

**DEPARTMENT OF TRANSPORTATION****Office of the Secretary**

[Docket No. DOT-OST-2008-0388]

**Revision of a Previously Approved Collection: Public Charters, 14 CFR Part 380****AGENCY:** Office of the Secretary, Department of Transportation.**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, Public Law 104-13, (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR), abstracted below, is being forwarded to the Office of Management and Budget (OMB) for renewal of currently approved Public Charters, 14 CFR part 380. Earlier, a **Federal Register** Notice with a 60-day comment period was published on May 21, 2009 (74 FR 23925). The agency did not receive any comments to its notice.

**DATES:** Written comments should be submitted by August 26, 2009.

**FOR FURTHER INFORMATION CONTACT:** Ms. Reather Flemmings (202-366-1865) and Ms. Torlanda Archer (202-366-1037), U.S. Department of Transportation, Office of the Secretary, Office of International Aviation, Special Authorities Division, X-46, 1200 New Jersey Avenue, SE., W86-445, Washington, DC 20590.

Comment: Comments should be sent to OMB at the address that appears below and should identify the associated OMB Approval Number 2106-0005 and Docket No. DOT-OST-2008-0388.

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 2106-0005.

*Title:* Public Charters, 14 CFR part 380.

*Form Numbers:* 4532, 4533, 4534, 4535.

*Type of Review:* Revision of a currently approved collection: The current OMB inventory has decreased the changes are listed below.

*Respondents:* Private Sector: Air carriers; tour operators; the general public (including groups and individuals, corporations and Universities or Colleges, etc.)

*Number of Respondents:* 245.

*Number of Responses:* 1,782.

*Total Annual Burden:* 891.

*Needs and Uses:* 14 CFR part 380 establishes the regulations of the Department's terms and conditions governing Public Charter operators to conduct air transportation using direct air carriers. Public Charter operators

arrange transportation for groups of people on chartered aircraft. This arrangement is less expensive for the travelers than individually buying a ticket. Part 380 exempts charter operators from certain provisions of the U.S. code in order that they may provide this service. A primary goal of part 380 is to seek protection for the consumer. Accordingly, the rule stipulates that the charter operator must file evidence (a prospectus—consisting of OST Forms 4532, 4533, 4534 and 4535) with the Department for each charter program certifying that it has entered into a binding contract with a direct air carrier to provide air transportation and that it has also entered into agreements with Department-approved financial institutions for the protection of charter participants' funds. The prospectus must be approved by the Department prior to the operator's advertising, selling or operating the charter. If the prospectus information were not collected it would be extremely difficult to assure compliance with agency rules and to assure that public security and other consumer protection requirements were in place for the traveling public. The information collected is available for public inspection (unless the respondent specifically requests confidential treatment). Part 380 does not provide any assurances of confidentiality.

Issued in Washington, DC, on July 21, 2009.

**Patricia Lawton,**

*DOT Paperwork Reduction Act Clearance Officer, Office of the Chief Information Officer.*

[FR Doc. E9-17792 Filed 7-24-09; 8:45 am]

**BILLING CODE 4910-9X-P**

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****Notice of Cancellation of Environmental Impact Statement for the West Bend Municipal Airport, West Bend, WI**

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

**ACTION:** Cancellation of Environmental Impact Statement Process.

**SUMMARY:** The Federal Aviation Administration (FAA) announces that it has discontinued the preparation of an Environmental Impact Statement (EIS) for proposed development at West Bend Municipal Airport, West Bend, Wisconsin. The FAA is doing so because the current proposed

development is not ripe for decision at this time and lacks proper support and justification in the near-term planning period.

On September 6, 2006, the FAA—Great Lakes Region, published in the **Federal Register** a Notice of Intent to prepare an EIS and conduct scoping meetings (Volume 71, Number 172, FR 52608-52609). The EIS and Scoping Meetings addressed proposed construction of a new 5,500 foot x 100 foot Runway 7/25 with full instrument landing system and associated navigational aids at the airport.

Other proposed development included: Construction of a full parallel taxiway for Runway 7/25, hangar area development, land acquisition, widening and rerouting of Highway 33 around the north side of the airport between North Trenton Road and 4,000 feet east of North Oak Road. Two government agency scoping meetings were held on October 11, and October 19, 2006. The public scoping meeting was held October 11, 2006.

