

**DEPARTMENT OF TRANSPORTATION****Federal Transit Administration****Limitation on Claims Against Proposed Public Transportation Projects**

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

**ACTION:** Notice.

**SUMMARY:** This notice announces final environmental actions taken by the Federal Transit Administration (FTA) for projects in Phoenix, Arizona and Albany, Georgia. The purpose of this notice is to announce publicly the environmental decisions by FTA on the subject projects and to activate the limitation on any claims that may challenge these final environmental actions.

**DATES:** By this notice, FTA is advising the public of final agency actions subject to 23 U.S.C. 139(l). A claim seeking judicial review of FTA actions announced herein for the listed public transportation projects will be barred unless the claim is filed on or before August 8, 2019.

**FOR FURTHER INFORMATION CONTACT:** Nancy-Ellen Zusman, Assistant Chief Counsel, Office of Chief Counsel, (312) 353-2577 or Juliet Bochicchio, Environmental Protection Specialist, Office of Environmental Programs, (202) 366-9348. FTA is located at 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours are from 9:00 a.m. to 5:00 p.m., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FTA has taken final agency actions by issuing certain approvals for the public transportation projects listed below. The actions on the projects, as well as the laws under which such actions were taken, are described in the documentation issued in connection with the projects to comply with the National Environmental Policy Act (NEPA) and in other documents in the FTA environmental project file for the projects. Interested parties may contact either the project sponsor or the relevant FTA Regional Office for more information. Contact information for FTA's Regional Offices may be found at <https://www.fta.dot.gov>.

This notice applies to all FTA decisions on the listed projects as of the issuance date of this notice and all laws under which such actions were taken, including, but not limited to, NEPA [42 U.S.C. 4321-4375], Section 4(f) requirements [23 U.S.C. 138, 49 U.S.C. 303], Section 106 of the National Historic Preservation Act [54 U.S.C.

306108], and the Clean Air Act [42 U.S.C. 7401-7671q]. This notice does not, however, alter or extend the limitation period for challenges of project decisions subject to previous notices published in the **Federal Register**. The projects and actions that are the subject of this notice are:

1. *Project name and location:* Northwest Phase II Light Rail Extension, City of Phoenix, Maricopa County, Arizona. *Project sponsor:* Valley Metro. *Project description:* Valley Metro plans to construct the Northwest Phase II Light Rail Extension to extend service 1.5 miles northwest of the existing Valley Metro light rail line at Dunlap and 19th Avenues to the Metrocenter Mall located on the western side of Interstate 17 (I-17). The project consists of the construction of three new light rail stations, two park and ride facilities, a new rail bridge over I-17, replacement of two existing bridges to accommodate light rail vehicles, vehicular traffic and bicycles, and relocation of the existing Metrocenter Transit Center. This notice only applies to the discrete actions taken by FTA at this time, as described below. Nothing in this notice affects FTA's previous decisions, or notice thereof, for this project. *Final agency actions:* Section 4(f) determination, dated October 26, 2018; Section 106 finding of no adverse effect to historic properties, State Historic Preservation Office (SHPO) concurrence dated October 22, 2018; project-level air quality conformity; Section 6(f) of the Land and Water Conservation Fund Act determination, dated January 5, 2018; and Finding of No Significant Impact for the Northwest Phase II Light Rail Extension, dated February 5, 2019. *Supporting documentation:* Environmental Assessment Northwest Phase II Light Rail Extension, dated September 20, 2018.

