

Brief Description Of Projects Approved For Collection And Use:  
 Terminal rehabilitation.  
 Wildlife assessment.  
 Solar farm—phase 1.  
 Computed Tomography—80 facility modification design and build-out.  
 Access control enhancements.  
 Security fence replacement.  
 Airfield pavement survey.  
 Jet bridge refurbishment.  
 Security checkpoint modification.  
 Friction measuring equipment.  
 Runway 20 resealing.  
 East public ramp expansion.  
 Terminal ramp rehabilitation.  
 North terminal ramp.

Preconditioned air and ground power units.  
 Runway protection zone land acquisition.  
 Police radios.  
 Police vehicle replacement.  
 Resurface west perimeter road.  
 Runway 2/20 edge light replacement.  
 Flight information displays.  
 Air stairs.  
 Replace airfield beacon.  
 PFC application development.  
 PFC program administration.  
 Brief Description of Project Partially Approved for Collection and Use:  
 Ground support equipment.

Determination: The lavatory and potable water carts do not meet the requirements of § 158.15(b).  
 Brief Description Of Withdrawn Projects:  
 Solar farm, phase 2.  
 5615 Lee Highway demolition.  
 Date Of Withdrawal: July 26, 2012.  
 Snow plow blade.  
 Date Of Withdrawal: August 6, 2012.  
 Decision Date: August 7, 2012.  
**FOR FURTHER INFORMATION CONTACT:**  
 Cynthia Wills, Memphis Airports District Office, (901) 322–8190.

AMENDMENTS TO PFC APPROVALS

Amendment No. city, state	Amendment approved date	Original approved net PFC revenue	Amended approved net PFC revenue	Original estimated charge exp. date	Amended estimated charge exp. date
10–12–C–01–SLC Sal Lake City, UT .....	06/15/12	\$70,253,000	\$71,305,000	03/01/13	04/01/13
08–04–C–01–ABY Albany, GA .....	07/26/12	341,518	337,287	08/01/10	08/01/10
09–04–C–01–FAY Fayetteville, NC .....	08/08/12	3,796,330	1,992,908	06/01/14	10/01/12
98–01–C–01–CEC Crescent City, CA .....	08/13/12	58,330	53,752	06/01/00	06/01/00
06–05–C–02–PUW Pullman, WA .....	08/17/12	404,837	400,706	03/01/10	03/01/10
92–01–C–04–BNA Nashville, TN .....	08/20/12	99,443,100	96,350,366	08/01/99	08/01/99
08–05–C–02–MSL Muscle Shoals, AL .....	08/22/12	41,425	41,208	04/01/10	04/01/10
09–05–C–01–GUC Gunnison, CO .....	08/24/12	396,438	500,506	04/01/19	05/01/20
08–07–C–01–CLM Port Angeles, WA .....	08/24/12	191,838	36,129	10/01/11	10/01/11

Issued in Washington, DC, on May 2, 2013.  
**Joe Hebert,**  
 Manager, Financial Analysis and Passenger Facility Charge Branch.  
 [FR Doc. 2013–11054 Filed 5–9–13; 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 Tupelo Regional Airport, Tupelo, Mississippi

**AGENCY:** Federal Aviation Administration (FAA), DOT.  
**ACTION:** Notice of intent to rule on land release request.

**SUMMARY:** Under the provisions of Title 49, U.S.C. Section 47153(c), notice is being given that the FAA is considering a request from the Tupelo Airport Authority to waive the requirement that a 1.78-acre parcel of surplus property, located at the Tupelo Regional Airport, be used for aeronautical purposes.

**DATES:** Comments must be received on or before June 10, 2013.

**ADDRESSES:** Comments on this notice may be mailed or delivered in triplicate to the FAA at the following address:

Jackson Airports District Office, 100 West Cross Street, Suite B, Jackson, MS 39208–2307.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Joshua Abramson, Executive Director Tupelo Airport Authority, at the following address: Mr. Joshua Abramson, Executive Director, Tupelo Airport Authority, 2704 W. Jackson Street, Tupelo, MS 38801–0306.

**FOR FURTHER INFORMATION CONTACT:** David Shumate, Program Manager, Jackson Airports District Office, 100 West Cross Street, Suite B, Jackson, MS 39208–2307, (601)664–9882. The land release request may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA is reviewing a request by Tupelo Airport Authority to release 1.78 acres of surplus property at the Tupelo Regional Airport. The property will be purchased by Rowan Oak Funds, LLC for a commercial retail business. The net proceeds from the sale of this property will be used for Airport Improvement Program eligible development.

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 the Tupelo Regional Airport.

Issued in Jackson, Mississippi, on April 25, 2013.

**Rans D. Black,**  
 Manager, Jackson Airports District Office, Southern Region.

[FR Doc. 2013–10509 Filed 5–9–13; 8:45 am]  
**BILLING CODE 4910–13–P**

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on the Tappan Zee Hudson River Crossing Project in New York

**AGENCY:** Federal Highway Administration (FHWA), DOT.  
**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by the U.S. Army Corps of Engineers (USACE) and U.S. Coast Guard (USCG).

