

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration**

[Summary Notice No. 2016–98]

**Petition for Exemption; Summary of Petition Received; Pentastar Aviation Charter, Inc.****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Notice.

**SUMMARY:** This notice contains a summary of a petition seeking relief from specified requirements of Title 14 of the Code of Federal Regulations. The purpose of this notice is to improve the public's awareness of, and participation in, the FAA's exemption process. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of the petition or its final disposition.

**DATES:** Comments on this petition must identify the petition docket number and must be received on or before November 21, 2016.

**ADDRESSES:** Send comments identified by docket number FAA–2016–5027 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov> and follow the online instructions for sending your comments electronically.

- *Mail:* Send comments to Docket Operations, M–30; U.S. Department of Transportation (DOT), 1200 New Jersey Avenue SE., Room W12–140, West Building Ground Floor, Washington, DC 20590–0001.

- *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12–140 of the West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* Fax comments to Docket Operations at 202–493–2251.

*Privacy:* In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

*Docket:* Background documents or comments received may be read at <http://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12–140 of the

West Building Ground Floor at 1200 New Jersey Avenue SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Dale Williams (202) 267–4179, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on October 25, 2016.

**Dale A. Bouffiou,***Deputy Director, Office of Rulemaking.***Petition for Exemption***Docket No.:* FAA–2016–5027.*Petitioner:* Pentastar Aviation Charter, Inc.*Section(s) of 14 CFR Affected:* 135.25 (b)(c).

*Description of Relief Sought:* Pentastar Aviation Charter, Inc. (Pentastar) seeks exemption from § 135.25 (b), which requires a part 135 certificate holder to have the exclusive use of at least one aircraft that meets the requirements for at least one kind of operation authorized in its operations specifications. In addition, Pentastar seeks exemption from § 135.25 (c), which specifies that, for the purposes of § 135.25 (b), a person has exclusive use of an aircraft if that person has the sole possession, control, and use of it for flight, as owner, or has a written agreement (including arrangements for performing required maintenance), in effect when the aircraft is operated, giving the person that possession, control, and use for at least 6 consecutive months. In addition, the FAA notes that an exemption from § 135.419 may be relevant to the disposition of this petition. Section 135.419 states that the FAA Administrator may require or allow an approved aircraft inspection program for any make and model aircraft of which the certificate holder has exclusive use of at least one aircraft (as defined in § 135.25(b)).

Pentastar operates under part 135 as an eligible on demand air carrier under Certificate No. UG8A235J, which was issued initially in 1999. Pentastar currently operates 8 turbo jet aircraft and one Cessna-172 aircraft, all of which are leased aircraft. Pentastar retains responsibility for all maintenance of the aircraft on its part 135 certificate through its part 145 repair station (No. BTVR626C). None of these aircraft are operated under part 91K, however, all aircraft are operated under part 91 by owners when not in use by Pentastar. Pentastar is currently in compliance with §§ 135.25 (b) and (c)

by leasing a C–172 aircraft. Pentastar maintains this aircraft on its part 135 operations specifications although it has never utilized this aircraft for on demand operations. The petitioner contends that a grant of exemption would provide an equivalent level of safety because all the aircraft utilized in actual on demand operations under its part 135 certificate would remain the same.

[FR Doc. 2016–26238 Filed 10–28–16; 8:45 am]

**BILLING CODE** 4910–13–P**DEPARTMENT OF TRANSPORTATION****Federal Railroad Administration**

[Docket No. FRA–2000–7257, Notice No. 83]

**Railroad Safety Advisory Committee; Notice of Meeting****AGENCY:** Federal Railroad Administration (FRA), Department of Transportation.**ACTION:** Announcement of Railroad Safety Advisory Committee (RSAC) meeting.

**SUMMARY:** FRA announces the fifty-seventh meeting of the RSAC, a Federal Advisory Committee that develops railroad safety regulations through a consensus process. The RSAC meeting agenda topics will include: Opening remarks from the FRA Administrator and the FRA Associate Administrator for Railroad Safety and Chief Safety Officer; status reports from the Remote Control Locomotive, Track Standards, Hazardous Materials Issues, Rail Integrity Working Groups, and the Engineering Task Force; an informational presentation on the high-speed passenger rail equipment (Tier III) rulemaking; and an update on the status of Positive Train Control implementation. This agenda is subject to change, including possibly adding further proposed tasks.

**DATES:** The RSAC meeting is scheduled to commence at 9:30 a.m. on Thursday, January 26, 2017, and will adjourn by 4:30 p.m.

**ADDRESSES:** The RSAC meeting will be held at the National Association of Home Builders, National Housing Center, located at 1201 15th Street NW., Washington, DC 20005. The meeting is open to the public on a first-come, first-served basis, and is accessible to individuals with disabilities. Sign and oral interpretation can be made available if requested 10 calendar days before the meeting.

**FOR FURTHER INFORMATION CONTACT:** Kenton Kilgore, RSAC Administrative

Officer/Coordinator, FRA, 1200 New Jersey Avenue SE., Mailstop 25, Washington, DC 20590, (202) 493-6286; or Robert Lauby, Associate Administrator for Railroad Safety and Chief Safety Officer, FRA, 1200 New Jersey Avenue SE., Mailstop 25, Washington, DC 20590, (202) 493-6474.

