

Council of Environmental Quality Regulations (40 CFR parts 1500–1508). The Tier 1 FEIS discusses the recommended alternative for the Placer Parkway Project between State Route (SR) 70/99, in southeastern Sutter County, and SR 65, in southwestern Placer County, California; describes the potential environmental and socioeconomic effects of the project and a framework for mitigation; and addresses comments received on the Tier 1 Draft Environmental Impact Statement (DEIS) circulated in June 2007 and the Partially Revised Tier 1 DEIS circulated in January 2009.

**DATES:** Any comments regarding the Tier 1 FEIS must be received on or before January 11, 2010.

**ADDRESSES:** Copies are available for public inspection and review on the project Web site at <http://www.pctpa.net/placerparkway/index.htm> and at the following locations:

Placer County Transportation Planning Agency 299 Nevada Street, Auburn, CA  
 Placer County Planning Department 3091 County Center Drive, Auburn, CA  
 Placer County Public Works Department 3091 County Center Drive, Auburn, CA  
 Placer County Library 350 Nevada Street, Auburn, CA  
 Placer County Library, Loomis 6050 Library Drive, Loomis, CA  
 Sutter County Library, Main Branch 7504 Forbes Avenue, Yuba City, CA  
 Sutter County Library, Pleasant Grove Branch 3093 Howsley Road, Pleasant Grove, CA  
 Sutter County Library, Browns Branch 1248 Pacific Avenue, Rio Oso, CA  
 Sacramento County Public Library 828 I Street, Sacramento, CA  
 California State University 6000 J Street, Sacramento, CA  
 Sutter County Planning Department 1130 Civic Center Blvd., Yuba City, CA  
 Sacramento County Planning Department, 827 7th Street, Room 230, Sacramento, CA  
 Roseville Public Library—Downtown 225 Taylor Street, Roseville CA  
 Roseville Public Library—Maidu 1530 Maidu Drive, Roseville CA  
 Rocklin Library 5400 Fifth Street, Rocklin, CA  
 Lincoln Library 590 Fifth Street, Lincoln, CA  
 Sierra College Library 5000 Rocklin Road, Rocklin, CA  
 Sacramento County Library, North Natomas, 2500 New Market Drive, Sacramento, CA

Sacramento County Library, North Highlands—Antelope 4235 Antelope Road, Antelope, CA

**FOR FURTHER INFORMATION CONTACT:** Gary Sweeten, North Team Leader, Local Agency Programs, FWA California Division, 650 Capitol Mall, Suite 4–100, Sacramento, CA 95814 or via e-mail at [gary.sweeten@dot.gov](mailto:gary.sweeten@dot.gov) or Ms. Celia McAdam, Executive Director, 299 Nevada St., Auburn, California 95603, or via e-mail to [pctpa@pctpa.net](mailto:pctpa@pctpa.net).

**SUPPLEMENTARY INFORMATION:** This proposed federal action is to preserve a corridor for the future construction of Placer Parkway, a new east-west roadway linking State Route (SR) 70/99 in Sutter County east to SR 65 in Placer County. Specifically, the action being considered and evaluated is to select and preserve a 500 to 1,000 foot-wide corridor in the project study area, within which the future four- or six-lane Placer Parkway may be constructed. Five or six interchanges were proposed, depending on the corridor alignment alternative. The Placer Parkway project is intended to reduce anticipated congestion on both the local and regional transportation system and to advance economic development goals in south Sutter County and southwestern Placer County.

Five corridor action alternatives and a no-action alternative were evaluated during the preparation of the Tier 1 EIS. Although the Parkway would be designed and construction-level impacts analyzed during the preparation of the Tier 2 EIS, for the purpose of the Tier 1 EIS, several assumptions have been made about potential design and configuration concepts. These assumptions would be subject to further development and refinement, and specific decisions about the design of the roadway would be made during the Tier 2 EIS process.

