

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

4. Wildlife: Endangered Species Act of 1973 [16 U.S.C. 1531–1544 and Section 1536]; Anadromous Fish Conservation Act [16 U.S.C. 757(a)–757(g)]; Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d)]; Migratory Bird Treaty Act [16 U.S.C. 703–712]; Magnuson-Stevenson Fishery Conservation and Management Act 1976 as amended [16 U.S.C. 1801 *et seq.*].

5. Historic and Cultural Resources: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*] 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)].

6. Social and Economic: Civil Rights Act of 1964 [42 U.S.C. 2000(d)–2000(d)(1)]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201–4209].

7. Wetlands and Water Resources: Clean Water Act [33 U.S.C. 1251–1377]; Coastal Zone Management Act [16 U.S.C. 1451–1465]; Land and Water Conservation Fund (LWCF) [16 U.S.C. 4601–4604]; Wild and Scenic Rivers Act [16 U.S.C. 1271–1287].

8. 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. 13186 Migratory Birds; E.O. 11514 Protection and Enhancement of Environmental Quality.

The projects subject to this notice are:

1. Project Location: Anchorage, Alaska, Municipality of Anchorage, New Seward Highway (NSH). Project Reference Number: FRAF–CA–MGS–NH–OA3–1(27). Project type: Road improvements to NSH between Rabbit Creek Road and 36th Avenue, a distance of approximately eight miles. The NSH will remain a controlled access corridor and noise barriers, fencing, and pathways throughout the corridor will be upgraded or constructed as warranted and continuous illumination will be added to augment the existing high-mast interchange lighting. Between O'Malley Road and Dimond Boulevard the existing NSH will be widened from four to six lanes to address current and future travel demand and mobility

needs. NEPA document; Environmental Assessment and Finding of No Significant Impact issued November 4, 2006 and available electronically at <http://projects.ch2m.com/Sewardhwy>.

2. Project Location: Wasilla, Alaska, Matanuska-Susitna Borough, Seward Meridian Parkway (SMP). Project Reference Number: IM–0001(302). Project type: Road improvements to SMP from the Parks Highway to Bogard Road and extension of the road one mile from Bogard Road to Seldon Road; a distance of approximately three miles. The selected alternative will expand the existing SMP from a two-lane facility to a four-lane facility with a center turn lane and a multi-use separated pathway. The project will increase the capacity of SMP and provide a key system line from Seldon Road to the Park Highway. NEPA document; Environmental Assessment and Finding of No Significant Impact issued April 2, 2007 and available electronically at <http://projects.ch2m.com/SewardMeridian>.

(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).

**David C. Miller,**

*Division Administrator, Juneau, Alaska.*

[FR Doc. 07–3662 Filed 7–25–07; 8:45 am]

**BILLING CODE 4910–RY–M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway in Idaho

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

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by FHWA, Army Corps of Engineers (USACE), DoD, and Other Federal Agencies.

**SUMMARY:** This notice announces actions taken by the FHWA, USACE, and other Federal Agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Cheyenne Overpass, Project No. DHP–1564(001), Key No. 7508, Pocatello in Bannock County in the State of Idaho. Those actions grant licenses, permits, and 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(l)(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 January 22, 2008. 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 applies.

**FOR FURTHER INFORMATION CONTACT:** For HWA: Mr. Peter Hartman, Division Administrator, Federal Highway Administration, 3050 Lakeharbor Lane Suite 126, Boise, Idaho 83703; telephone: (208) 334–1843; e-mail: [Idaho.FHWA@fhwa.dot.gov](mailto:Idaho.FHWA@fhwa.dot.gov). The FHWA Idaho Division Office's normal business hours are 8 a.m. to 4 p.m. (Mountain Time). For ITD: Mr. Mark Snyder, Project Development Engineer, Idaho Transportation Department, District 5, 5151 South 5th Avenue, Pocatello, Idaho 83205–4700; Normal business hours are 8 a.m. to 4 p.m. (Mountain Time), telephone: (208) 239–3336.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA has taken final agency actions subject to 23 U.S.C. 129(l)(1) by issuing licenses, permits, and approvals for the following highway project in the State of Idaho: Cheyenne Overpass, Pocatello from Bannock Highway to South 5th Avenue in Bannock County. The project will be a 1.1 mile long, five-lane arterial street with grade separations at 2nd Avenue and Interstate 15. It will begin at Bannock Highway south of Tech Farm Road and proceed to the east over the Portneuf River, Union Pacific Railroad tracks, and 2nd Avenue. Further east the new roadway will cross under Interstate 15 and end at South 5th Avenue. The proposed arterial will be on new alignment. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Environmental Assessment (EA) and supporting documentation for the project. The EA was released for public review on August 24, 2005; a Finding of No Significant Impact (FONSI) was issued by the FHWA on May 14, 2007. The EA, FONSI, and other supporting information are available by contacting the FHWA or the Idaho Transportation Department at the addresses provided above. The EA and FONSI can be viewed and downloaded from the project Web site at: <http://itd.idaho.gov/Projects/D5/CheyenneOverpassEA/> or viewed at public libraries in the project area. 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:

**General Environmental Statutes**

*National Environmental Policy Act:* 42 U.S.C. 4321–4335 (Pub. L. 91–190), (Pub. L. 94–83).