2. *Project name and location:* Albany Multimodal Transportation Center, Albany, Georgia. *Project Sponsor:* City of Albany and Georgia Department of Transportation (GDOT). *Project description:* The City of Albany and GDOT will construct a new multimodal transportation center for the Albany Transit System on a 3-acre site that will house and support ATS operational needs, and other potential uses, such as intercity bus, rural transit, taxis, private auto services, and typical transit-oriented and transit-related commercial uses, as well as a small public computer lab. This notice only applies to the discrete actions taken by FTA at this time, as described below. Nothing in this notice affects FTA's previous decisions, or notice thereof, for this project. *Final agency actions:* Section

4(f) determination, date December 10, 2018; Finding of No Significant Impact for the Albany Multimodal Transportation Center, dated December 10, 2018; Section 106 finding of no adverse effect to historic properties for the Albany Freedom Historic District and Section 106 finding of adverse effect for Archaeological Site 9DU286, SHPO concurrence dated April 13, 2018; executed Memorandum of Agreement dated December 10, 2018; project-level air quality conformity. *Supporting documentation:* Environmental Assessment Albany Multimodal Transportation Center, Dougherty County, Georgia, dated May 22, 2018.

**Elizabeth S. Riklin,**

*Deputy Associate Administrator for Planning and Environment.*

[FR Doc. 2019-04284 Filed 3-8-19; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION****Federal Transit Administration****Extension of Public Scoping Period for the West Seattle and Ballard Link Extensions, King County, Washington**

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

**ACTION:** Notice; extension of public comment period.

**SUMMARY:** On February 12, 2019 the Federal Transit Administration (FTA) published a notice of intent (NOI) in the **Federal Register** to prepare an environmental impact statement (EIS) with the Central Puget Sound Regional Transit Authority (Sound Transit) for the West Seattle and Ballard Link Extensions (WSBLE) Project. The public scoping period on the NOI was originally scheduled to end on March 18, 2019. FTA is extending the public scoping period and will accept comments until April 2, 2019.

**DATES:** Written comments on the scope and alternatives to be considered in EIS, as described in the NOI (84 FR 3541; February 12, 2019), must be submitted no later than April 2, 2019.

**ADDRESSES:** You may submit written comments on the scope of the EIS to: WSBLE (c/o Lauren Swift) Sound Transit, 401 S Jackson Street, Seattle, WA 98104-2826, or by email to [WSBscopingcomments@soundtransit.org](mailto:WSBscopingcomments@soundtransit.org).

**FOR FURTHER INFORMATION CONTACT:** Mark Assam, FTA Environmental Protection Specialist, phone: (206) 220-4465 or Lauren Swift, Sound Transit

Central Corridor Environmental Manager, phone: (206) 398-5301.

**SUPPLEMENTARY INFORMATION:** On February 12, 2019, FTA published a NOI to prepare an EIS in coordination with Sound Transit for the WSBLE Project in the **Federal Register** (84 FR 3541). The public scoping period on the NOI was originally scheduled to end on March 18, 2019. FTA received requests for additional time to provide comments. In an effort to balance the need to move forward on the EIS process in an efficient manner and the need to encourage thorough public participation in this scoping process, FTA will extend the public comment period to April 2, 2019. This brings the public scoping period to a total of 46 days. Other information contained in the NOI published in the February 12, 2019 **Federal Register** has not been changed.

**Linda M. Gehrke,**

*Regional Administrator.*

[FR Doc. 2019-04278 Filed 3-8-19; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2019-0005]

#### Decision That Certain Nonconforming Motor Vehicles Are Eligible for Importation

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

**ACTION:** Grant of petitions.

**SUMMARY:** This document announces decisions by NHTSA that certain motor vehicles not originally manufactured to comply with all applicable Federal Motor Vehicle Safety Standards (FMVSS) are eligible for importation into the United States because they are substantially similar to vehicles originally manufactured for sale in the United States and certified by their manufacturers as complying with the safety standards, and are capable of being readily altered to conform to the standards.

**DATES:** These decisions became applicable on the dates specified in Annex A.

**FOR FURTHER INFORMATION CONTACT:** Neil Thurgood, Office of Vehicle Safety Compliance, NHTSA (202-366-0712).

**SUPPLEMENTARY INFORMATION:**

#### Background

Under 49 U.S.C. 30141(a)(1)(A), a motor vehicle that was not originally manufactured to conform to all applicable FMVSS shall be refused admission into the United States unless NHTSA has decided that the motor vehicle is substantially similar to a motor vehicle originally manufactured for importation into and/or sale in the United States, certified under 49 U.S.C. 30115, and of the same model year as the model of the motor vehicle to be compared, and is capable of being readily altered to conform to all applicable FMVSS.