The Final Tier 1 EIS includes responses to the comments received on the Tier 1 Draft and Partially Revised Draft EIS/EIR and identifies Alternative 5 as the preferred corridor. The Parkway to be constructed in this corridor would be a high-speed, limited access roadway. Conceptually, interchanges would be located at SR 70/99 (at one-half mile north of Riego Road or at Sankey Road), one or two locations to be determined in southern Sutter County, Fiddymont Road, Foothills Boulevard, and SR 65 at Whitney Ranch Parkway. Access would be restricted for the 7-mile segment between Pleasant Grove Road and Fiddymont Road.

Issued On: December 2, 2009.

**Karen Bobo,**

*Director, Local Agency Programs, Federal Highway Administration, Sacramento, CA.*

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**BILLING CODE 4910–22–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highways in the State of Utah—Geneva Road EIS and SR–262, Montezuma Creek to Aneth

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to various proposed highway projects in the State of Utah. Those actions grant approvals for the projects.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on any of the listed highway projects will be barred unless the claim is filed on or before June 9, 2010. 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:** For FHWA: Mr. Edward Woolford, Environmental Program Manager, Federal Highway Administration, 2520 West 4700 South, Suite 9A, Salt Lake City, Utah 84118; telephone: (801) 963–0182; e-mail:

[Edward.Woolford@DOT.gov](mailto:Edward.Woolford@DOT.gov). The FHWA Utah Division Office's normal business hours are 7:00 a.m. to 4:30 p.m. (Mountain Standard Time). For UDOT: Ms. Rebecca Stromness, Environmental Program Manager, Utah Department of Transportation, 4501 South 2700 West, Box 148450, Salt Lake City, Utah 84118–8450; telephone: (801) 965–4327; e-mail: [Rstromness@utah.gov](mailto:Rstromness@utah.gov).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA has taken final agency action by issuing approval for the highway projects in the State of Utah that are listed below. The action by the Federal agency on a project, and the laws under which such actions were taken, are described in the documented environmental impact statement (EIS) issued in connection with the projects, and in other project records. The FEIS,

Record of Decision (ROD), and other project records for the listed projects are available by contacting the FHWA or the Utah Department of Transportation at the addresses provided above. For some of the projects, the FEIS, ROD and documents also can be viewed and downloaded electronically as specified below. 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. 4321–4347]; Federal-Aid Highway Act (FAHA) [23 U.S.C. 109 and 23 U.S.C. 128].

2. Air: Clean Air Act (CAA) [42 U.S.C. 7401–7671(q)].

3. Land: Section 4(f) of the Department of Transportation Act of 1966 (4f) [49 U.S.C. 303].

4. Wildlife: Endangered Species Act (ESA) [16 U.S.C. 1531–1544 and Section 1536]; Migratory Bird Treaty Act (MBTA) [16 U.S.C. 703–712].

5. Historic and Cultural Resources: Section 106 of the National Historic Preservation Act of 1966, as amended (106) [16 U.S.C. 470(f) et seq.]; Archeological Resources Protection Act of 1977 (ARPA) [16 U.S.C. 470(aa)–470(ll)]; Archeological and Historic Preservation Act (AHPA) [16 U.S.C. 469–469(c)].

6. Social and Economic: Civil Rights Act of 1964 (Civil Rights) [42 U.S.C. 2000(d) et seq.].

7. Wetlands and Water Resources: Clean Water Act (Section 401, Section 319) [33 U.S.C. 1251–1377]; Rivers and Harbors Act of 1899 (RHA) [33 U.S.C. 401–406]; Wetlands Mitigation (Sections 103 and 133) [23 U.S.C. 103(b)(6)(M) and 133(b)(11)].