**SUMMARY:** This notice announces actions taken by the USACE and USCG that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to the Tappan Zee Hudson River Crossing (New NY Bridge) Project located in

Rockland and Westchester Counties, New York. Those actions grant 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 October 7, 2013. If this date falls on a Saturday, Sunday, or legal holiday, parties are advised to file their claim no later than the business day preceding this date. If the Federal law that authorizes judicial review of a claim provides a time period of less than 150 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Jonathan D. McDade, Division Administrator, Federal Highway Administration, Leo W. O'Brien Federal Building, Albany, New York 12207, Telephone (518) 431-4127; or Peter Sanderson, Project Director, New York State Thruway Authority, 555 White Plains Road, Tarrytown New York, 10591, Telephone (914) 524-5440.

**SUPPLEMENTARY INFORMATION:** On October 31, 2012, the FHWA published a "Notice of Final Federal Agency Actions" on the Tappan Zee Hudson River Crossing (New NY Bridge) Project in New York, in the **Federal Register** at FR Doc. 2012-26799. Tappan Zee Hudson River Crossing (New NY Bridge) Project is located on the Hudson River between the Village of South Nyack in Rockland County on the west and the Village of Tarrytown in Westchester County on the east. The bridge carries Interstate 87 (New York State Thruway) and Interstate 287. The Tappan Zee Hudson River (New NY Bridge) Project involves the replacement of the existing bridge with two new structures (one each for eastbound and westbound traffic), to the north of its existing location. Notice is hereby given that subsequent to the earlier FHWA notice, the USACE and USCG have taken final agency actions by issuing permits and approvals for the Tappan Zee Hudson River Crossing (New NY Bridge) Project in the State of New York. The actions by the USACE and the USCG, and the laws under which such actions were taken, are described in the permits and approvals received by each respective agency. The USACE issued their permit on April 25, 2013 (NAN-2012-00090), and the USCG issued their permit on April 13, 2013 (3-13-1). The documents are available by contacting the FHWA, the NYSDOT, or the NYSTA at the addresses provided above. The permits can be viewed and downloaded from

the project Web site at [www.newnybridge.com](http://www.newnybridge.com).

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

1. *General:* National Environmental Policy Act (NEPA) [42 U.S.C. 4321-4351];
2. *Bridges:* General Bridge Act of 1946, 33 U.S.C. 525-533.
3. *Air:* Clean Air Act Section 176 (c), 42 U.S.C. 7506(c).
4. *Wildlife:* Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536], Marine Mammal Protection Act [16 U.S.C. 1361], Anadromous Fish Conservation Act [16 U.S.C. 757(a)-757(g)], Fish and Wildlife Coordination Act [16 U.S.C. 661-667(d)], Migratory Bird Treaty Act [16 U.S.C. 703-712], 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) 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)]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001-3013].
6. *Wetlands and Water Resources:* Clean Water Act, 33 U.S.C. 1251-1377 (Section 319, 401, 404); Rivers and Harbors Act of 1899, 33 U.S.C. 401-406; Coastal Zone Management Act, 16 U.S.C. 1451-1465; Land and Water Conservation Fund (LWCF), 16 U.S.C. 4601-4604; Safe Drinking Water Act (SDWA), 42 U.S.C. 300(f)-300(j)(6); 33 U.S.C. 401-406; Wild and Scenic Rivers Act, 16 U.S.C. 1271-1287.
7. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; 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: May 2, 2013.

**Jonathan D. McDade,**  
Division Administrator, Albany, NY.  
[FR Doc. 2013-11138 Filed 5-9-13; 8:45 am]  
**BILLING CODE 4910-RY-P**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2010-0041; Notice 2]

#### Fuji Heavy Industries USA, Inc., Grant of Petition for Decision of Inconsequential Noncompliance

**AGENCY:** National Highway Traffic Safety Administration, DOT.

**ACTION:** Grant of petition.

**SUMMARY:** Fuji Heavy Industries USA, Inc. (Fuji) has determined that certain model year 2010 Subaru Legacy passenger car and Outback multipurpose Passenger Cars, manufactured from the start of their 2010 model year production through June 30, 2009, did not comply with paragraph S19.2.2 of Federal Motor Vehicle Safety Standard FMVSS No. 208, *Occupant Crash Protection*. Fuji has filed an appropriate report pursuant to 49 CFR part 573, *Defect and Noncompliance Responsibility and Reports*, dated July 16, 2009.

Pursuant to 49 U.S.C. 30118(d) and 30120(h) and the rule implementing those provisions at 49 CFR part 556, Fuji has petitioned for an exemption from the notification and remedy requirements of 49 U.S.C. Chapter 301 on the basis that this noncompliance is inconsequential to motor vehicle safety. Notice of receipt of Fuji's petition was published, with a 30-day public comment period, on April 19, 2010, in the **Federal Register** (75 FR 20423). Comments were received from Advocates for Highway & Auto Safety. To view the petition, the comments, and all supporting documents log onto the Federal Docket Management System (FDMS) Web site at: <http://www.regulations.gov/>. Then follow the online search instructions to locate docket number "NHTSA-2010-0041."

For further information on this decision, contact Mr. Lawrence Valvo, Office of Vehicle Safety Compliance, NHTSA, telephone (202) 366-5359.

*Vehicles Involved:* Affected are approximately 3,405 model year 2010 Subaru Legacy passenger car and Outback multipurpose Passenger Cars, manufactured from the start of their 2010 model year production through June 30, 2009. Fuji also estimated that 0.8% of those 3,405 have the subject noncompliance.

*Summary of Fuji's Analysis and Arguments:* Fuji explained that the noncompliance is that front passenger air bag suppression status telltale lamp did not illuminate as required by paragraph S19.2.2 of FMVSS No. 208.