

Centre County, Pa. Surface water withdrawal of up to 0.200 mgd.

40. Project Sponsor and Facility: Rex Energy Corporation (Moshannon Creek), Snow Shoe Township, Centre County, Pa. Surface water withdrawal of up to 2.000 mgd.

41. Project Sponsor and Facility: Rex Energy Corporation (Moshannon Creek Outfall), Rush Township, Centre County, Pa. Surface water withdrawal of up to 1.584 mgd.

42. Project Sponsor and Facility: Rex Energy Corporation (Moshannon Creek—Peale), Rush Township, Centre County, Pa. Surface water withdrawal of up to 1.440 mgd.

43. Project Sponsor: Suez Energy North America, Inc. Project Facility: Viking Energy of Northumberland, Point Township, Northumberland County, Pa. Groundwater withdrawal of 0.391 mgd and consumptive water use of up to 0.387 mgd.

44. Project Sponsor: New Enterprise Stone & Lime Co., Inc. Project Facility: Tyrone Quarry, Warriors Mark Township, Huntingdon County, and Snyder Township, Blair County, Pa. Consumptive water use of up to 0.294 mgd; groundwater withdrawals of 0.095 mgd from Well 1, 0.006 mgd from Well 2, 0.050 mgd from Well 3, 0.010 mgd from Well 4, and 0.0003 mgd from Well 5; and surface water withdrawals of up to 0.200 mgd from Logan Spring Run and up to 0.216 mgd from the Little Juanita River.

45. Project Sponsor and Facility: Papetti's Hygrade Egg Products, Inc., d.b.a. Michael Foods Egg Products Co., Upper Mahantango Township, Schuylkill County, Pa. Consumptive water use of up to 0.225 mgd; groundwater withdrawals of 0.266 mgd from Well 1, 0.079 mgd from Well 2, and 0.350 mgd from Well 3; and a total system withdrawal limit of 0.350 mgd.

46. Project Sponsor: Old Castle Materials, Inc. Project Facility: Pennsy Supply, Inc.—Hummelstown Quarry, South Hanover Township, Dauphin County, Pa. Surface water withdrawal of up to 29.000 mgd.

47. Project Sponsor and Facility: Dart Container Corporation of Pennsylvania, Upper Leacock Township, Lancaster County, Pa. Groundwater withdrawals of 0.144 mgd from Well 4 and 0.058 mgd from Well 12; and a total system withdrawal limit of 0.367 mgd.

48. Project Sponsor: East Berlin Area Joint Authority. Project Facility: Buttercup Farms, Hamilton Township, Adams County, Pa. Groundwater withdrawals (30-day averages) of 0.130 mgd from Well TW-1 and 0.029 mgd from Well TW-2.

#### Public Hearing—Projects Tabled

1. Project Sponsor and Facility: Chief Oil & Gas, LLC (Sugar Creek), West Burlington Township, Bradford County, Pa. Application for surface water withdrawal of up to 0.053 mgd.

2. Project Sponsor and Facility: Fortuna Energy Inc. (Sugar Creek), West Burlington Township, Bradford County, Pa. Application for surface water withdrawal of up to 0.033 mgd.

3. Project Sponsor and Facility: Fortuna Energy Inc. (Towanda Creek), Franklin Township, Bradford County, Pa. Application for surface water withdrawal of up to 0.093 mgd.

4. Project Sponsor and Facility: Chief Oil & Gas, LLC (Pine Creek), Cummings Township, Lycoming County, Pa. Application for surface water withdrawal of up to 0.099 mgd.

5. Project Sponsor and Facility: Rex Energy Corporation (Upper Little Surveyor Run), Girard Township, Clearfield County, Pa. Application for surface water withdrawal of up to 0.400 mgd.

6. Project Sponsor and Facility: Rex Energy Corporation (Lower Little Surveyor Run), Girard Township, Clearfield County, Pa. Application for surface water withdrawal of up to 0.400 mgd.