**SUPPLEMENTARY INFORMATION:** Under Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), FRA is giving notice of a meeting of the RSAC. The RSAC was established to provide advice and recommendations to FRA on railroad safety matters. The RSAC is composed of 59 voting representatives from 38 member organizations, representing various rail industry perspectives. In addition, there are non-voting advisory representatives from the agencies with railroad safety regulatory responsibility in Canada and Mexico, the National Transportation Safety Board, and the Federal Transit Administration. The diversity of the RSAC ensures the requisite range of views and expertise necessary to discharge its responsibilities. See the RSAC Web site for details on prior RSAC activities and pending tasks at <http://rsac.fra.dot.gov/>. Please refer to the notice published in the **Federal Register** on March 11, 1996 (61 FR 9740), for additional information about the RSAC.

Issued in Washington, DC, on October 25, 2016.

**Robert C. Lauby,**

*Associate Administrator for Railroad Safety, Chief Safety Officer.*

[FR Doc. 2016-26147 Filed 10-28-16; 8:45 am]

**BILLING CODE 4910-06-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Railroad Administration**

[Docket No. FRA-2010-0060]

**Norfolk Southern Railway Company's Request for Positive Train Control Safety Plan Approval and System Certification**

**AGENCY:** Federal Railroad Administration (FRA), U.S. Department of Transportation (DOT).

**ACTION:** Notice of availability and request for comments.

**SUMMARY:** This document provides the public with notice that on August 12, 2016 Norfolk Southern Railway Company (NS) submitted to FRA its Positive Train Control Safety Plan (PTCSP) Version 1.0, dated August 12, 2016, on FRA's Secure Information Repository (SIR) site. NS asks FRA to

approve its PTCSP and issue a Positive Train Control System Certification for NS's Interoperable Electronic Train Management System (I-ETMS), under 49 CFR part 236, subpart I.

**DATES:** FRA will consider communications received by November 30, 2016 before taking final action on the PTCSP. FRA may consider comments received after that date if practicable.

**ADDRESSES:** All communications concerning this proceeding should identify Docket Number FRA 2010-0060 and may be submitted by any of the following methods:

- *Web site:* <http://www.regulations.gov>

Follow the online instructions for submitting comments.

- *Fax:* 202-493-2251.

- *Mail:* Docket Operations Facility, U.S. Department of Transportation (DOT), 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590.

- *Hand Delivery:* 1200 New Jersey Avenue SE., Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

**FOR FURTHER INFORMATION CONTACT:** Dr. Mark Hartong, Senior Scientific Technical Advisor, at (202) 493-1332 or [Mark.Hartong@dot.gov](mailto:Mark.Hartong@dot.gov); or Mr. David Blackmore, Staff Director, Positive Train Control Division, at (312) 835-3903 or [David.Blackmore@dot.gov](mailto:David.Blackmore@dot.gov).

**SUPPLEMENTARY INFORMATION:** In its PTCSP, NS states the I-ETMS system it is implementing is designed as a vital overlay PTC system as defined in 49 CFR 236.1015(e)(2). The PTCSP describes NS's I-ETMS implementation and the associated I-ETMS safety processes, safety analyses, and test, validation, and verification processes used during the development of I-ETMS. The PTCSP also contains NS's operational and support requirements and procedures.

NS's PTCSP and the accompanying request for approval and system certification are available for review online at [www.regulations.gov](http://www.regulations.gov) (Docket Number FRA-2010-0060) and in person at DOT's Docket Operations Facility, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

Interested parties may comment on the PTCSP by submitting written comments or data. During its review of the PTCSP, FRA will consider any comments or data submitted. However, FRA may elect not to respond to any particular comment and, under 49 CFR 236.1009(d)(3), FRA maintains the

authority to approve or disapprove the PTCSP at its sole discretion. FRA does not anticipate scheduling a public hearing regarding NS's PTCSP because the circumstances do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, the party should notify FRA in writing before the end of the comment period and specify the basis for his or her request.

**Privacy Act Notice**

Anyone can search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 49 CFR 211.3, FRA solicits comments from the public to better inform its decisions. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which you can review at [www.dot.gov/privacy](http://www.dot.gov/privacy). See <https://www.regulations.gov/privacyNotice> for the privacy notice of [www.regulations.gov](http://www.regulations.gov).

Issued in Washington, DC, on October 25, 2016.

**Robert C. Lauby,**

*Associate Administrator for Railroad Safety, Chief Safety Officer.*

[FR Doc. 2016-26146 Filed 10-28-16; 8:45 am]

**BILLING CODE 4910-06-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Transit Administration**

**Pilot Program for Transit-Oriented Development Planning Project Selections**

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

**ACTION:** Pilot Program for Transit-Oriented Development Planning Announcement of Project Selections.

**SUMMARY:** The U.S. Department of Transportation's Federal Transit Administration (FTA) announces the selection of projects with Fiscal Year (FY) 2015 and FY 2016 appropriations for the Pilot Program for Transit-Oriented Development Planning (TOD Pilot Program), as authorized by the Moving Ahead for Progress in the 21st Century Act (MAP-21) with additional funding provided by the Fixing America's Surface Transportation (FAST) Act. On April 14, 2016, FTA published a Notice of Funding