

**DEPARTMENT OF TRANSPORTATION****Federal Highway Administration****Notice of Final Federal Agency Actions on Proposed Highway in California**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by the California Department of Transportation (Caltrans), pursuant to 23 U.S.C. 327, and the United States Fish and Wildlife Service.

**SUMMARY:** The FHWA, on behalf of Caltrans, is issuing this notice to announce actions taken by Caltrans, and USFWS. The actions relate to a proposed highway project on Interstate 10 (I-10), the I-10/Avenue 50 New Interchange Project, located in the eastern portion of the City of Coachella in the County of Riverside, State of California. The proposed interchange is located approximately 3.4 miles east of the existing I-10/Dillon Road interchange, and approximately 9.1 miles west of the existing Cactus City Safety Road Rest Area. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA, on behalf of Caltrans, 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 June 25, 2018. 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:** For Caltrans: James Shankel, Senior Environmental Planner, Environmental Studies "C" Branch Chief, California Department of Transportation District 8, Division of Environmental Planning, 464 West 4th Street, 6th Floor, MS 827, San Bernardino, California, 92401-1400, during normal business hours from 8:00 a.m. to 5:00 p.m., telephone (909) 383-6379, or email [james.shankel@dot.ca.gov](mailto:james.shankel@dot.ca.gov).

**SUPPLEMENTARY INFORMATION:** Effective July 1, 2007, the Federal Highway Administration (FHWA) assigned, and the California Department of Transportation (Caltrans) assumed, environmental responsibilities for this project pursuant to 23 U.S.C. 327. Notice is hereby given that Caltrans and USFWS have taken final agency actions subject to 23 U.S.C. 139(l)(1) by issuing licenses, permits, and approvals for the following highway project in the State

of California: The Interstate 10/Avenue 50 New Interchange Project would construct a new interchange at Interstate 10 (I-10) and Avenue 50, from Post Mile (PM) R62.3 to R63.7, in the eastern portion of the City of Coachella, in the County of Riverside. The proposed I-10/Avenue 50 interchange is located approximately 3.4 miles east of the existing I-10/Dillon Road interchange (PM 58.9) and approximately 9.1 miles west of the existing Cactus City Safety Road Rest Area (PM R72.2). Project construction is scheduled to begin in 2019. The project has an opening year/completion date of 2020. The purpose of the project is to provide a new regional access point with I-10 for the City of Coachella and eastern Coachella Valley as identified in the City of Coachella's General Plan, to address anticipated increased traffic demand on the regional transportation system, and to provide access to approved development. The project is included in the Southern California Association of Government's (SCAG's) 2016 Regional Transportation Plan titled *2016-2040 Regional Transportation Plan/Sustainable Communities Strategy (2016-2040 RTP/SCS): A Plan for Mobility, Accessibility, Sustainability and a High Quality of Life*, identified as RTP ID RIV030901.

The project is also listed in SCAG's financially constrained 2017 Federal Transportation Improvement Program (2017 FTIP), currently including Amendments 1-15, for fiscal years FY 2016/2017-2021/2022 as a State Highway Project, with project ID RIV030901. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Environmental Assessment (EA) with a Finding of No Significant Impact (FONSI) for the project, approved on October 30, 2017, and in other documents in the project records. The EA/FONSI, and other project records are available by contacting Caltrans at the address provided above. 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);
2. Federal Aid Highway Act of 1970;
3. Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy of Users (SAFETEA-LU), PL 109-59;
4. Moving Ahead for Progress in the 21st Century Act (MAP-21), PL 112-141;
5. Fixing America's Surface Transportation Act (FAST Act), PL 114-94;

6. Title VI of the Civil Rights Act of 1964, as amended;
7. Clean Air Act Amendments of 1990;
8. Noise Control Act of 1979;
9. 23 CFR part 772 FHWA Noise Standards, Policies and Procedures;
10. Department of Transportation Act of 1966, Section 4(f);
11. Clean Water Act of 1977 and 1987;
12. Endangered Species Act of 1973;
13. Migratory Bird Treaty Act;
14. National Historic Preservation Act of 1966, as amended;
15. Historic Sites Act of 1935;
16. Executive Order 11990—Protection of Wetlands;
17. Executive Order 12898—Environmental Justice;
18. Executive Order 13112—Invasive Species;
19. Executive Order 11988—Floodplain Management;
20. Uniform Relocation Assistance and Real Property Acquisition Act of 1970;

(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).

**Shawn Oliver,**

*Env/ROW Team Leader Transportation, Engineer, Federal Highway Administration, Sacramento, California.*

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**BILLING CODE 4910-RY-P**

**DEPARTMENT OF TRANSPORTATION****Federal Transit Administration****Transfer of Federally Assisted Land or Facility**

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

**ACTION:** Notice of proposed transfer of federally assisted land or facility.

**SUMMARY:** The Federal Transit Administration (FTA) is issuing this notice to inform other Federal agencies that FTA intends to authorize the Greater Lynchburg Transit Company to convey certain property in Lynchburg, Virginia (Property), to the City of Lynchburg Police Department, if there is no interest in acquiring the Property for Federal Government use.

**DATES:** Any Federal agency interested in acquiring the Property must notify the FTA Region 3 office of its interest not later than February 23, 2018.

**ADDRESSES:** Federal agencies should notify the FTA Region 3 office of their

interest by writing to Regional Administrator Theresa Garcia Crews, Federal Transit Administration, 1760 Market Street, Suite 500, Philadelphia, PA 19103.

