

Department, District 3, P.O. Box 8028, Boise, ID 83714-8028, Telephone: (208) 334-8300, or Lisa Applebee, Three Cities River Crossing Project Manager, Ada County Highway District, 318 East 37th Street, Garden City, ID 83714, telephone (208) 387-6100.

SUPPLEMENTARY INFORMATION:

Background

The FHWA, in cooperation with Ada County Highway District (ACHD) and the Idaho Transportation Department (ITD), are rescinding the NOI to prepare an EIS that identifies an alignment for a transportation corridor that would connect State Highway 44/55 on the north with US 20/26 on the south. The proposed highway alternatives vary from approximately 1.5 to 3.0 miles in length and would provide four to six travel lanes. This alignment includes a new bridge across the Boise River. The study area is located in the northwestern part of the Boise Metropolitan Area, and borders or passes through portions of the cities of Boise, Eagle and Garden City as well as Ada County.

The NOI is being rescinded because the project scope has been changed and potential impacts from the new concept are not significant and do not warrant an EIS. Recommendations for improvements along this corridor are identified in the regional long-range transportation plan, "Communities in Motion," prepared by the Boise-Nampa Metropolitan Planning Organization, Community Planning Association of Southwest Idaho (COMPASS) as revised and adopted by the COMPASS board in September 2010. The project was initiated with several concepts derived from previous planning efforts. Then a wide range of route options were initially developed for evaluation in the Corridor Preservation Study.

Public input, agency, and stakeholder coordination was conducted to solicit comments on the proposed action purpose and need, route options being considered and the alternative screening process. Public meetings were held on February 9, 2004, February 12, 2004, April 21, 2004 November 29, 2005, and December 1, 2005.

Six alternatives were advanced to the Draft EIS (DEIS) where more in-depth analysis was completed.

The DEIS was released for public review and comment on January 17, 2008. A Notice of Availability (NOA) was published in the **Federal Register** on January 18, 2008, at 73 FR 3464. A public hearing was held on February 13, 2008.

After the public hearing and comment period, ACHD reconsidered the

Preferred Alternative on July 21, 2010, and recommended a No-Build Alternative for the project. The basis for this decision centered on consideration of environmental and transportation planning factors in combination with the technical comments received on the DEIS. In cooperation with the FHWA and ITD, the ACHD had determined that improvements to existing roadways utilizing operational improvements that include intelligent transportation systems (ITS) technology such as closed caption television cameras, speed detectors, and other hardware and software improvements would meet project goals without exceeding available revenue. This alternative is anticipated to have no adverse impact on the human and natural environment.

To ensure that the full range of issues related to this proposed action and all relevant issues are identified, comments and suggestions are invited from all interested parties regarding this action to rescind the NOI. Comments or questions concerning this proposed action should be directed to the ACHD at the addresses provided above. Comments must be received by September 28, 2011.

Issued on: August 23, 2011.

Ghassan G. Shanine,

Assistant Division Administrator, FHWA—Idaho Division.

[FR Doc. 2011-21968 Filed 8-26-11; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on Proposed Highway in Washington

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of limitation on claims for judicial review of actions by FHWA.

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). These actions relate to a proposed highway project, the State Route (SR) 99 Alaskan Way Viaduct Replacement Project, in the State of Washington. These actions provide approval 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 action on the highway project will be barred unless the claim is filed on or before February 27, 2012. 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:

Randy Everett, Major Project Oversight Manager, Federal Highway Administration, Jackson Federal Building, 915 2nd Avenue, Room 3142, Seattle, WA 98104; telephone: (206) 220-7538; and e-mail:

Randolph.Everett@dot.gov. The FHWA Washington Division's Oversight Manager's regular office hours are between 8 a.m. and 4:30 p.m. (Pacific Time). You may also contact Allison Hanson, ESO Mega Projects Director, WSDOT Alaskan Way Viaduct Office, 999 Third Ave., Ste. 2200, Seattle, WA 98104; telephone: (206) 805-2880; and e-mail: *HansonA@wsdot.wa.gov.* The AWV Project's regular office hours are between 8 a.m. and 5 p.m. (Pacific Time).

SUPPLEMENTARY INFORMATION: Notice is hereby given that the FHWA has taken final agency action by issuing approval for the following highway project: to replace the Alaskan Way Viaduct between S. Royal Brougham Way and Roy Street because it is seismically vulnerable and at the end of its useful life.

The four main components of the bored tunnel alternative include:

- Replacement of SR 99 between S. Royal Brougham Way and Roy Street with two lanes in each direction.
- Full northbound and southbound access to and from SR 99 via ramp connections at the tunnels' south portal north of S. Royal Brougham Way and the tunnels' north portal near Harrison and Republican Streets.
- Demolition of the existing viaduct along the Seattle waterfront.
- Decommissioning of the Battery Street Tunnel.

