

*Privacy:* In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to <http://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <http://www.dot.gov/privacy>.

*Docket:* Background documents or comments received may be read at <http://www.regulations.gov> at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:**

Valerie Smith, AIR-646, Federal Aviation Administration, phone 404-474-5380, email [valerie.l.smith@faa.gov](mailto:valerie.l.smith@faa.gov).

This notice is published pursuant to 14 CFR 11.85.

Issued in Los Angeles, California on September 22, 2023.

**Thuan Nguyen,**

*Manager, Technical Writing Section.*

**Petition for Exemption**

*Docket No.:* FAA-2023-1555

*Petitioner:* Billings Flying Service

*Section(s) of 14 CFR Affected:*  
§ 21.185(b)

*Description of Relief Sought:* The petitioner is seeking relief from 14 CFR 21.185(b), which allows an applicant for a restricted category airworthiness certificate for an aircraft type certificated in the restricted category, that was either a surplus aircraft of the Armed Forces or previously type certificated in another category, to be entitled to an airworthiness certificate if the aircraft has been inspected by the FAA and found to be in a good state of preservation and repair and in a condition for safe operation. Specifically, the petitioner is requesting relief so that it can apply for and receive restricted category airworthiness certificates for six CH-47D helicopters that were received from the Royal Netherlands Air Force.

[FR Doc. 2023-21061 Filed 9-26-23; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**Notice of Intent To Rule on a Land Release Request for Change in Use from Aeronautical to Non-Aeronautical at Salisbury-Ocean City: Wicomico Regional Airport, Salisbury, MD**

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

**ACTION:** Notice of request for a change in use of on-airport property.

**SUMMARY:** The FAA proposes to rule and invites public comment on Wicomico County's request to change 0.15 acres of federally obligated airport property at Salisbury-Ocean City: Wicomico Regional Airport, Salisbury, MD from aeronautical to non-aeronautical use. This acreage was originally purchased with federal financial assistance through the Airport Development Aid Program (ADAP). The proposed use of land will be compatible with the airport and will not interfere with the airport or its operation.

**DATES:** Comments must be received on or before October 27, 2023.

**FOR FURTHER INFORMATION CONTACT:** Comments on this application may be mailed or delivered to the following address:

Anthony Rudy, Airport Manager,  
Salisbury-Ocean City: Wicomico  
Regional Airport, 5485 Airport  
Terminal Road, Unit A, Salisbury, MD  
2804, (410) 548-4827

and at the FAA Washington Airports  
District Office:

Matthew J. Thys, Manager, Washington  
Airports District Office, 13873 Park  
Center Road, Suite 490S, Herndon,  
VA 20171, (703) 487-3980

**SUPPLEMENTARY INFORMATION:** In accordance with the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (AIR 21), Public Law 106-181 (Apr. 5, 2000; 114 Stat. 61), this notice must be published in the **Federal Register** 30 days before the Secretary may waive any condition imposed on a federally obligated airport by grant agreements. The following is a brief overview of the request.

Wicomico County has submitted a land release request seeking FAA approval for the change in use of approximately 0.15 acres of federally obligated airport property from aeronautical to non-aeronautical use. The subject property is proposed to be improved with a cell tower and associated parking area.

Parcel 6 was originally purchased with federal financial assistance through

the ADAP program. The FAA has determined the proposed project would have no material impact on aircraft operations, at, to or from the airport; would not affect the safety of people and property on the ground adjacent to the airport as a result of aircraft operations; and would not have an adverse effect on the value of prior Federal investments to a significant extent. Subsequent to the implementation of the proposed change in use, rents received by the airport from this property is considered airport revenue, and will be used in accordance with 49 U.S.C. 47107(b) and the FAA's Policy and Procedures Concerning the Use of Airport Revenue published in the **Federal Register** on February 16, 1999. The proposed use of the property will not interfere with the airport or its operation.

Issued in Herndon, Virginia.

**Matthew J. Thys,**

*Manager, Washington Airports District Office.*

[FR Doc. 2023-21035 Filed 9-26-23; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Highway Administration**

**Rescinding a Notice of Intent To Prepare an Environmental Impact Statement: Delaware County, NY**

**AGENCY:** Federal Highway Administration (FHWA), United States Department of Transportation (DOT).

**ACTION:** Notice.

**SUMMARY:** The FHWA, in cooperation with the New York State Department of Transportation (NYSDOT), is issuing this notice to advise the public that we are rescinding the 2001 Notice of Intent (NOI) to prepare an Environmental Impact Statement (EIS) for a previous proposal to improve NYS Route 17 in Delaware County, New York (the Project, NYSDOT Project Identification Number [PIN] 9066.91). FHWA is rescinding the NOI because a substantial amount of time has passed since its original publication, and previously identified funding and design resources were reprioritized and reallocated to other needs, preventing the progression of the Project.

**FOR FURTHER INFORMATION CONTACT:**

Richard J. Marquis, Division Administrator, Federal Highway Administration, New York Division, Leo W. O'Brien Federal Building, 11A Clinton Avenue, Suite 719, Albany, New York 12207, Telephone: (518) 431-4127; or James Rusak, P.E., Regional Director, New York State Department of