

SURFACE TRANSPORTATION BOARD**[Docket No. FD 36079]****CCET, LLC—Lease and Operation Exemption—Rail Line of Norfolk Southern Railway Company in Adams County, Ohio.**

CCET, LLC (CCET), a Class III carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease from Norfolk Southern Railway Company (NSR) and operate a portion of NSR's CT Line, between milepost CT 62.20, east of Seaman, Ohio, and milepost CT 78.45, at Mineral Springs, Ohio (Line Extension).

CCET and NSR previously entered into a lease agreement on March 14, 2014, under which CCET leased a 24-mile portion of the CT Line between milepost CT 9.0 at Clare, Ohio, and milepost CT 32.83, west of Williamsburg, Ohio.¹ CCET and NSR also entered into an amendment to the lease agreement on December 9, 2014, to extend the lease approximately 29 miles from milepost CT 32.83, west of Williamsburg, Ohio, to milepost CT 62.20, east of Seaman, Ohio.² The parties now desire to further amend the lease to include the Line Extension to the east to allow CCET to pursue additional commercial opportunities.³

CCET states that the lease between CCET and NSR does not contain any provision that prohibits, restricts, or would otherwise limit future interchange of traffic with any third-party carrier.

CCET has certified that its projected annual revenues as a result of this transaction will not result in CCET's becoming a Class II or Class I rail carrier and will not exceed \$5 million.

CCET states that the lease and operation of the Line Extension will commence on or after December 21, 2016, the effective date of the exemption

(30 days after the verified notice of exemption was filed).

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Petitions for stay must be filed no later than December 14, 2016 (at least seven days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 36079 must be filed with Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on James H. M. Savage, 22 Rockingham Court, Germantown, MD 20874.

According to CCET, this action is categorically excluded from environmental review under 49 CFR 1105.6(c).

Board decisions and notices are available on our Web site at "WWW.STB.GOV."

Decided: December 2, 2016.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

Tammy Lowery,
Clearance Clerk.

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DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****Notice to Manufacturers of Airports In-Pavement Stationary Runway Weather Information Systems**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice and request for information.

SUMMARY: The FAA is considering issuing waivers to foreign manufacturers of Active and/or Passive In-Pavement Stationary Runway Weather Information Systems that meet the requirements of FAA Advisory Circular (AC) 15015220-30, Airport Winter Safety and Operations. This notice requests information from manufacturers of systems meeting the technical requirements to determine whether a waiver to the Buy American Preferences should be issued. Projects funded under the Airport Improvement Program (AIP) must meet the requirements of Buy American Preferences.

DATES: The information must be received by January 23, 2017.

FOR FURTHER INFORMATION CONTACT: Mr. Carlos N. Fields, Airports Financial Assistance, APP 520, Rooms 619, FAA, 800 Independence Avenue SW., Washington, DC 20591, Telephone (202) 267-8826.

SUPPLEMENTARY INFORMATION: The Federal Aviation Administration (FAA) manages a Federal grant program for airports called the Airports Improvement Program (AIP). AIP grant recipients must follow 49 U.S.C. 50101, Buy American Preferences.

Under 49 U.S.C 50101(b)(3), the Secretary of Transportation may waive the Buy American Preference requirement if the goods are not produced in a sufficient and reasonably available amount or are not of a satisfactory quality.

The purpose of this notice is to request manufactures of both passive and active in-pavement runway surface condition sensor systems, both domestic and foreign, to advise FAA of the system that they manufacture and whether it can meet the FAA Advisory Circular technical requirements. To respond to this notice, manufactures are to submit a written statement confirming that they currently manufacture passive and/or active in-pavement runway weather information systems on their business letterhead and signed by an authorized designee. The FAA wants to determine if there is sufficient quantity of domestic manufactures capable of meeting the FAA technical requirements. If the FAA cannot find that there are enough U.S. manufactures, it may issue a nationwide waiver to the foreign manufacturers identified as being capable of meeting the technical requirements.

Technical Requirements: FAA Advisory Circular (AC) 150/5220-30, Airport Winter Safety and Operations recommend that in-pavements runway sensor systems comply with the performances and installations requirements of SAE Aerospace Recommended Practice 5533, Stationary Runway Weather Information System (In-pavement). The SAE specification is available for purchases at <http://www.sae.org>. Because the guidance and specifications in an Advisory Circular are mandatory for airport project using AIP grant funds, as in-pavement runway surface condition sensor system project that included any AIP grant funding must meet the requirements of SAE ARP5533.

After review, the FAA may issue a nationwide waiver to Buy American Preferences for foreign manufactures or United States manufactures that meet the Buy American preference requirements. Waivers would not be

¹ See *CCET, LLC—Lease & Operation Exemption—Rail Line of Norfolk S. Ry.*, FD 35810 (STB served Apr. 4, 2014).

² See *CCET, LLC—Lease & Operation Exemption—Rail Line of Norfolk S. Ry. in Clermont, Brown, & Adams Cty., Ohio*, FD 35900 (STB served Feb. 6, 2015).

³ NSR previously discontinued operations over the Line Extension. See *Norfolk S. Ry.—Discontinuance of Serv. Exemption—in Adams & Scioto Cty., Ohio*, AB 290 (Sub-No. 373X) (STB served Dec. 3, 2014); *Norfolk S. Ry.—Discontinuance of Serv. Exemption—in Clermont, Brown, & Adams Cty., Ohio*, AB 290 (Sub-No. 370X) (STB served Jan. 15, 2015). Upon reaching an agreement with CCET to amend CCET's existing lease to operate the Line Extension, NSR informed the Board that it is reactivating service and its common carrier obligation for the Line Extension. See NSR Notification Letter, Nov. 4, 2016, *Norfolk S. Ry.—Discontinuance of Serv. Exemption—in Clermont, Brown, & Adams Cty., Ohio*, AB 290 (Sub-No. 370X).