*Section 4(f) of The Department of Transportation Act:* 23 U.S.C. 138, 49 U.S.C. 303 (Pub. L. 100–17), (Pub. L. 97–449), (Pub. L. 86–670).

*Economic, Social, and Environmental Effects:* 23 U.S.C. 109(h), (Pub. L. 91–605), 23 U.S.C. 128;

*Uniform Relocation Assistance and Real Property Acquisition Act of 1970* (42 U.S.C. 4601 *et seq.*, (Pub. L. 91–646) as amended by the Uniform Relocation Act Amendments of 1987 (Pub. L. 100–17);

Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d *et seq.*) 23 U.S.C. 324; Americans with Disabilities Act (42 U.S.C. 12101) and related statutes.

*Executive Order 12898:*

Environmental Justice.

*Public hearings:* 23 U.S.C. 128.

**Health**

*Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976:* 42 U.S.C. 6901, *et seq.*, especially 42 U.S.C. 6961–6964 (Pub. L. 89–272) (Pub. L. 91–512) (Pub. L. 94–580).

**Historical and Archeological Preservation**

*Section 106 of the National Historic Preservation Act, as Amended:* 16 U.S.C. 470f (Pub. L. 89–665) (Pub. L. 91–243) (Pub. L. 93–54) (Pub. L. 94–422) (Pub. L. 94–458) (Pub. L. 96–199) (Pub. L. 96–244) (Pub. L. 96–515) (Pub. L. 102–575).

*Section 110 of the National Historic Preservation Act, as Amended:* 16 U.S.C. 470H–2 (Pub. L. 96–515).

*Archeological and Historic Preservation Act:* 16 U.S.C. 469–469C (Pub. L. 93–291) (Moss-Bennett Act).

*Archeological Resources Protection Act:* 16 U.S.C. 470aa–11 (Pub. L. 96–95).

*American Indian Religious Freedom Act:* 42 U.S.C. 1996 (Pub. L. 95–341).

*Native American Grave Protection and Repatriation Act:* (Pub. L. 101–601) 25 U.S.C. 3001 *et seq.*

**Land and Water Usage**

*Executive Order 11988:* Floodplain Management, as amended by Executive Order 12148.

*Federal Water Pollution Control Act (1972), as Amended by the Clean Water Act (1977 & 1987):* 33 U.S.C. 1251–1376 (Pub. L. 92–500) (Pub. L. 95–217) (Pub. L. 100–4).

*Wildflowers* 23 U.S.C. 319(B) (Pub. L. 100–17).

*Farmland Protection Policy Act of 1981:* 7 U.S.C. 4201–4209 (Pub. L. 97–98) (Pub. L. 99–198).

*Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended:* 42 U.S.C. 9601–9657 (Pub. L. 96–510).

*Superfund Amendments and Reauthorization Act of 1986: (SARA)* (Pub. L. 99–499).

*Endangered Species Act of 1973, as amended:* 16 U.S.C. 1531–1543 (Pub. L. 93–205) (Pub. L. 94–359) (Pub. L. 95–632) (Pub. L. 96–159) (Pub. L. 97–304).

*Intermodal Surface Transportation Efficiency Act of 1991 Sec. 1038 Recycled Paving Material:* (Pub. L. 102–240).

**Noise**

*Standards:* 23 U.S.C. 109(i) (Pub. L. 91–605) (Pub. L. 93–87).

**Air Quality**

*Clean Air Act (as amended), Transportation Conformity Rule:* 23 U.S.C. 109(j) 42 U.S.C. 7521(a) (Pub. L. 101–549).

*Intermodal Surface Transportation Efficiency Act of 1991: Congestion Mitigation and Air Quality Improvement Program (CMAQ):* Sec. 1008 23 U.S.C. 149.

(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: July 19, 2007.

**B. Renee Sigel,**

*Assistant Division Administrator.*

[FR Doc. 07–3645 Filed 7–25–07; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION****Maritime Administration**

**[Docket No. MARAD–2007–28790]**

**Requested Administrative Waiver of the Coastwise Trade Laws**

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Invitation for public comments on a requested administrative waiver of the Coastwise Trade Laws for the vessel LAZZARONE.

**SUMMARY:** As authorized by Public Law 105–383 and Public Law 107–295, 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. The complete application is given in DOT docket MARAD–2007–28790 at <http://dms.dot.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 Public Law 105–383 and MARAD's regulations at 46 CFR Part 388 (68 FR 23084; April 30, 2003), 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.

**DATES:** Submit comments on or before August 27, 2007.

**ADDRESSES:** Comments should refer to docket number MARAD–2007–28790. 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://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Joann Spittle, U.S. Department of Transportation, Maritime Administration, 1200 New Jersey Avenue, SE., Room W21–203, Washington, DC 20590. Telephone 202–366–5979.

**SUPPLEMENTARY INFORMATION:** As described by the applicant the intended service of the vessel LAZZARONE is: *Intended Use:* “Sailing charters”.

*Geographic Region:* “East coast, central Florida, Saint Lucie County, Port Pierce inlet”.

**Privacy Act**

Anyone is able to search the electronic form of all comments