The FAA has made little forward progress in the EIS process due to various external constraints and obstacles associated with this airport and proposed development. The major issues surrounding this proposed development are: Lack of justification to support the purpose of and need for proposed project; many acres of high quality wetland impacts; airport (airfield) and physical (natural feature) site constraints; Federal and State Resource Agency opposition; and economic downturn in aircraft demand, operations and loss of based aircraft. As such, the FAA is hereby canceling the EIS process.

*Point of Contact:* Mr. Dan Millenacker, Environmental Protection Specialist, FAA—Minneapolis Airports District Office, 6020 28th Avenue South, Room 102, Minneapolis, Minnesota 55450-2706, (612) 713-4359.

Issued in Minneapolis, Minnesota, July 15, 2009.

**Jesse Carriger,**

*Manager, Minneapolis Airport District Office, FAA, Great Lakes Region.*

[FR Doc. E9-17866 Filed 7-24-09; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF TRANSPORTATION****Federal Highway Administration****Notice of Final Federal Agency Actions on State Highway 99 (Segment E) in Texas**

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

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA and other federal agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Grand Parkway (State Highway 99) Segment E, from Interstate Highway 10 (I-10) to United States Highway 290 (U.S. 290) in Harris County, Texas. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA 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 January 25, 2010. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gregory Punske, P.E., District Engineer, District B (South), Federal Highway Administration, 300 East 8th Street, Room 826, Austin, Texas 78701; telephone: (512) 536-5960; e-mail: [gregory.punske@fhwa.dot.gov](mailto:gregory.punske@fhwa.dot.gov). The FHWA Texas Division Office's normal business hours are 7:45 a.m. to 4:15 p.m. (central time) Monday through Friday. You may also contact Dianna Noble, P.E., Environmental Affairs Division, Texas Department of Transportation, 118 E. Riverside Drive, Austin, Texas 78704; telephone: (512) 416-2734; e-mail: [dnoble@dot.state.tx.us](mailto:dnoble@dot.state.tx.us). The Texas Department of Transportation normal business hours are 8 a.m. to 5 p.m. (central time) Monday through Friday.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of Texas: Grand Parkway (State Highway 99) Segment E from I-10 to U.S. 290 in Harris County; FHWA Project Reference Number: FHWA-TX-EIS-02-01-F. The project will be a 22.4 km (13.9 mi) long, four-lane controlled access toll road with intermittent frontage roads, grade-separated intersections with exit and entrance ramps at eight intersecting roadways, and elevated directional interchanges at State Highway 99 and U.S. 290. It will begin in western Harris County at Franz Road near I-10. It will then proceed north through Harris County and end at U.S. 290. The

purpose of the project is to efficiently link the suburban communities and major roadways, enhance mobility and safety, and respond to economic growth. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) for the project, approved on November 19, 2007, in the FHWA Record of Decision (ROD) issued on June 24, 2008, in the FHWA Revised ROD issued on June 9, 2009, and in other documents in the FHWA administrative record. The FEIS, ROD, Revised ROD, and other documents in the FHWA administrative record file are available by contacting the FHWA or the Texas Department of Transportation at the addresses provided above. The FHWA FEIS and ROD can be viewed and downloaded from the Grand Parkway Association Web site at <http://www.grandpky.com/segments/e/>.

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 USC 4321-4335]; Federal-Aid Highway Act [23 U.S.C. 109].

2. *Air:* Clean Air Act, 42 U.S.C. 7401-7671(q).

3. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303].

4. *Wildlife:* Endangered Species Act [16 U.S.C. 1531-1544] Fish and Wildlife Coordination Act [16 U.S.C. 661-667(d)], Migratory Bird Treaty Act [16 U.S.C. 703-712].

5. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)-(ll)]; Archeological and Historic Preservation Act [16 U.S.C. 469-469(c)].

6. *Social and Economic:* Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201-4209].

7. *Wetlands and Water Resources:* Clean Water Act, 33 U.S.C. 1251-1342; Land and Water Conservation Fund (LWCF), 16 U.S.C. 4601-4604.

8. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11514 Protection and Enhancement of Environmental Quality. (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).

Issued on: July 21, 2009.

**Gregory S. Punske,**

*District Engineer, Austin.*

[FR Doc. E9-17779 Filed 7-24-09; 8:45 am]

**BILLING CODE 4910-RY-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on State Highway 99 (Segment F-1) in Texas

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

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA and other federal agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Grand Parkway (State Highway 99) Segment F-1, from United States Highway 290 (U.S. 290) to State Highway 249 (S.H. 249) in Harris County, Texas. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA 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 January 25, 2010. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

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