

**DEPARTMENT OF STATE**

[Public Notice 9209]

**Notice of Intent To Prepare an Environmental Review for the Upland Pipeline, LLC Project****AGENCY:** Department of State.**ACTION:** Notice; solicitation of comments.

**SUMMARY:** The U.S. Department of State (the Department) is issuing this Notice of Intent (NOI) to inform the public that it intends to prepare an environmental analysis consistent with the National Environmental Policy Act of 1969 (NEPA) to evaluate the potential impacts of the construction and operation of a proposed new pipeline that would carry crude oil across the United States-Canada border. This NOI informs the public about the proposed project and solicits participation and comments from interested federal, tribal, state, and local government entities and the public. The Department is soliciting comments to help inform the scope and content of the environmental review, as well as the level (either an environmental assessment or environmental impact statement).

**DATES:** The Department invites the public, governmental agencies, tribal governments, and all other interested parties to comment on the scope of the environmental review. All such comments should be provided in writing, within thirty (30) days of the publication of this notice, as directed below. The comment period for the NOI begins on July 31, 2015 and ends on August 31, 2015. All comments in response to the NOI must be submitted by August 31, 2015.

**ADDRESSES:** Comments may be submitted at [www.regulations.gov](http://www.regulations.gov) by entering the title of this Notice into the search field and following the prompts. Comments may also be submitted by mail, addressed to: Upland Project Manager, U.S. Department of State, 2201 C Street NW., Room 2726, Washington, DC 20520. All comments from agencies or organizations should indicate a contact person for the agency or organization.

**FOR FURTHER INFORMATION CONTACT:** Project details on the Upland Presidential Permit application, as well as information on the Presidential Permit process, are available on the following Web site: <http://www.state.gov/e/enr/applicant/applicants/>. Please refer to this Web site or contact the Department at the address

listed in the **ADDRESSES** section of this notice.

**SUPPLEMENTARY INFORMATION:** The U.S. Department of State (the Department) is issuing this Notice of Intent (NOI) to inform the public that it intends to prepare an environmental analysis consistent with the National Environmental Policy Act of 1969 (NEPA) (as implemented by the Council on Environmental Quality Regulations found at 40 CFR parts 1500–1508) to evaluate the potential impacts of the construction and operation of a proposed new pipeline that would carry crude oil across the United States-Canada border. This NOI informs the public about the proposed project and solicits participation and comments from interested federal, tribal, state, and local government entities and the public. The Department is soliciting comments to help inform the scope and content of the environmental review, as well as the level (either an environmental assessment or environmental impact statement).

On April 22, 2015, Upland Pipeline, LLC (Upland), which is a subsidiary of TransCanada Pipeline Limited, submitted an application for a new Presidential Permit under Executive Order 13337 to authorize the construction, connection, operation, and maintenance of pipeline facilities for the export of crude oil, which would be located at the border of the United States and Canada, in Burke County, North Dakota. The Upland project is designed to transport crude oil from the Williston Basin region in North Dakota to Canada.

The Upland project would consist of approximately 126 miles of new 20-inch diameter pipeline in the United States with 15 mainline valves, one at each of five oil receipt facilities and ten located along the pipeline route. The pipeline project would have the capacity to transport approximately 300,000 barrels per day (bpd) of crude oil. The requested Presidential Permit would cover an approximately 18-mile segment of pipeline between the northernmost mainline shutoff valve in the United States (located near milepost 108 of the proposed project route in Burke County, North Dakota) and the United States-Canada border.

The Canadian portion of the Upland Pipeline system would include a 20-inch diameter pipeline that would extend from the United States-Canada border near Northgate, Saskatchewan to Moosomin, Saskatchewan or Cromer, Manitoba. Review and approval of the proposed Canadian facilities will be subject to the jurisdiction of the

Canadian National Energy Board as well as various local, municipal, and provincial authorities.

**Project Location:** The U.S. portion of the proposed project is located in Burke County, North Dakota.

**Environmental Effects:** The environmental review will describe the environmental effects of the proposed action; any adverse environmental effects that cannot be avoided should the project be implemented; the reasonable alternatives to the proposed action; comparison between short-term and long-term impacts on the environment; any irreversible and irretrievable commitments of natural, physical or other resources that would occur if the proposed action is implemented; and any proposed mitigation measures, if needed. The analysis will focus on air quality, biological resources, cultural resources, geology and soils, greenhouse gas emissions, hazards and hazardous materials, potential accidents and spills, hydrology and water quality, noise, socioeconomics, environmental justice, transportation and other topics identified during scoping.

