

contiguous with the airport, located at 1612 Coates Avenue, Holbrook, NY.

**DATES:** Comments must be received on or before October 13, 2016.

**ADDRESSES:** Comments on this application may be mailed or delivered to the following address: Robert Schneider, Deputy Commissioner, Long Island MacArthur Airport, 100 Arrival Avenue, Suite 100, Ronkonkoma, New York 11779, (631) 647-3300, 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:** Jose Moreno, Community Planner, New York Airports District Office, location listed above. (718) 995-5775.

The request for a Land Release of a parcel located at 1612 Coates Avenue, Holbrook, NY, 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 on the request for a Land Release of a 6.1 acre airport owned parcel located at 1612 Coates Avenue, NY, under the provisions of 49 U.S.C. 47125(a). Based on a full review, the FAA determined that the Land Release request for the parcel in question Avenue parcel, submitted by the Town of Islip on behalf of the Long Island MacArthur Airport, met the procedural requirements.

The Town of Islip requested a Land Release of an airport owned parcel, not contiguous to the airport and located at 1612 Coates Avenue, Holbrook, NY. The airport has determined that the parcel is not suitable for aeronautical activity and it is no longer needed for aeronautical operations. The revenue generated by the sale will be used for airport purposes.

The property has been under Airport ownership since 1989 and it is no longer needed for aviation purposes. There exists private sector interest to develop the property in accordance with current zoning. Such development would be consistent with the surrounding area and interest in residential development.

Transferring the property to the private sector and allowing private sector investment would be of benefit to the Town of Islip, the airport, and the surrounding area by providing up to nine single family homes in a residential area with high demand. The land release would be contingent on deed restrictions for the new residential units to ensure the interest of the airport are considered with any new development consistent with Order

5190.6B Ch. 22. All proceeds generated from the sale of the property 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 Land Release application for an airport owned parcel. All comments will be considered by the FAA to the extent practicable.

Issued in Jamaica, New York, August 31, 2016.

**Evelyn Martinez,**

*Manager, New York Airports District Office.*  
[FR Doc. 2016-21968 Filed 9-12-16; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Release From Federal Grant Assurance Obligations at Bob Hope Airport, Burbank, Los Angeles County, California

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

**ACTION:** Notice of request to release airport land.

**SUMMARY:** The Federal Aviation Administration (FAA) proposes to rule and invites public comment on the application for a release of approximately 1.5 acres of airport property at Bob Hope Airport, Burbank, Los Angeles County, California, from all conditions contained in the Grant Assurances since the parcel of land is not needed for airport purposes. The property will be sold for its fair market value and the proceeds used for airport purposes. The redevelopment of the land for commercial purposes represents a compatible land use that will not interfere with the airport or its operation, thereby protecting the interests of civil aviation.

**DATES:** Comments must be received on or before October 13, 2016.

**FOR FURTHER INFORMATION CONTACT:**

Comments on the request may be mailed or delivered to the FAA at the following address: Tony Garcia, Airports Compliance Program Manager, Federal Aviation Administration, Airports Division, **Federal Register** Comment, 15000 Aviation Blvd., Lawndale, CA 90261. In addition, one copy of the comment submitted to the FAA must be mailed or delivered to Mr. John T. Hatanaka, Senior Deputy Executive Director, Burbank-Glendale-Pasadena

Airport Authority, 2627 Hollywood Way, Burbank, CA 91505.

**SUPPLEMENTARY INFORMATION:** In accordance with the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (AIR 21), Public Law 106-181 (Apr. 5, 2000; 114 Stat. 61), this notice must be published in the **Federal Register** 30 days before the Secretary may waive any condition imposed on a federally obligated airport by surplus property conveyance deeds or grant agreements.

The following is a brief overview of the request:

Burbank-Glendale-Pasadena Airport Authority requested a release from the conditions contained in the Grant Assurance obligations for approximately 1.5 acres of airport land at Bob Hope Airport. The property served as a parking lot and is located outside the airport boundary on the northwest side of the airport, east of Kenwood Street, and southwest of San Fernando Boulevard. The Airport Authority requested approval to sell the small parcel because the land is not needed for airport purposes presently or in the future. The sale price will be based on its appraised market value and the sale proceeds will be used for airport purposes. The property will be developed for commercial purposes, along with privately owned property to the south, that will represent a compatible use that will not interfere with airport operations. The interests of civil aviation will be appropriately served by the release.

Issued in Hawthorne, California on September 1, 2016.

**Brian Armstrong,**

*Manager, Safety and Standards, Airports Division, Western-Pacific Region.*  
[FR Doc. 2016-21939 Filed 9-12-16; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Action on I-35 Improvements From Rundberg Lane to US 290 East in Austin, Travis County, Texas

**AGENCY:** Federal Highway Administration (FHWA), U.S. Department of Transportation (DOT), Texas Department of Transportation (TxDOT).