8. Executive Orders: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations.

The projects subject to this notice are: Geneva Road. Project location: Utah County, Utah; Provo Center Street north through Utah County, including the cities of Orem, Vineyard, and Lindon to State Street (SR–89) in Pleasant Grove. Project reference number: FHWA–UT–EIS–08–01–F. Project type: The project will include roadway improvements to add travel lanes in order to meet LOS D in year 2030, intersection improvements, cross-section improvements, improvements to the horizontal alignment at 400 North, and

sidewalk, trail, and shoulder improvements. Final agency action(s) taken under: NEPA, FAHA, CAA, 4f, 106, ESA, MBTA, ARPA, AHPA, Civil Rights, E.O. 11990, E.O. 11514, E.O. 12898. FHWA NEPA documents: FEIS approved on August 18, 2009; ROD issued on October 13, 2009, both available at <http://www.udot.utah.gov/geneva>.

SR–262, Montezuma Creek to Aneth. Project location: San Juan County, Utah; SR–262, Montezuma Creek to Aneth. Project reference number: FHWA–UT–EIS–08–02–D. Project type: The project proposes safety improvements to 8.5 miles of State Route (SR) 162 (formally numbered SR–262) by improving roadway deficiencies and reducing potential conflicts with pedestrians and animals through improvements and realignment of the SR–162/SR–262 intersection and highway widening between the cities of Montezuma and Aneth, Utah. Final agency action(s) taken under: NEPA, FAHA, CAA, 4f, 106, ESA, MBTA, ARPA, AHPA, Civil Rights, E.O. 11990, E.O. 11514, E.O. 12898. FHWA NEPA documents: FEIS approved on June 2, 2009; ROD issued on August 25, 2009, available at <http://www.udot.utah.gov/sr-262/>.

(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(l)(1).

Issued on: December 3, 2009.

**James C. Christian,**

*Division Administrator, Salt Lake City.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35327]

#### Blacklands Railroad, Inc.—Lease and Operation Exemption—Rusk County Rural Rail District

Blacklands Railroad, Inc. (BLR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease from Rusk County Rural Rail District (RCRRD), and to operate, a 15.69-mile line of railroad extending between milepost 0.59 near Overton, TX, and milepost 16.28 near Henderson, TX.<sup>1</sup>

<sup>1</sup> Union Pacific Railroad Company (UP) has obtained Board authority to abandon this line of railroad in *Union Pacific Railroad Company—*

The transaction is expected to be consummated on or shortly after December 28, 2009, when RCRRD acquires the line from UP.

BLR certifies that its projected annual revenues as a result of this transaction will not result in BLR becoming a Class II or Class I rail carrier. BLR further certifies that its projected annual revenues as a result of this transaction will not exceed \$5 million. BLR states that its lease agreement with RCRRD will not contain a provision prohibiting BLR from interchanging traffic with a third party.

This transaction is related to a concurrently filed verified notice of exemption in STB Finance Docket No. 35330, *Rusk County Rural Rail District—Acquisition Exemption—Union Pacific Railroad Company*. In that proceeding, RCRRD seeks to acquire from UP the 15.69 miles of rail line that BLR seeks to lease and operate in this proceeding.

Pursuant to the Consolidated Appropriations Act, 2008, Public Law 110–161, § 193, 121 Stat. 1844 (2007), nothing in this decision authorizes the following activities at any solid waste rail transfer facility: Collecting, storing, or transferring solid waste outside of its original shipping container; or separating or processing solid waste (including baling, crushing, compacting, and shredding). The term “solid waste” is defined in section 1004 of the Solid Waste Disposal Act, 42 U.S.C. 6903.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Stay petitions must be filed no later than December 18, 2009 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35327, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423–0001. In addition, one copy of each pleading must be served on Karl Morell, Of Counsel, Ball Janik LLP, Suite 225, 1455 F Street, NW., Washington, DC 20005.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

*Abandonment—in Rusk County, TX*, STB Docket No. AB–33 (Sub-No. 275) (STB served Sept. 11, 2009), but has not consummated the abandonment. In lieu of abandonment, UP has agreed to sell the right-of-way, track, and track structures to RCRRD for continued rail service. In turn, BLR will lease the line from RCRRD and operate it.