The action by the FHWA on this project, and the laws under which such action was taken, are described in the March 2004 Draft Environmental Impact Statement (DEIS), the July 2006 Supplemental Draft EIS, the October 2010 Supplemental Draft EIS, July 2011 Final Environmental Impact Statement (Final EIS), August 2011 Record of Decision (ROD), and in other documents in the FHWA administrative record for the project. The Draft EIS, both Supplemental EIS's, Final EIS, ROD and other supporting documents in the FHWA administrative record are available by contacting the FHWA or the Washington State Department of Transportation at the addresses provided above. The Draft EIS, both Supplemental EIS's, Final EIS and ROD can be viewed and downloaded from

the project Web site at <http://www.alaskanwayviaduct.org> or viewed at several libraries as well as local neighborhood service centers in the project area. A complete list of the library branches and local neighborhood service centers is included in the Final EIS.

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

1. *General*: National Environmental Policy Act [42 U.S.C. 4321-4347]; Federal-Aid Highway Act [23 U.S.C. 109].
2. *Air*: Clean Air Act, as amended [42 U.S.C. 7401-7671(q)].
3. *Land*: Section 4(f) of the Department of Transportation Act of 1966 [23 U.S.C. 138 and 49 U.S.C. 303].
4. *Wildlife*: Endangered Species Act [16 U.S.C. 1531-1544]; Section 7 of the Endangered Species Act [16 U.S.C. 1536]; Anadromous Fish Conservation Act [16 U.S.C. 757(a)-757(f)]; Fish and Wildlife Coordination Act [16 U.S.C. 661-667(e)]; Magnuson-Stevenson Fishery Conservation and Management Act of 1976, as amended [16 U.S.C. 1801 *et seq.*].
5. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470 f].
6. *Social and Economic*: Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)]; American Indian Religious Freedom Act [42 U.S.C. 1996].
7. *Wetlands and Water Resources*: Clean Water Act, 33 U.S.C. 1251-1377 (Section 319); Land and Water Conservation Fund [16 U.S.C. 460l-4-460l-114]; Safe Drinking Water Act [42 U.S.C. 300f-300j-6].
8. *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. 13007 Indian Sacred Sites; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species.

(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)(1).

Issued on: August 22, 2011.

Daniel M. Mathis,

Division Administrator, Olympia, Washington.

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2006-26367]

Motor Carrier Safety Advisory Committee Public Subcommittee Meeting; Amendment

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

ACTION: Notice; amendment.

SUMMARY: This notice amends FMCSA's August 10, 2011, notice announcing meetings of the Agency's Motor Carrier Safety Advisory Committee (MCSAC) from August 29-31, 2011. The time for the session on Tuesday, August 30 was listed incorrectly in the notice. The meeting on Tuesday, August 30, 2011, will begin at 8:30 a.m. (E.S.T.) and will conclude at 5 p.m., with the last hour reserved for public comment. All other information contained in the notice remains valid.

FOR FURTHER INFORMATION CONTACT: Ms. Shannon L. Watson, (202) 385-2395, mcsac@dot.gov.

TIMES AND DATES: The meeting will be held Monday-Wednesday, August 29-31, 2011, from 8:30 a.m. to 5 p.m. (E.S.T.) at the Hilton Alexandria Old Town, 1767 King Street, Alexandria, VA 22314, in the Washington and Jefferson Rooms on the 2nd floor.

SUPPLEMENTARY INFORMATION: The FMCSA's August 10, 2011, notice (76 FR 49527) indicated that the Agency's MCSAC would meet August 29-31, 2011, at the Hilton Alexandria Old Town. The notice indicated the Tuesday, August 30, 2011, meeting would be held from 8:30 a.m. to 1 p.m. (E.S.T.). The actual time of the meeting on that date is 8:30 a.m. to 5 p.m. (E.S.T.).

Issued on: August 23, 2011.

Larry W. Minor,

Associate Administrator for Policy.

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[FMCSA Docket No. FMCSA-2011-0145]

Qualification of Drivers; Exemption Applications; Diabetes Mellitus

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

ACTION: Notice of final disposition.

SUMMARY: FMCSA announces its decision to exempt twenty-two individuals from its rule prohibiting persons with insulin-treated diabetes mellitus (ITDM) from operating commercial motor vehicles (CMVs) in interstate commerce. The exemptions will enable these individuals to operate CMVs in interstate commerce.

DATES: The exemptions are effective August 29, 2011. The exemptions expire on August 29, 2013.

FOR FURTHER INFORMATION CONTACT: Elaine M. Papp, Chief, Medical Programs, (202) 366-4001, fmcsamedical@dot.gov, FMCSA, Room W64-224, Department of Transportation, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001. Office hours are from 8:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Electronic Access

You may see all the comments online through the Federal Document Management System (FDMS) at: <http://www.regulations.gov>.

Docket: For access to the docket to read background documents or comments, go to <http://www.regulations.gov> and/or Room W12-140 on the ground level of the West Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Privacy Act: Anyone may search the electronic form of all comments received into any of DOT's dockets by the name of the individual submitting the comment (or of the person signing the comment, if submitted on behalf of an association, business, labor union, or other entity). You may review DOT's Privacy Act Statement for the Federal Docket Management System (FDMS) published in the **Federal Register** on January 17, 2008, (73 FR 3316), or you may visit <http://edocket.access.gpo.gov/2008/pdf/E8-785.pdf>.

Background

On July 8, 2011, FMCSA published a notice of receipt of Federal diabetes