**Authority:** Public Law 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: January 9, 2009.

**Thomas W. Beauduy,**

*Deputy Director.*

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**BILLING CODE 7040-01-P**

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Noise Exposure Map Notice; Receipt of Noise Compatibility Program and Request for Review; Destin-Ft. Walton Beach Airport Destin, FL

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

**SUMMARY:** The Federal Aviation Administration (FAA) announces its determination that the Noise Exposure Maps submitted by Okaloosa County for Destin-Ft. Walton Beach Airport under the provisions of 49 U.S.C. 47501 *et seq.* (Aviation Safety and Noise Abatement Act) and 14 CFR Part 150 are in compliance with applicable requirements. The FAA also announces that it is reviewing a proposed Noise Compatibility Program that was submitted for Destin-Ft. Walton Beach under Part 150 in conjunction with the Noise Exposure Map, and that this

program will be approved or disapproved on or before July 13, 2009.

**DATES:** *Effective Date:*

The effective date of the FAA's determination on the Noise Exposure Maps and of the start of its review of the associated Noise Compatibility Program is January 14, 2009. The public comment period ends March 15, 2009.

**FOR FURTHER INFORMATION CONTACT:** Ms. Lindy McDowell, Federal Aviation Administration, Orlando Airports District Office, 5950 Hazeltine National Drive, Suite 400, Orlando, Florida 32822, 407-812-6331. Comments on the proposed Noise Compatibility Program should also be submitted to the above office.

**SUPPLEMENTARY INFORMATION:** This Notice announces that the FAA finds that the Noise Exposure Maps submitted for Destin-Ft. Walton Beach Airport are in compliance with applicable requirements of Part 150, effective January 14, 2009. Further, FAA is reviewing a proposed Noise Compatibility Program for that Airport which will be approved or disapproved on or before July 13, 2009. This notice also announces the availability of this Program for public review and comment.

Under 49 U.S.C., Section 47503 (the Aviation Safety and Noise Abatement Act, (the Act)), an airport operator may submit to the FAA Noise Exposure Maps which meet applicable regulations and which depict non-compatible land uses as of the date of submission of such maps, a description of projected aircraft operations, and the ways in which such operations will affect such maps. The Act requires such maps to be developed in consultation with interested and affected parties in the local community, government agencies, and persons using the airport.

An airport operator who has submitted Noise Exposure Maps that are found by FAA to be in compliance with the requirements of Part 150, promulgated pursuant to the Act, may submit a Noise Compatibility Program for FAA approval which sets forth the measures the operator has taken or proposes to take to reduce existing non-compatible uses and prevent the introduction of additional non-compatible uses.

Okaloosa County submitted to the FAA on September 5, 2008, Noise Exposure Maps, descriptions and other documentation that were produced during the Destin-Ft. Walton Beach Airport Destin/Ft. Walton Beach Airport, FAR Part 150 Noise Compatibility Study conducted between June 2004 and July 2008. It was

requested that the FAA review this material as the Noise Exposure Maps, as described in Section 47503 of the Act, and that the noise mitigation measures, to be implemented jointly by the airport and surrounding communities, be approved as a Noise Compatibility Program under Section 47504 of the Act.

The FAA has completed its review of the Noise Exposure Maps and related descriptions submitted by Okaloosa County. The specific documentation determined to constitute the Noise Exposure Maps includes: Table 3–4, 2008 FAR Part 150 Forecasts; Table 4–3, Operational Fleet Mix; Table 4–4, 2008 Average Daily Operations; Table 4–5, 2013 Average Daily Operations; Table 4–6, Flight Track Utilization; Figure 4–2, 2008/2013 Flight Tracks Runway 14; 2008/2013 Flight Tracks Runway 32; 2008/2013 Flight Tracks Touch-and-Go; Figure 4–5, 2008 Official Noise Exposure Map; Figure 4–6, 2013 Official Noise Exposure Map; Table 4–9, 2008 Noise Exposure in the Airport Environs; Figure 4–7, 2008 Incompatible Land Uses; Table 4–10, 2013 Noise Exposure in the Airport Environs; and, Figure 4–8, 2013 Incompatible Land Uses. The FAA has determined that these maps for Destin-Ft. Walton Beach Airport are in compliance with applicable requirements. This determination is effective on January 14, 2009. FAA's determination on the airport operator's Noise Exposure Maps is limited to a finding that the maps were developed in accordance with the procedures contained in Appendix A of 14 CFR Part 150. Such determination does not constitute approval of the airport operator's data, information or plans, or a commitment to approve a Noise Compatibility Program or to fund the implementation of that Program.

