

Transportation, 600 Stewart Street, Suite 520, Seattle, Washington, 98101, Telephone: (206) 770-3519.

SUPPLEMENTARY INFORMATION: The FHWA is issuing a Revised Notice of Intent (NOI) to advise the public of revisions to the scope of the environmental impact statement (EIS) for the proposed development of a site to build pontoons for the SR 520 bridge in case of a catastrophic failure. A NOI was published in the January 3, 2008, **Federal Register**. The FHWA, in cooperation with the Washington State Department of Transportation (WSDOT), has revised the scope of the EIS since that time and will prepare an EIS on a proposal to expedite construction of pontoons needed to replace the existing traffic capacity of the State Route 520 (SR 520) Evergreen Point Bridge, and to store those pontoons until they are needed for catastrophic failure response or incorporated into the anticipated SR 520 bridge replacement. FHWA and WSDOT will prepare the EIS in accordance with the provisions of the National Environmental Policy Act (NEPA), the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), and Washington's State Environmental Policy Act (SEPA).

The EIS will evaluate potential effects on the physical, human, and natural environments. Alternatives under consideration will include (1) taking no action and (2) building a new pontoon construction facility. Each proposed location for the casting basin facility will be evaluated as a separate alternative.

Information describing the proposed action and a request for comments will be sent to appropriate Federal, State, and local agencies, and to Tribal nations, private organizations, and citizens who have previously expressed or are known to have interest in this proposal. Public and agency scoping meetings were held in January 2008 for one site under consideration in Hoquiam, Washington. Additional public and agency scoping meetings will be held to solicit comments and provide information on other sites advanced for full assessment in the project EIS in January 2009. The public, agencies, and Tribal nations will be invited to comment on the Draft EIS, and a public meeting will be held during the Draft EIS comment period. Public notice will be given of the time and place of these meetings. Project information will be available for public, agency, and Tribal nation review prior to scheduled meetings.

(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.)

Issued on: December 17, 2008.

Stephen P. Boch,

Major Project Oversight Manager, Seattle, Washington.

[FR Doc. E9-429 Filed 1-12-09; 8:45 am]

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DEPARTMENT OF TRANSPORTATION [4910-RY]

Federal Highway Administration

Notice of Final Federal Agency Actions on a Proposed Highway Project in California

AGENCY: Federal Highway Administration (FHWA), U.S. 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(1)(1). These actions relate to a proposed highway project on State Route 101 in San Francisco County, State of California. These actions grant 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(1)(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 July 13, 2009. 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:

Cesar Perez, Senior Project Development Engineer, Federal Highway Administration, 650 Capitol Mall, #4-100, Sacramento, CA 95814, weekdays between 7 a.m. and 4 p.m., telephone 916-498-5065, cesar.perez@fhwa.dot.gov, or Jared Goldfine, Office Chief, California Department of Transportation, District 4, P.O. Box 23660, Oakland, CA 94623-0660, weekdays between 8 a.m. and 4:30 p.m., (510) 286-6203, Jared.Goldfine@dot.ca.gov.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing approvals for the

following highway project in the State of California. The Doyle Drive project will replace the existing facility with a new six-lane facility and an southbound auxiliary lane between the Park Presidio Interchange and the new Presidio access at Girard Road. The new facility would consist of two 3.4 meter (11 foot) lanes and one 3.6 meter (12 foot) outside lane in each direction with 3.0-meter (10 foot) outside shoulders and 1.2-meter (4 foot) inside shoulders. The landscaped median between the northbound and southbound traffic lanes will vary from five meters (16 feet) to 12.5 meters (41 feet).

A 390 meter (1,279 foot) long high-viaduct will be constructed between the Park Presidio Interchange and San Francisco National Cemetery. Shallow cut-and-cover tunnels would extend 260 meters (853 feet) past the cemetery to east of Battery Blaney.

Actions by the Federal agencies and the laws under which such actions were taken are described in the Final Environmental Assessment for the project. The Record of Decision (ROD) was approved on December 19, 2008. The ROD and other documents in the FHWA Administrative record file are available by contacting the FHWA or the California Department of Transportation at the addresses provided above.

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 U.S.C. 4321-4351]; Federal-Aid Highway Act [23 U.S.C. 109].

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

3. *Wildlife:* Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536], Fish and Wildlife Coordination Act [16 U.S.C. 661-667(d)], Migratory Bird Treaty Act [16 U.S.C. 703-712].

4. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(aa)-11]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)-11]; Archeological and Historic Preservation Act [16 U.S.C. 469-469(c)]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001-3013].