Where there is no substantially similar U.S.-certified motor vehicle, 49 U.S.C. 30141(a)(1)(B) permits a nonconforming motor vehicle to be admitted into the United States if its safety features comply with, or are capable of being altered to comply with, all applicable FMVSS based on destructive test data or such other evidence as NHTSA decides to be adequate.

Petitions for eligibility decisions may be submitted by either manufacturers or importers who have registered with NHTSA pursuant to 49 CFR part 592. As specified in 49 CFR part 593.7, NHTSA publishes notice in the **Federal Register** of each petition that it receives, and affords interested persons an opportunity to comment on the petition. At the close of the comment period, NHTSA decides, on the basis of the petition and any comments that it has received, whether the vehicle is eligible for importation. The agency then notifies the petitioner of its decision by letter and publishes public notification of the decision in the **Federal Register**.

NHTSA received petitions from registered importers (RIs) to decide whether the vehicles listed in Annex A to this notice are eligible for importation into the United States. To afford an opportunity for public comment, NHTSA published notice of these petitions as specified in Annex A. The reader is referred to those notices for a thorough description of the petitions.

**Comments:** No substantive comments were received in response to the petitions identified in Annex A.

**NHTSA Decision:** Accordingly, on the basis of the foregoing, NHTSA hereby decides that each motor vehicle listed in Annex A to this notice, which was not originally manufactured to comply with all applicable FMVSS, is substantially similar to a motor vehicle manufactured for importation into and/or sale in the United States and certified by its manufacturer under 49 U.S.C. 30115, as specified in Annex A, and is capable of

being readily altered to conform to all applicable FMVSS.

NHTSA has also concluded that each RI who imports and modifies a vehicle under one of the subject vehicle eligibility numbers for the first time must include in the statement of conformity and associated documents (“conformity package”) it submits to the NHTSA under 49 CFR part 592.6(d) explicit proof to confirm that the vehicle was, where applicable, originally manufactured to conform to, or was successfully altered to conform to, FMVSS No. 101, *Controls and Displays*, FMVSS No. 138, *Tire Pressure Monitoring Systems*, FMVSS No. 208, *Occupant Crash Protection*, and FMVSS No. 301, *Fuel System Integrity*. This proof must include detailed descriptions of all modifications made, including a detailed description of systems in place (if any) on the vehicle as delivered to the RI, and a similarly detailed description of alterations made to the vehicle and said systems, including photographs of all required labeling. The descriptions must also include parts assembly diagrams and associated part numbers for all components that were removed from or installed in the vehicle, an accounting of any computer programming modifications undertaken, and a description of how compliance was verified after alteration of the vehicle.

**Vehicle Eligibility Number for Subject Vehicles:** In order to import a vehicle made admissible under any final decision, the importer must indicate to U.S. Customs and Border Protection that the vehicle has been determined eligible for importation. This is done by indicating the eligibility number, published under that final decision, on DOT declaration form HS-7. Vehicle eligibility numbers assigned to vehicles admissible under this decision are specified in Annex A.

**Authority:** 49 U.S.C. 30141(a)(1)(A), (a)(1)(B) and (b)(1); 49 CFR 593.7; delegations of authority at 49 CFR 1.95 and 501.8.

**Michael A. Cole,**

*Acting Director, Office of Vehicle Safety Compliance.*

#### Annex A—Nonconforming Motor Vehicles Decided To Be Eligible for Importation

1. Docket No. NHTSA-2017-0029

*Nonconforming Vehicles:* 2014 BMW X3 Multipurpose Passenger Vehicles

*Substantially Similar U.S. Certified Vehicles:* 2014 BMW X3 Multipurpose Passenger Vehicles

*Notice of Petition Published at:* 83 FR 32708 (July 13, 2018)

*Vehicle Eligibility Number:* VSP-598 (effective date September 7, 2018)