DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

Limitation on Claims Against Proposed Public Transportation Projects

AGENCY: Federal Transit Administration (FTA), DOT.

ACTION: Notice.

SUMMARY: This notice announces final environmental actions taken by the Federal Transit Administration (FTA) for projects in Norwalk, Connecticut and Indianapolis, Indiana. The purpose of this notice is to announce publicly the environmental decisions by FTA on the subject projects and to activate the limitation on any claims that may challenge these final environmental actions.

DATES: By this notice, FTA is advising the public of final agency actions subject to Section 139(l) of Title 23, United States Code (U.S.C.). A claim seeking judicial review of FTA actions announced herein for the listed public transportation projects will be barred unless the claim is filed on or before January 18, 2018.

FOR FURTHER INFORMATION CONTACT: Nancy-ellen Zusman, Assistant Chief Counsel, Office of Chief Counsel, (312) 353–2577 or Alan Tabachnick, Environmental Protection Specialist, Office of Environmental Programs, (202) 366–8541. FTA is located at 1200 New Jersey Avenue SE., Washington, DC 20590. Office hours are from 9:00 a.m. to 5:00 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION: Notice is hereby given that FTA has taken final agency actions by issuing certain approvals for the public transportation projects listed below. The actions on the projects, as well as the laws under which such actions were taken, are described in the documentation issued in connection with the projects to comply with the National Environmental Policy Act (NEPA) and in other documents in the FTA administrative record for the projects. Interested parties may contact either the project sponsor or the FTA Regional Office for more information. Contact information for FTA’s Regional Offices may be found at https://www.fta.dot.gov.

This notice applies to all FTA decisions on the listed projects as of the issuance date of this notice and all laws under which such actions were taken, including, but not limited to, NEPA [42 U.S.C. 4321–4375], Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303], Section 106 of the National Historic Preservation Act [16 U.S.C. 470f], and the Clean Air Act [42 U.S.C. 7401–7671q]. This notice does not, however, alter or extend the limitation period for challenges of project decisions subject to previous notices published in the Federal Register. The projects and actions that are the subject of this notice follow:

1. Project name and location: Walk Bridge Replacement Project, Norwalk, Connecticut. Project sponsor: Connecticut Department of Transportation (CTDOT). Project description: The project consists of removing the existing railroad bridge structure and replacing it with two side-by-side 240-foot open-deck through truss vertical lift spans across the Norwalk River. Each would have separate mechanical and electrical equipment and controls so that each span can work independently of the other, or in unison as needed. Final agency actions: Section 4(f) determination; a Section 106 Memorandum of Agreement, dated May 25, 2017; project-level air quality conformity; and a Finding of No Significant Impact, dated July 17, 2017. Supporting documentation: Environmental Assessment, dated August 25, 2016, and the July 6, 2017, Determination of Adequacy issued by the Connecticut Office of Policy and Management on the Record of Decision prepared by the Connecticut Department of Transportation in accordance with the Connecticut Environmental Policy Act (CEPA).

2. Project name and location: IndyGo Red Line Rapid Transit Project—Phase I, Indianapolis, Indiana, and Marion County. Project Sponsor: Indiana Public Transportation Corporation (IndyGo). Project description: The project establishes a 13.1-mile long bus rapid transit (BRT) corridor with 28 stations; transit signal priority (TSP) at all 36 signalized intersections; minor curb realignments near stations and at intersections; removal or limiting 34 existing left turns (but including new U-turn locations for access to local businesses and destinations); and limited expansion of existing corridor right of way (ROW) along College Avenue and Meridian Street. Final agency actions: Section 4(f) de minimis impact determination, a Section 106 Memorandum of Agreement dated December 6, 2016, project-level air quality conformity, and a determination of the applicability of a Documented Categorical Exclusion pursuant to 23 CFR 771.118(d) dated October 19, 2016. Supporting documentation: Documented Categorical Exclusion checklist and supporting materials dated September, 2016.

DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket No. MARAD–2017–0148]

Requested Administrative Waiver of the Coastwise Trade Laws: Vessel Reflection; Invitation for Public Comments

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Notice.

SUMMARY: The Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below.

DATES: Submit comments on or before September 20, 2017.

ADDRESS: Comments should refer to docket number MARAD–2017–0148. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590. You may also send comments electronically via the Internet at http://www.regulations.gov. All comments will become part of this docket and will be available for inspection and copying at the above address between 10:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An electronic version
The complete application is given in DOT docket MARAD–2017–0146 at http://www.regulations.gov. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with 46 U.S.C. 12121 and MARAD’s regulations at 46 CFR part 388, that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter’s interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD’s regulations at 46 CFR part 388.

Privacy Act

In accordance with 5 U.S.C. 553(c), DOT/MARAD solicits comments from the public to better inform its rulemaking process. DOT/MARAD posts these comments, without edit, to www.regulations.gov, as described in the system of records notice, DOT/ALL–14 FDMS, accessible through www.dot.gov/privacy. In order to facilitate comment tracking and response, we encourage commenters to provide their name, or the name of their organization; however, submission of names is completely optional. Whether or not commenters identify themselves, all timely comments will be fully considered. If you wish to provide comments containing proprietary or confidential information, please contact the agency for alternate submission instructions.


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By Order of the Maritime Administrator.