 4:15 pm]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Passenger Facility Charge (PFC) Approvals and Disapprovals

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

**ACTION:** Monthly Notice of PFC Approvals and Disapprovals. In July 2010, there were seven applications approved. This notice also includes information on one application, approved in May 2010, inadvertently left off the May 2010 notice. Additionally, 13 approved amendments to previously approved applications are listed.

**SUMMARY:** The FAA publishes a monthly notice, as appropriate, of PFC approvals and disapprovals under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR part 158). This notice is published pursuant to paragraph d of § 158.29.

#### PFC Applications Approved

*Public Agency:* Norfolk Airport Authority, Norfolk, Virginia.

*Application Number:* 10-02-C-00-ORF.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in This Decision:* \$37,450,521.

*Earliest Charge Effective Date:* September 1, 2010.

*Estimated Charge Expiration Date:* September 1, 2015.

*Class of Air Carriers Not Required To Collect PFCs:* Air taxi/commercial operators filing FAA Form 1800-31.

*Determination:* Approved. Based on information contained in the public agency's application, the FAA has determined that the proposed class accounts for less than 1 percent of the total annual enplanements at Norfolk International Airport.

*Brief Description of Project Approved for Collection and Use:* PFC consulting services.

*Brief Description of Project Partially Approved for Collection and Use:* Arrivals terminal.

*Determination:* Partially approved. The FAA determined that several spaces shown in the terminal floor plan schematics, were not for public use and, therefore, were not approved for use of PFC revenue. The total amount of space identified as ineligible was 6,435 square feet. As a result, the FAA approved 72.5 percent of the project cost rather than the 76.3 percent requested by the public agency.

*Brief Description of Withdrawn Projects:*

Blast barrier.  
Land acquisition.  
Access control.  
Electrical vault relocation.  
Relocate fire station.  
Radio controls, runway end identifier lights and precision approach path indicator systems.  
By-pass taxiway and hold apron.  
Master plan update.  
Airfield signage.  
Upgrade aircraft rescue and firefighting training facility.  
Acquire aircraft rescue and firefighting vehicles.  
Snow removal equipment.  
Pavement management plan.  
Apron lighting.  
Rehabilitate runway 5/23.  
Relocate airport beacon.  
Navigational aids—runway 5/23.  
Environmental impact statement, 5R123L.  
Preliminary engineering, access road security fence.  
Construct perimeter access road.  
Security related mandates.  
Concourse A and B.  
Overlay taxiway C and connectors.  
Engineer/design airfield signage.  
Rehabilitate taxiway A and general aviation ramp.

*Date of withdrawal:* April 23, 2010.

*Decision Date:* May 28, 2010.

#### FOR FURTHER INFORMATION CONTACT:

Jeffrey Breedon, Washington Airports District Office, (703) 661-1363.

*Public Agency:* Border Coast Regional Airport Authority, Crescent City, California.