

On August 2, 2010 (75 FR 45049) the FAA published an Amendment in Docket No. 30736, Amdt 3384 to Part 97 of the Federal Aviation Regulations under section 97.23 and 97.33. The following entry effective 26 August 2010 is hereby *rescinded*:

Troy, AL, Troy Muni, Radar-1, Amdt 9

On August 2, 2010 (75 FR 45049) the FAA published an Amendment in Docket No. 30736, Amdt 3384 to Part 97 of the Federal Aviation Regulations under section 97.23 and 97.33. The following entries effective 23 September 2010 are hereby *rescinded*:

Austin, TX, Austin Executive, RNAV (GPS)

RWY 13, Orig

Austin, TX, Austin Executive, RNAV (GPS)

RWY 31, Orig

Austin, TX, Austin Executive, Takeoff

Minimums and Obstacle DP, Orig

Bryce, UT, Bryce Canyon, BRYCE ONE

Graphic Obstacle DP

Bryce, UT, Bryce Canyon, RNAV (GPS) RWY

3, Orig

Bryce, UT, Bryce Canyon, RNAV (GPS) RWY

21, Orig

Bryce, UT, Bryce Canyon, Takeoff Minimums and Obstacle DP, Orig

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DEPARTMENT OF TRANSPORTATION

14 CFR Part 97

[Docket No. 30741; Amdt. No. 3389]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This rule establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective September 9, 2010. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the

regulations is approved by the Director of the Federal Register as of September 9, 2010.

ADDRESSES: Availability of matter incorporated by reference in the amendment is as follows:

For Examination

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located;

3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169; or

4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

Availability—All SIAPs are available online free of charge. Visit nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420) Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This rule amends Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) by amending the referenced SIAPs. The complete regulatory description of each SIAP is listed on the appropriate FAA Form 8260, as modified by the National Flight Data Center (FDC)/Permanent Notice to Airmen (P-NOTAM), and is incorporated by reference in the amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of Title 14 of the Code of Federal Regulations.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic

depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAP and the corresponding effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP as amended in the transmittal. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained for each SIAP as modified by FDC/P-NOTAMs.

The SIAPs, as modified by FDC P-NOTAM, and contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs, the TERPS criteria were applied only to specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a FDC NOTAM as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for all these SIAP amendments requires making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making these SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) Is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under 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. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities

under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air Traffic Control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC, on August 20, 2010.

John M. Allen,
Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Title 14, Code of

Federal regulations, Part 97, 14 CFR part 97, is amended by amending Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

2. Part 97 is amended to read as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

* * * Effective Upon Publication

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
23-Sep-10 ..	OH	MIDDLETOWN	MIDDLETOWN/HOOK FIELD MUNI.	0/1895	8/17/10	NDB OR GPS RWY 23, AMDT 8D.
23-Sep-10 ..	OH	MIDDLETOWN	MIDDLETOWN/HOOK FIELD MUNI.	0/1896	8/17/10	NDB OR GPS A, AMDT 2B.
23-Sep-10 ..	OH	MIDDLETOWN	MIDDLETOWN/HOOK FIELD MUNI.	0/1897	8/17/10	LOC RWY 23, AMDT 7F.
23-Sep-10 ..	IL	PERU	ILLINOIS VALLEY RGNL—WALTER A DUNCAN FIELD.	0/1998	8/10/10	LOC RWY 36, AMDT 3.
23-Sep-10 ..	TN	CHATTANOOGA	LOVELL FIELD	0/2155	8/10/10	ILS OR LOC RWY 2, AMDT 7A.
23-Sep-10 ..	TN	CHATTANOOGA	LOVELL FIELD	0/2156	8/10/10	VOR RWY 33, AMDT 17.
23-Sep-10 ..	NY	BUFFALO	BUFFALO NIAGARA INTL	0/3929	8/10/10	ILS OR LOC/DME RWY 32, ORIG—A.
23-Sep-10 ..	VA	MARION/WYTHEVILLE.	MOUNTAIN EMPIRE	0/7685	8/9/10	LOC RWY 26, AMDT 1B.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[USCG-2010-0818]

Drawbridge Operation Regulations; Cape Fear River and Northeast Cape Fear River, in Wilmington, NC

AGENCY: Coast Guard, DHS.

ACTION: Notice of temporary deviation from regulations.

SUMMARY: The Commander, Fifth Coast Guard District, has issued a temporary deviation from the regulations governing the operation of two North Carolina Department of Transportation (NCDOT) drawbridges: The Cape Fear River Memorial Bridge, across Cape Fear River, mile 26.8, and the Isabel S. Holmes Bridge, across Northeast Cape Fear River, mile 1.0, both in Wilmington, NC, to accommodate River Fest 8K Run. The deviation allows the bridges to remain in the closed position to vessels.

DATES: This deviation is effective from 8 a.m. to 10 a.m. on October 3, 2010.

ADDRESSES: Documents mentioned in this preamble as being available in the docket are part of docket USCG-2010-0818 and are available online by going to <http://www.regulations.gov>, inserting USCG-2010-0818 in the “keyword” box and then clicking “Search”. They are also available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590 between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or e-mail Sandra S. Elliott, Bridge Management Specialist, Fifth Coast Guard District; telephone 757-398-6557, e-mail Sandra.S.Elliott@uscg.mil. If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

SUPPLEMENTARY INFORMATION: The Cape Fear River Memorial Bridge, a vertical lift drawbridge, has vertical clearances in full open and closed positions to vessels of 135 feet and 65 feet above mean high water (MHW), respectively. The Isabel S. Holmes Bridge, across

Northeast Cape Fear River, mile 1.0, a bascule lift bridge, has a vertical clearance in the closed position to vessels of 40 feet above MHW.

The North Carolina Department of Transportation, owner of the drawbridges, has requested a temporary deviation from the current operating regulations of the aforementioned bridges set out in 33 CFR 117.5, 117.823 and 117.829(a), respectively, to accommodate the River Fest 8K Run scheduled for Sunday, October 3, 2010, from 8 a.m. to 10 a.m.

Under this deviation, the drawbridges will be allowed to remain in the closed-to-navigation position from 8 a.m. to 10 a.m. on Sunday, October 3, 2010 to accommodate the River Fest 8K Run.

The Coast Guard will inform the users of the waterways through our Local and Broadcast Notices to mariners of the closure period for the bridges so that vessels can arrange their transits and to minimize any impact caused by the temporary deviation. There are no alternate routes for vessels transiting these sections of the Cape Fear and Northeast Cape Fear Rivers and the drawbridges will be able to open in the event of an emergency.

In accordance with 33 CFR 117.35(e), the drawbridges must return to their regular operating schedules immediately at the end of the