

developed in accordance with the procedures contained in Appendix A of FAR part 150. Such determination does not constitute approval of the applicant'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 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 detailing 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 FAR part 150, that the statutorily required consultation has been accomplished.

Copies of the full noise exposure map documentation and of the FAA's evaluation of the maps are available for examination at the following locations:

Federal Aviation Administration,
Community and Environmental Needs
Division, APP-600, 800 Independence
Avenue, SW., Washington, DC 20591.

Federal Aviation Administration,
Western-Pacific Region, Airports
Division, Room 3012, 15000 Aviation
Boulevard, Hawthorne, California
90261.

Scott Gray, Aviation Director, City of
Scottsdale, Aviation Department, 15000
N. Airport Drive Suite 200, Scottsdale,
Arizona 85260.

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

Issued in Hawthorne, California, on
January 21, 2005.

Mark A. McClardy,

*Manager, Airports Division, AWP-600,
Western-Pacific Region.*

[FR Doc. 05-2231 Filed 2-4-05; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Notice of Intent To Rule on Application 05-07-00-ABE To Impose and Use the Revenue From a Passenger Facility Charge (PFC) at Lehigh Valley International Airport, Allentown, PA

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Notice of intent to rule on
application.

SUMMARY: The FAA proposes to rule and
invites public comment on the
application to impose and use the
revenue from a PFC at Lehigh Valley
International Airport under the
provisions of the 49 U.S.C. 40117 and
part 158 of the Federal Aviation
Regulations (14 CFR part 158).

DATES: Comments must be received on
or before March 9, 2005.

ADDRESSES: Comments on this
application may be mailed or delivered
in triplicate to the FAA at the following
address: Ms. Lori Ledebom,
Community Planner/PFC Contact,
Harrisburg Airports District Office, 3905
Hartzdale Drive, Suite 508, Camp Hill,
PA 17011.

In addition, one copy of any
comments submitted to the FAA must
be mailed or delivered to Mr. Lawrence
J. Krauter of the Lehigh-Northampton
Airport Authority at the following
address: 3311 Airport Road, Allentown,
PA 18109-3040.

Air carriers and foreign air carriers
may submit copies of written comments
previously provided to the Lehigh-
Northampton Airport Authority under
section 158.23 of Part 158.

FOR FURTHER INFORMATION CONTACT: Lori
Ledebom, Community Planner/PFC
contact, Harrisburg Airports District
Office, 3905 Hartzdale Drive, Suite 508,
Camp Hill, PA 17011, 717-730-2835.
The application may be reviewed in
person at this same location.

SUPPLEMENTARY INFORMATION: The FAA
proposed to rule and invites public
comment on the application to impose
and use the revenue from a PFC at
Lehigh Valley International Airport
under the provisions of the 49 U.S.C.
40117 and part 158 of the Federal
Aviation Regulations (14 CFR part 158).

On January 28, 2005, the FAA
determined that the application to
impose and use the revenue from a PFC
submitted by Lehigh-Northampton
Airport Authority was substantially
complete within the requirements of
section 158.25 of part 158. The FAA
will approve or disapprove the
application, in whole or in part, no later
than May 6, 2005.

The following is a brief overview of
the application.

Proposed charge effective date: June
1, 2005.

Proposed charge expiration date:
August 1, 2005.

Level of the proposed PFC: \$4.50.

Total estimated PFC revenue:
\$27,940,236.

*Brief description of proposed
project(s):* Main Terminal Renovations &
Additions Class or classes of air carriers
which the public agency has requested
not be required to collect PFCs: Air
Taxi/Commercial Operators (ATCO).

Any person may inspect the
application in person at the FAA office
listed above under **FOR FURTHER
INFORMATION CONTACT** and at the FAA
regional Airports office located at:
Eastern Region, Airports Division, AEA-
610, 1 Aviation Plaza, Jamaica, New
York 11434.

In addition, any person may, upon
request, inspect the application, notice
and other documents germane to the
application in person at the Lehigh-
Northampton Airport Authority.

Issued in Camp Hill, Pennsylvania, on
January 28, 2005.

Wayne T. Heibeck,

Manager, Harado Eastern Region.

[FR Doc. 05-2219 Filed 2-4-05; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Petition for Waiver of Compliance

In accordance with Part 211 of Title
49 Code of Federal Regulations (CFR),
notice is hereby given that the Federal
Railroad Administration (FRA) received
a request for a waiver of compliance
with certain requirements of its safety
standards. The individual petition is
described below, including the party
seeking relief, the regulatory provisions
involved, the nature of the relief being
requested, and the petitioner's
arguments in favor of relief.

New York & Lake Erie Railroad (NYLE) (Waiver Petition Docket Number FRA- 2004-19950)

The New York & Lake Erie Railroad
(NYLE) seeks a waiver of compliance