5. *Social and Economic:* Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)]; American Indian Religious Freedom Act [42 U.S.C. 1996]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201-4209]; The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

6. *Hazardous Materials: Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)*, 42 U.S.C. 9601–9675; Superfund Amendments and Reauthorization Act of 1986 (SARA); Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6901–6992(k).

7. *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. 11593 Protection and enhancement of Cultural Resources; E.O. 13007 Indian Sacred Sites; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species.

(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(1)(1).

Issued on: January 6, 2009.

Cindy Vigue,

Director, State Programs, Federal Highway Administration, Sacramento, California.

[FR Doc. E9–459 Filed 1–12–09; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA–1998–3637; FMCSA–2000–7006; FMCSA–2000–7165; FMCSA–2000–7363; FMCSA–2000–8203]

Qualification of Drivers; Exemption Applications; Vision

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice of final disposition.

SUMMARY: FMCSA previously announced its decision to renew the exemptions from the vision requirement in the Federal Motor Carrier Safety Regulations for 14 individuals. FMCSA has statutory authority to exempt individuals from the vision requirement if the exemptions granted will not compromise safety. The Agency has reviewed the comments submitted in response to the previous announcement and concluded that granting these exemptions will provide a level of safety that will be equivalent to, or greater than, the level of safety maintained

without the exemptions for these commercial motor vehicle (CMV) drivers.

FOR FURTHER INFORMATION CONTACT: Dr. Mary D. Gunnels, Director, Medical Programs, (202) 366–4001, fmcamedical@dot.gov, FMCSA, Department of Transportation, 1200 New Jersey Avenue, SE., Room W64–224, Washington, DC 20590–0001. Office hours are from 8:30 a.m. to 5 p.m. Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Electronic Access

You may see all the comments online through the Federal Document Management System (FDMS) at <http://www.regulations.gov>.

Background

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption for a 2-year period if it finds “such exemption would likely achieve a level of safety that is equivalent to, or greater than, the level that would be achieved absent such exemption.” The statute also allows the Agency to renew exemptions at the end of the 2-year period. The comment period ended on December 15, 2008.

Discussion of Comments

FMCSA received no comment in this proceeding.

Conclusion

The Agency has not received any adverse evidence on any of these drivers that indicates that safety is being compromised. Based upon its evaluation of the 14 renewal applications, FMCSA renews the Federal vision exemptions for Henry W. Adams, Delbert R. Bays, Eugene A. Gitzen, Nelson V. Jaramillo, Larry D. Johnson, Bruce T. Loughary, Demetrio Lozano, Wayne R. Mantela, Kenneth D. May, Gordon L. Nathan, Bernice R. Parnell, Patrick W. Shea, Roy F. Varnado, Jr., and Rick A. Young.

In accordance with 49 U.S.C. 31136(e) and 31315, each renewal exemption will be valid for 2 years unless revoked earlier by FMCSA. The exemption will be revoked if: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained before it was granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136 and 31315.

Issued on: January 6, 2009.

Larry W. Minor,

Associate Administrator for Policy and Program Development.

[FR Doc. E9–389 Filed 1–12–09; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

Notice of Continuation of the Early Scoping—Efficient Transportation Decision Making Process for the South Florida East Coast Corridor Transit Analysis

AGENCY: Federal Transit Administration, U.S. Department of Transportation and Florida Department of Transportation.

ACTION: Continuation of the Early Scoping—Efficient Transportation Decision Making Process for the South Florida East Coast Corridor Transit Analysis.

SUMMARY: The Federal Transit Administration (FTA) and the Florida Department of Transportation (FDOT) issue this notice to advise governmental agencies, the public and other interested stakeholders of FTA’s and FDOT’s intent to continue the early scoping and planning-level National Environmental Policy Act (NEPA)/Florida’s Efficient Transportation Decision Making (ETDM) process previously initiated for the South Florida East Coast Corridor Transit Analysis (SFECCCTA) study. This notice is announcing to interested parties that additional early scoping meetings will be held at the beginning of the second phase of early scoping/ETDM on the dates provided below, and to inform the general public regarding the ongoing planning process.

The FTA and FDOT have been exploring transportation alternatives along an 85-mile section of the existing Florida East Coast (FEC) Railway freight corridor between Miami and Tequesta, Florida. A programmatic Tier 1 Draft Environmental Impact Statement (DEIS) developed an approach for evaluating impacts associated with various transportation improvement alternatives. The Tier 1 DEIS identified a number of transportation improvement alternatives that will be further evaluated in the continuation of the early scoping/ETDM process. This process is intended to result in selection of one or more locally-preferred transportation improvement alternatives. FDOT has been engaged in alternatives analysis and produced the Final Conceptual Alternatives Analysis/Environmental Screening Report (AA/ESR) that documents the results of the