While the President has delegated authority to the Department to issue permits for pipeline facilities at the borders of the United States, the environmental review will analyze impacts of the proposed project in the United States that are dependent upon Permit issuance.

All comments received during the scoping period may be made public, no matter how initially submitted. Comments are not private and will not be edited to remove identifying or contact information. Commenters are cautioned against including any information that they would not want publicly disclosed. Any party soliciting or aggregating comments from other persons is further requested to direct those persons not to include any identifying or contact information, or information they would not want publicly disclosed, in their comments.

**Deborah Klepp,***Director, Office of Environmental Quality and Transboundary Issues, Department of State.*

[FR Doc. 2015-18866 Filed 7-30-15; 8:45 am]

**BILLING CODE 4710-09-P****DEPARTMENT OF STATE**

[Public Notice: 9205]

**Presidential Permits: Magellan Pipeline Company, LP****AGENCY:** Department of State.

**ACTION:** Notice of issuance of a Presidential Permit.

**SUMMARY:** The Department of State issued a Presidential Permit to Magellan Pipeline Company, LP on July 15, 2015, to connect, operate, and maintain existing pipeline facilities acquired by that company at the border of the United States and Mexico that transport liquid petroleum products between the United States and Mexico. The Department of State determined that issuance of this permit would serve the national interest. In making this determination and issuing the permit, the Department of State followed the procedures established under Executive Order 13337, and provided public notice and opportunity for comment.

**FOR FURTHER INFORMATION CONTACT:** Office of Europe, Western Hemisphere and Africa, Bureau of Energy Resources, U.S. Department of State. (ENR/EDP/EWA). 2201 C St. NW., Ste. 4843, Washington, DC 20520. Attn: R. Chris Davy, Acting Director. Tel: 202-647-2041.

**SUPPLEMENTARY INFORMATION:**

Additional information concerning the Express Pipeline, LLC pipeline facilities and documents related to the Department of State's review of the application for a Presidential Permit can be found at <http://www.state.gov/e/enr/applicant>. The appendix to this notice contains the text of the issued permit.

Dated: July 21, 2015.

**Chris Davy,**

*Acting Director, Energy Resources Bureau, Energy Diplomacy, Bureau of Energy Resources, U.S. Department of State.*

**Appendix**

**PRESIDENTIAL PERMIT**

**AUTHORIZING MAGELLAN PIPELINE COMPANY, L.P. TO OPERATE AND MAINTAIN EXISTING PIPELINE FACILITIES AT THE INTERNATIONAL BOUNDARY BETWEEN THE UNITED STATES AND MEXICO**

By virtue of the authority vested in me as Under Secretary of State for Economic Growth, Energy, and the Environment, including those authorities under Executive Order 13337, 69 FR 25299 (2004), and Department of State Delegation of Authority 118-2 of January 26, 2006; having requested and received the views of members of the public and various federal agencies; I hereby grant permission, subject to the conditions herein set forth, to Magellan Pipeline Company, L.P. (hereinafter referred to as the "permittee"), organized under the laws of the State of Delaware, to connect, operate, and maintain existing pipeline facilities at the border of the United States and Mexico near El Paso, Texas, for the transport of liquid petroleum products between the United States and Mexico.

The term "facilities" as used in this permit means the relevant portion of the pipeline and any land, structures, installations or equipment appurtenant thereto.

The term "United States facilities" as used in this permit means those parts of the facilities located in the United States. The United States facilities consist of an existing carbon steel pipeline, 8.625 inches in diameter that extends approximately 600 feet from the United States boundary with Mexico to the first shut-off valve in existence at the time of this permit's issuance located just north of the Cesar E. Chavez Border Highway in the vicinity of El Paso, Texas.

This permit is subject to the following conditions:

*Article 1.* (1) The United States facilities herein described, and all aspects of their operation, shall be subject to all the conditions, provisions, and requirements of this permit and any amendment thereof. This permit may be terminated or amended at any time at the discretion of the Secretary of State or the Secretary's delegate or upon proper application therefor. The permittee shall make no substantial change in the United States facilities, the location of the United States facilities, or in the operation authorized by this permit until such changes have been approved by the Secretary of State or the Secretary's delegate.

(2) The connection, operation and maintenance of the United States facilities shall be in all material respects as described in the permittee's September 13, 2013 application for a Presidential Permit (the "Application").

*Article 2.* The standards for, and the manner of, the operation and maintenance of the United States facilities shall be subject to inspection and approval by the representatives of appropriate federal, state and local agencies. The permittee shall allow duly authorized officers and employees of such agencies free and unrestricted access to said United States facilities in the performance of their official duties.