If questions arise concerning the precise relationship of specific properties to noise exposure contours depicted on a Noise Exposure Map submitted under Section 47503 of the Act, it should be noted that the FAA is not involved in any way in determining the relative locations of specific properties with regard to the depicted noise exposure contours, or in interpreting the Noise Exposure Maps to resolve questions concerning, for example, which properties should be covered by the provisions of Section 47506 of the Act. These functions are inseparable from the ultimate land use control and planning responsibilities of local government. These local responsibilities are not changed in any way under Part 150 or through FAA's review of Noise Exposure Maps. Therefore, the responsibility for the detailed overlaying of noise exposure

contours onto the map depicting properties on the surface rests exclusively with the airport operator that submitted those maps, or with those public agencies and planning agencies with which consultation is required under Section 47503 of the Act. The FAA has relied on the certification by the airport operator, under Section 150.21 of Part 150, that the statutorily required consultation has been accomplished.

The FAA has formally received the Noise Compatibility Program for Destin-Ft. Walton Beach Airport, also effective on January 14, 2009. Preliminary review of the submitted material indicates that it conforms to the requirements for the submittal of Noise Compatibility Programs, but that further review will be necessary prior to approval or disapproval of the program. The formal review period, limited by law to a maximum of 180 days, will be completed on or before July 13, 2009.

The FAA's detailed evaluation will be conducted under the provisions of Part 150, Section 150.33. The primary considerations in the evaluation process are whether the proposed measures may reduce the level of aviation safety, create an undue burden on interstate or foreign commerce, or be reasonably consistent with obtaining the goal of reducing existing non-compatible land uses and preventing the introduction of additional non-compatible land uses.

Interested persons are invited to comment on the proposed program with specific reference to these factors. All comments, other than those properly addressed to local land use authorities, will be considered by the FAA to the extent practicable. Copies of the Noise Exposure Maps, the FAA's evaluation of the maps, and the proposed Noise Compatibility Program are available for examination at the following locations: Federal Aviation Administration, Orlando Airports District Office, 5950 Hazeltine National Drive, Suite 400, Orlando, Florida 32822.

Questions may be directed to the individual named above under the heading, **FOR FURTHER INFORMATION CONTACT**.

Issued in Orlando, Florida, January 14, 2009.

**W. Dean Stringer,**

*Manager, Orlando Airports District Office.*

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**BILLING CODE 4910–13–M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Environmental Impact Statement: Los Angeles County, CA

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

**ACTION:** Notice of intent.

**SUMMARY:** The FHWA, on behalf of the California Department of Transportation (Caltrans), is issuing this notice to advise the public that a draft Environmental Impact Statement (EIS) will be prepared for the proposed New State Route 138 project in Los Angeles County, California.

**FOR FURTHER INFORMATION CONTACT:** Ronald Kosinski, Deputy District Director, California Department of Transportation District 7 Division of Environmental Planning, 100 South Main Street, Mail Stop 16A, Los Angeles, CA 90012.

**SUPPLEMENTARY INFORMATION:** Effective July 1, 2007, the FHWA assigned, and Caltrans assumed, environmental responsibilities for this project pursuant to 23 U.S.C. 327. Caltrans as the delegated National Policy Act (NEPA) lead agency will prepare a draft Environmental Impact Statement on a proposal to construct a new freeway/expressway within the City of Palmdale, Los Angeles County, California. The proposed alignment follows the existing Avenue P–8 corridor from State Route 14 to 100th Street for a distance of approximately 10 miles. This is part of a larger overall plan to construct a new freeway/expressway between SR–14 in Los Angeles County and I–15 in San Bernardino County.

Improvements to this corridor are considered necessary to provide for the existing and projected traffic demand attributed to large-scale growth and increasing developments in the northern portion of Los Angeles County, especially in the cities of Palmdale and Lancaster. In addition, insufficient regional access both to and from the Palmdale Airport constrains the likelihood of future airport expansion. The Southern California Association of Governments (SCAG) has identified the Palmdale Airport as the key component in the regional airport system and states that by 2025, the airport will play an important role in servicing the Northern Los Angeles Region as this area continues to experience growth.

Alternatives under consideration include (1) "No-Build"; (2) Constructing a new 4-lane east-west State Route 138 (SR–138) from State Route 14 (SR–14) to 50th Street, and then transitioning to a