

removed the running boards and positioned six (6) hatches down the center of the car. MSTR states that the loading facility employees access the roof via a permanent platform built to the same height as the car roof. They further claim that the cars are repaired at a site with a similar platform and to their knowledge no one else mounts the top of the car, therefore the running boards are unnecessary. They contend that the running boards would create a tripping hazard if applied down each side of the car roof as is currently the case with other covered hoppers with center mounted hatches. MSTR also cites cost and time constraints in relocating the running board as this would require removing two more hatch covers, welding aluminum plates over the hatches and remounting the running boards on the outside of the cars.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-2000-7949) and must be submitted to the Docket Clerk, DOT Central Docket Management Facility, Room P1-401 (Plaza Level), 400 Seventh Street, SW., Washington, DC 20590-0001. Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.-5 p.m.) at the above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

Issued in Washington, DC on January 10, 2001.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

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## 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.

#### Blacklands Railroad

[Docket Number FRA-2000-8366]

The Blacklands Railroad (BLR) of Sulphur Springs, Texas, has petitioned for a permanent waiver of compliance for one locomotive from the requirements of Safety Glazing Standards, 49 CFR part 223, which requires certified glazing. The BLR is located in Sulphur Springs, Texas. The BLR states that this locomotive is used in light switching service and operates over 65 miles of track, from Greenville, TX, through Commerce, Sulphur Springs, TX. It also states that it has an additional 10 miles of trackage rights over the Union Pacific Railroad for interchange in their Mt. Pleasant yard. The average track speed is 10-15 miles per hour with a maximum speed of 20 miles per hour.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-2000-8366) and must be submitted in triplicate to the Docket Clerk, DOT Central Docket Management Facility, Room P1-401, Washington, DC 20590-0001. Communications received within 45 days of the date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9:00 a.m.-5:00 p.m.) at DOT Central Docket Management Facility, Room P1-401 (Plaza Level), 400 Seventh Street SW., Washington, DC. All documents in the public docket are also available for inspection and copying on the internet at the facility's Web site at <http://dms.dot.gov>.

Issued in Washington, DC, on January 11, 2001.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2000-8267]

#### 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.

#### Oil Creek & Titusville Lines

The Oil Creek & Titusville Lines (OCTL), seeks a waiver of compliance from certain provisions of the Safety Glazing Standards, 49 CFR 223, which requires certified glazing, for one locomotive. The OCTL is located in Titusville, Pennsylvania. The OCTL states they operate a short line freight operation and additionally an excursion railroad operation over 15.8 miles of track through rural countryside and one community on an average of two (2) round trips per week freight and three (3) round trips per week for passenger excursions.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number FRA-2000-8267) and must be submitted in triplicate to the Docket Clerk, DOT Central Docket Management Facility, Room P1-401, Washington, DC 20590-0001. Communications received within 45 days of the date of this notice will be considered by FRA before final action been taken. Comments received after that date will be considered as far as practicable. All written communications concerning the proceedings are available for examination during regular business hours (9:00 a.m.-5:00 p.m.) at DOT Central Docket Management Facility, Room P10401 (Plaza Level), 400 Seventh Street, SW., Washington, DC.