*Article 3.* The permittee shall comply with all applicable federal, state, and local laws and regulations regarding the connection, operation, and maintenance of the United States facilities and with all applicable industrial codes. The permittee shall obtain all requisite permits from state and local government entities and relevant federal agencies.

*Article 4.* Connection, operation, and maintenance of the United States facilities hereunder shall be subject to the limitations, terms, and conditions issued by any competent agency of the United States Government. The permittee shall continue the operations hereby authorized and conduct maintenance in accordance with such limitations, terms, and conditions. Such limitations, terms, and conditions could address, for example, environmental protection and mitigation measures, safety requirements, export or import and customs regulations, measurement capabilities and procedures, requirements pertaining to the pipeline's capacity, and other pipeline regulations.

*Article 5.* Upon the termination, revocation, or surrender of this permit, and

unless otherwise agreed by the Secretary of State or the Secretary's delegate, the United States facilities in the immediate vicinity of the international boundary shall be removed by and at the expense of the permittee within such time as the Secretary of State or the Secretary's delegate may specify, and upon failure of the permittee to remove, or to take such other action with respect to, this portion of the United States facilities as ordered, the Secretary of State or the Secretary's delegate may direct that possession of such United States facilities be taken and that they be removed or other action taken, at the expense of the permittee; and the permittee shall have no claim for damages by reason of such possession, removal, or other action.

*Article 6.* When, in the opinion of the President of the United States, the national security of the United States demands it, due notice being given by the Secretary of State or the Secretary's delegate, the United States shall have the right to enter upon and take possession of any of the United States facilities or parts thereof; to retain possession, management, or control thereof for such length of time as may appear to the President to be necessary; and thereafter to restore possession and control to the permittee. In the event that the United States shall exercise such right, it shall pay to the permittee just and fair compensation for the use of such United States facilities upon the basis of a reasonable profit in normal conditions, and the cost of restoring said United States facilities to as good condition as existed at the time of entering and taking over the same, less the reasonable value of any improvements that may have been made by the United States.

*Article 7.* Any change of ownership or control of the United States facilities or any part thereof shall be immediately notified in writing to the United States Department of State, including the submission of information identifying the new owner or controlling entity. This permit shall remain in force subject to all the conditions, permissions and requirements of this permit and any amendments thereto unless subsequently terminated or amended by the Secretary of State or the Secretary's delegate.

*Article 8.* (1) The permittee is responsible for acquiring any right-of-way grants or easements, permits, and other authorizations as may become necessary and appropriate.

(2) The permittee shall save harmless and indemnify the United States from any claimed or adjudged liability arising out of construction, connection, operation, or maintenance of the United States facilities, including but not limited to environmental contamination from the release or threatened release or discharge of hazardous substances and hazardous waste.

(3) The permittee shall maintain the United States facilities and every part thereof in a condition of good repair for their safe operation, and in compliance with prevailing environmental standards and regulations.

*Article 9.* The permittee shall take all necessary measures to prevent or mitigate adverse impacts on, or disruption of, the human environment in connection with connection, operation and maintenance of the United States facilities. Such measures

will include any mitigation and control plans that are already approved or that are approved in the future by the Department of State or other relevant federal or state agencies, and any other measures deemed prudent by the permittee.

*Article 10.* The permittee shall file with the appropriate agencies of the United States Government such statements or reports under oath with respect to the United States facilities, and/or permittee's activities and operations in connection therewith as are now, or may hereafter, be required under any laws or regulations of the United States Government or its agencies. The permittee shall file electronic Export Information where required.

*Article 11.* The permittee shall provide information upon request to the Department of State with regard to the United States facilities. Such requests could include, for example, information concerning current conditions or anticipated changes in ownership or control, construction, connection, operation, or maintenance of the United States facilities.

IN WITNESS WHEREOF, I, the Under Secretary of State for Economic Growth, Energy, and the Environment, have hereunto set my hand this 14th day of July 2015 in the City of Washington, District of Columbia.

Catherine A. Novelli  
Under Secretary of State for Economic Growth, Energy, and the Environment

[FR Doc. 2015-18490 Filed 7-30-15; 8:45 am]

BILLING CODE 4710-AE-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Intent To Rule on a Request for a Change in Use From Aeronautical to Non-Aeronautical To Provide for the Use of an Existing Facility for Manufacturing Purposes, at Elmira/Corning Regional Airport, Horseheads, NY

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

**ACTION:** Notice and request for comment.

**SUMMARY:** The FAA proposes to rule and invite public comment for a change in use from aeronautical to non-aeronautical to provide for the use of an existing facility for manufacturing purposes, at Elmira/Corning Regional Airport, Horseheads, NY.

