

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 71

[Docket No. FAA-2005-21874; Airspace  
Docket No. 05-ACE-28]

**Modification of Class E Airspace;  
Dodge City Regional Airport, KS**

**AGENCY:** Federal Aviation  
Administration (FAA), DOT.

**ACTION:** Direct final rule; confirmation of  
effective date.

**SUMMARY:** This document confirms the  
effective date of the direct final rule  
which revises Class E airspace at Dodge  
City Regional Airport, KS.

**EFFECTIVE DATE:** 0901 UTC, October 27,  
2005.

**FOR FURTHER INFORMATION CONTACT:**

Brenda Mumper, Air Traffic Division,  
Airspace Branch, ACE-520A, DOT  
Regional Headquarters Building, Federal  
Aviation Administration, 901 Locust,  
Kansas City, MO 64106; telephone:  
(816) 329-2524.

**SUPPLEMENTARY INFORMATION:** The FAA  
published this direct final rule with a  
request for comments in the **Federal  
Register** on July 29, 2005 (70 FR 43744).  
The FAA uses the direct final  
rulemaking procedure for a non-  
controversial rule where the FAA  
believes that there will be no adverse  
public comment. This direct final rule  
advised the public that no adverse  
comments were anticipated, and that  
unless a written adverse comment, or a  
written notice of intent to submit such  
an adverse comment, were received  
within the comment period, the  
regulation would become effective on  
October 27, 2005. No adverse comments  
were received, and thus this notice  
confirms that this direct final rule will  
become effective on that date.

Issued in Kansas City, MO, on September  
8, 2005.

**Elizabeth S. Wallis,**

*Acting Area Director, Western Flight Service  
Operations.*

[FR Doc. 05-19203 Filed 9-26-05; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 73

[Docket No. FAA-2005-22397; Airspace  
Docket No. 05-ASO-9]

RIN 2120-AA66

**Modification of Restricted Area R-  
3004; Fort Gordon, GA**

**AGENCY:** Federal Aviation  
Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This action modifies  
Restricted Area R-3004, Fort Gordon,  
GA, by vertically subdividing the  
airspace into two separate areas; R-  
3004A (surface to 7,000 feet Mean Sea  
Level (MSL)) and R-3004B (7,001 feet  
MSL to 16,000 feet MSL). This  
modification will not alter the existing  
lateral boundary or current upper limit  
of restricted airspace, or change the use  
of the area. The FAA is taking this  
action to allow for more efficient real-  
time utilization of the airspace during  
periods when only the lower segment of  
the restricted area is needed for military  
operations.

**DATES:** Effective 0901 UTC, December  
22, 2005.

**FOR FURTHER INFORMATION CONTACT:** Paul  
Gallant, Airspace and Rules, Office of  
System Operations Airspace and AIM,  
Federal Aviation Administration, 800  
Independence Avenue, SW.,  
Washington, DC 20591; telephone (202)  
267-8783.

**SUPPLEMENTARY INFORMATION:**

**Background**

In its current configuration, R-3004  
extends from the surface to 16,000 feet  
MSL. However, a number of military  
missions conducted in the area only  
require restricted airspace up to 7,000  
feet MSL. This results in the airspace  
above 7,000 feet MSL being  
unnecessarily restricted during periods  
when only low altitude activities are in  
progress. Subdividing the restricted area  
at 7,000 feet MSL will facilitate the  
more efficient use of airspace by  
releasing the altitudes above 7,000 feet  
MSL during those periods when only  
the lower altitude stratum is needed for  
military operations.

**The Rule**

This action amends Title 14 Code of  
Federal Regulations (14 CFR) part 73 by  
subdividing R-3004 into two separate  
areas, designated R-3004A and R-  
3004B. This subdivision will not change  
the overall external boundaries,

designated altitudes, time of  
designation, or activities conducted  
within the restricted area.

This action will facilitate the release  
of restricted airspace that is not needed  
for military operations, and will  
enhance the efficient use of the  
navigable airspace. Therefore, notice  
and public procedure under 5 U.S.C.  
553(b) are unnecessary.

This regulation is limited to an  
established body of technical  
regulations for which frequent and  
routine amendments are necessary to  
keep them operationally current.  
Therefore, this regulation: (1) Is not a  
“significant regulatory action” under  
Executive Order 12866; (2) is not a  
“significant rule” under Department of  
Transportation (DOT) Regulatory  
Policies and Procedures (44 FR 11034;  
February 26, 1979); and (3) does not  
warrant preparation of a regulatory  
evaluation as the anticipated impact is  
so minimal. Since this is a routine  
matter that will only affect air traffic  
procedures and air navigation, it is  
certified that this rule, when  
promulgated, will not have a significant  
economic impact on a substantial  
number of small entities under the  
criteria of the Regulatory Flexibility Act.

**Environmental Review**

This action is a minor change to the  
technical description of special use  
airspace to internally subdivide an  
existing restricted area. This action does  
not alter the overall dimensions,  
altitudes, or time of designation of R-  
3004. Therefore, this action is not  
subject to environmental assessments  
and procedures in accordance with FAA  
Order 1050.1E, “Environmental  
Impacts: Policies and Procedures,”  
paragraph 311d.

**List of Subjects in 14 CFR Part 73**

Airspace, Prohibited Areas, Restricted  
Areas.

**Adoption of the Amendment**

■ In consideration of the foregoing, the  
Federal Aviation Administration  
amends 14 CFR part 73, as follows:

**PART 73—SPECIAL USE AIRSPACE**

■ 1. The authority citation for part 73  
continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113,  
40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-  
1963 Comp., p. 389.

**§ 73.30 [Amended]**

■ 2. Section 73.30 is amended as  
follows:

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