**FOR FURTHER INFORMATION CONTACT:** Christopher T. Hall, Acting Regional Counsel, at (202) 366-5218.

**SUPPLEMENTARY INFORMATION:**

**Background**

If a recipient of Federal transit assistance under 49 U.S.C. Chapter 53 decides an asset acquired at least in part with that assistance is no longer needed for the purpose for which it was acquired, the Secretary of Transportation may authorize the recipient to transfer the asset to a local governmental authority to be used for a public purpose with no further obligation to the Government if (A) the asset will remain in public use for at least 5 years after the date the asset is transferred; (B) there is no purpose eligible for assistance under this chapter for which the asset should be used; (C) the overall benefit of allowing the transfer is greater than the interest of the Government in liquidation and return of the financial interest of the Government in the asset, after considering fair market value and other factors; and (D) through an appropriate screening or survey process, that there is no interest in acquiring the asset for Government use if the asset is a facility or land. 49 U.S.C. 5334(h)(1). If the asset is a facility or land, the Secretary may authorize a transfer for a public purpose other than public transportation only if the Secretary decides, through an appropriate screening or survey process, that there is no interest in acquiring the asset for Government use. 49 U.S.C. 5334(h)(1)(D).

**The Property**

The Property is parcel number 02701002, located at 1305 Kemper Street, Lynchburg, Virginia. The Property is 0.883 acres situated in an area zoned light industrial. The Property bears a one-story masonry office building of approximately 16,000 square feet constructed in 1953.

**Federal Interest in Acquiring the Property**

FTA has determined that the proposed transfer from the Greater Lynchburg Transit Company to the City of Lynchburg Police Department otherwise satisfies the requirements of 49 U.S.C. 5334(h)(1). This Notice serves the purpose of an appropriate screening or survey process to determine whether there is interest in acquiring the Property for Government use. Any

Federal agency interested in acquiring the Property should notify FTA as described above.

**Theresa Garcia Crews,**

*Regional Administrator, FTA Region 3.*

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**BILLING CODE P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Transit Administration**

**Transfer of Federally Assisted Land or Facility**

**AGENCY:** Federal Transit Administration (FTA), DOT.

**ACTION:** Notice of intent to transfer federally assisted land or facility.

**SUMMARY:** The Federal Transit Administration (FTA) is issuing this notice to inform other Federal agencies that FTA intends to authorize Pierce Transit to convey certain property in Gig Harbor, Washington (Property) to the City of Gig Harbor to use as a community service facility if no Federal agency expresses an interest in acquiring the Property for a Federal government use.

**DATES:** Any Federal agency interested in acquiring the facility must notify the FTA Region 10 office of its interest no later than February 23, 2018.

**ADDRESSES:** Federal agencies should notify the FTA Region 10 office of their interest by writing to Regional Administrator Linda Gehrke, Federal Transit Administration, 915 2nd Avenue, Suite 3142, Seattle, WA 98314.

**FOR FURTHER INFORMATION CONTACT:** Francis Eugenio, Regional Counsel, at (206) 220-7515 or [francis.eugenio@dot.gov](mailto:francis.eugenio@dot.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

If a recipient of Federal assistance under 49 U.S.C. Chapter 53 decides that an asset acquired at least in part with that assistance is no longer needed for a transit purpose, the Secretary of Transportation may authorize the recipient to transfer the asset to a local governmental authority to be used for a public purpose with no further obligation to the Federal Government if (A) the asset will remain in public use for at least 5 years after the date the asset is transferred; (B) there is no purpose eligible for assistance under chapter 53 for which the asset should be used; (C) the overall benefit of allowing the transfer is greater than the interest of the Government in liquidation and return of the financial interest of the

Government in the asset, after considering fair market value and other factors; and (D) through an appropriate screening or survey process, that there is no interest in acquiring the asset for Government use if the asset is a facility or land. 49 U.S.C. 5334(h)(1). If the asset is a facility or land, the Secretary may authorize a transfer for a public purpose other than public transportation only if the Secretary determines, through an appropriate screening or survey process, that no Federal agency has an interest in acquiring the asset for a government use. 49 U.S.C. 5334(h)(1)(D).

**The Property**

The Property is comprised of two parcels of land located at (1) 3607 Hunt Street NW, Gig Harbor, WA (Pierce County Assessor's Parcel 0221083054), a site containing an area of 23,100 square feet; and (2) 3611 Hunt Street NW, Gig Harbor, WA (Pierce County Assessor's Parcel 0221083032), a site containing an area of 20,909 square feet. The two parcels total 1.01 acres and each has a single-family residence that had been converted to small business use prior to acquisition by Pierce Transit. The zoning is B-2, General Business District. The Property is adjacent to SR 16 and the site is located at a dead end of Hunt Street. The highest and best use of these parcels was identified as demolition of the existing structures and redevelopment of the sites with low intensity uses that utilize private septic systems. The site lacks sewer service. The nearest sewer line is located approximately 3,300 feet away. The lack of sewer at the site results in significant limitations to its future use.

Pierce Transit purchased both properties in 2006 for a park and ride lot, but the project was canceled in 2009. 3607 Hunt Street NW was acquired for \$345,000, and 3611 Hunt Street NW was acquired for \$500,000. Both parcels have depreciated significantly in value. The City of Gig Harbor proposes to use the property for a community service facility.

**Federal Interest in Acquiring the Property**

FTA has determined that the proposed transfer from Pierce Transit to the City of Gig Harbor otherwise satisfies the requirements of 49 U.S.C. 5334(h)(1). This notice serves as an appropriate screening or survey process to determine whether a Federal agency has an interest in acquiring the Property for Federal government use. Any Federal agency interested in acquiring