**DATES:** Comments must be received on or before August 31, 2015.

**ADDRESSES:** Comments on this application may be mailed or delivered to the following address: Ann Crook, Director of Aviation, Elmira/Corning Regional Airport, 276 Sing Sing Road, Suite 1, Horseheads, NY 14845, (607) 739-5621 and at the FAA New York Airports District Office: Evelyn Martinez, Manager, New York Airports

District Office, 1 Aviation Plaza, Jamaica, NY 11434, (718) 995-5771.

**FOR FURTHER INFORMATION CONTACT:** Ryan Allen, Community Planner, New York Airports District Office, location listed above. (718) 995-5677.

The request for a change in use from aeronautical to non-aeronautical to provide for the use of an existing facility for manufacturing purposes may be reviewed in person at the New York Airports District Office located at 159-30 Rockaway Blvd., Suite 111, Jamaica, NY 11434.

**SUPPLEMENTARY INFORMATION:** The FAA invites public comment for a change in use from aeronautical to non-aeronautical to provide for the use of an existing facility for manufacturing purposes, at Elmira/Corning Regional Airport under the provisions of 49 U.S.C. 47125(a). Based on a full review, the FAA determined that the request for a change in use from aeronautical to non-aeronautical to provide for the use of an existing facility for manufacturing purposes, at Elmira/Corning Regional Airport, Horseheads, NY., met the procedural requirements.

*The Following Is a Brief Overview of the Request*

The airport sponsor is requesting a change in use from aeronautical to non-aeronautical for a 10.27 acre site located along Kahler Road, including an existing 96,000 square foot manufacturing facility, 5,000 square foot storage hangar, and adjoining 187,500 square foot parking lot with capacity for 332 parking stalls. In addition, the proposal includes a 6,400 square foot expansion to the existing facility to support administrative and engineering offices. The site would be utilized for glass manufacturing operations by a privately owned company. There is currently no short or long term aeronautical demand for the site, or interest from an aeronautical tenant to occupy the space. The Airport will structure a land lease with the prospective tenant based on fair market value, along with the fee simple sale of the buildings. All proceeds generated from the lease agreement and fee simple sale must be used exclusively by the airport in accordance with 49 U.S.C. 47107(b) and the FAA's policy on revenue use.

Any person may inspect the request by appointment at the FAA office address listed above. Interested persons are invited to comment on the proposed change of use from aeronautical to non-aeronautical. All comments will be considered by the FAA to the extent practicable.

Issued in Jamaica, New York, July 27, 2015.

**Evelyn Martinez,**

*Manager, New York Airports District Office.*

[FR Doc. 2015-18821 Filed 7-30-15; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Noise Exposure Map Notice; Receipt of Noise Compatibility Program and Request for Review, Ted Stevens Anchorage International Airport and Lake Hood Seaplane Base, Anchorage, Alaska

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

**ACTION:** Notice.

**SUMMARY:** The Federal Aviation Administration (FAA) announces its determination that the Noise Exposure Maps submitted by the Alaska Department of Transportation & Public Facilities for Ted Stevens Anchorage International Airport and Lake Hood Seaplane Base under the provisions of 49 U.S.C. 47501 *et. seq.* (Aviation Safety and Noise Abatement Act) are in compliance with applicable requirements. The FAA also announces that it is reviewing a proposed Noise Compatibility Program that was submitted for Ted Stevens Anchorage International Airport and Lake Hood Seaplane Base and that this program will be approved or disapproved on or before January 23, 2016.

**DATES: Effective Date:** The effective date of the FAA's determination on the Noise Exposure Maps and of the start of its review of the associated Noise Compatibility Program is July 27, 2015. The public comment period ends September 25, 2015.

**ADDRESSES:** All comments, other than those properly addressed to local land use authorities; will be considered by the FAA to the extent practicable. Copies of the Noise Exposure Maps, the FAA's evaluation of the maps, and the proposed Noise Compatibility Program are available for examination by appointment at the following locations: Federal Aviation Administration, Alaskan Region, Airports Division, 222 W. 7th Avenue, Annex Building, Rm. A36, Anchorage, Alaska 99513. Ted Stevens Anchorage International Airport, 5000 W. International Airport Rd. Suite C3820, Anchorage, Alaska 99502.

**FOR FURTHER INFORMATION CONTACT:** Leslie Grey, Federal Aviation Administration, Anchorage, AK,