**ACTION:** Notice of limitation on claims for judicial review of actions by TxDOT and federal agencies.

**SUMMARY:** This notice announces actions taken by TxDOT and Federal agencies

that are final within the meaning of 23 U.S.C. 139(l)(1). The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried-out by TxDOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 16, 2014 and executed by FHWA and TxDOT. The actions relate to a proposed highway project, I-35 Improvements from Rundberg Lane to US 290 East in Austin, Travis County, in the State of Texas. Those actions grant licenses, permits, and approvals for the project. Under MAP-21 section 1319, TxDOT has issued a Finding of No Significant Impact for this action.

**DATES:** By this notice, TxDOT 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 9, 2017. 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:** Mr. Carlos Swonke, P.G., Environmental Affairs Division, Texas Department of Transportation, 125 East 11th Street, Austin, Texas 78701; telephone: (512) 416-2734; email: [carlos.swonke@txdot.gov](mailto:carlos.swonke@txdot.gov). TxDOT's normal business hours are 8:00 a.m.–5:00 p.m. (central time), Monday through Friday.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that TxDOT and Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of Texas: I-35 Improvements from Rundberg Lane to US 290 East in Austin, Travis County. The project is approximately 1.6 miles in length on US 183 and approximately 2.35 miles in length on I-35, would require approximately 7 acres of additional right-of-way, and would provide direct connectors (flyovers) between I-35 southbound to US 183 southbound; US 183 northbound to I-35 northbound; and I-35 southbound to US 183 northbound. The project will also add lanes to the I-35 frontage road in both directions to bypass the St. Johns Avenue signalized intersection; replace the existing St. Johns Avenue bridge over I-35 to provide the required vertical clearance; provide frontage road U-turns for the northbound and southbound directions at St. Johns Avenue; modify the I-35 northbound to US 183 northbound flyover; and provide

bicycle and pedestrian facilities along the frontage roads.

The actions by TxDOT and the Federal agencies, and the laws under which such actions were taken, are described in the Environmental Assessment (EA) and Finding of No Significant Impact (FONSI) issued on August 1, 2016, and in other documents in the TxDOT project file. The EA, FONSI, and other documents in the TxDOT project file are available by contacting TxDOT at the addresses provided above. The TxDOT EA and FONSI can be viewed and downloaded from the project Web site at [www.MyI35.org/Capital](http://www.MyI35.org/Capital) or by visiting the TxDOT Austin District Office at 7901 North I-35, Austin, TX 78753.

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:

1. *General:* National Environmental Policy Act (NEPA) [42 U.S.C. 4321–4351]; Federal-Aid Highway Act [23 U.S.C. 109].

2. *Air:* Clean Air Act, 42 U.S.C. 7401–7671(q).

3. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303]; Landscaping and Scenic Enhancement (Wildflowers), 23 U.S.C. 319.

4. *Wildlife:* Endangered Species Act [16 U.S.C. 1531–1544 and Section 1536], Marine Mammal Protection Act [16 U.S.C. 1361], Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d)], Migratory Bird Treaty Act [16 U.S.C. 703–712].

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. *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]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201–4209].

7. *Wetlands and Water Resources:* Clean Water Act, 33 U.S.C. 1251–1377 (Section 404, Section 401, Section 319); 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); Rivers and Harbors Act of 1899, 33 U.S.C. 401–406; Wild and Scenic Rivers Act, 16 U.S.C. 1271–1287; Emergency Wetlands Resources Act, 16 U.S.C. 3921, 3931; TEA-21 Wetlands

Mitigation, 23 U.S.C. 103(b)(6)(m), 133(b)(11); Flood Disaster Protection Act, 42 U.S.C. 4001–4128.

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 31, 2016.

**Michael T. Leary,**  
*Director, Planning and Program Development, Federal Highway Administration.*

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**BILLING CODE 4910-22-P**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2014-0118; Notice 2]

### BMW of North America, LLC, Grant of Petition for Decision of Inconsequential Noncompliance

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT)

**ACTION:** Grant of petition.

**SUMMARY:** BMW of North America, LLC, (BMW) a subsidiary of BMW AG in Munich, Germany, has determined that certain Model year (MY) 2015 BMW model X5 xDrive35i and model X5 xDrive35d multipurpose passenger vehicles (MPV) do not fully comply with paragraph S4.3.3 of Federal Motor Vehicle Safety Standard (FMVSS) No. 110, *Tire Selection and Rims and Motor Home/Recreation Vehicle Trailer Load Carrying Capacity Information for Motor Vehicles with a GVWR of 4,536 kilograms (10,000 pounds) or less*. BMW filed a report dated October 22, 2014, pursuant to 49 CFR part 573, *Defect and Noncompliance Responsibility and Reports*. BMW then petitioned NHTSA under 49 CFR part 556 requesting a