

## SUSQUEHANNA RIVER BASIN COMMISSION

### Notice of Actions Taken at December 16, 2010, Meeting

**AGENCY:** Susquehanna River Basin Commission.

**ACTION:** Notice of Commission Actions.

**SUMMARY:** As part of its regular business meeting held on December 16, 2010, in Aberdeen, Maryland, the Commission convened a public hearing, at which took the following actions: (1) Approved settlements involving two water resources projects; (2) approved and tabled certain water resources projects; and (3) rescinded approval for one water resources project.

**DATES:** December 16, 2010.

**ADDRESSES:** Susquehanna River Basin Commission, 1721 N. Front Street, Harrisburg, PA 17102-2391.

**FOR FURTHER INFORMATION CONTACT:** Richard A. Cairo, General Counsel, telephone: (717) 238-0423, ext. 306; fax: (717) 238-2436; e-mail: [rcairo@srbc.net](mailto:rcairo@srbc.net); or Stephanie L. Richardson, Secretary to the Commission, telephone: (717) 238-0423, ext. 304; fax: (717) 238-2436; e-mail: [srichardson@srbc.net](mailto:srichardson@srbc.net). Regular mail inquiries may be sent to the above address.

**SUPPLEMENTARY INFORMATION:** In addition to the public hearing and its related action items identified below, the following items were also presented or acted on at the business meeting: (1) Presentations on Climate Change Initiatives to Protect the Chesapeake Bay; (2) hydrologic conditions in the basin; (3) FY-2012 funding of the Susquehanna Flood Forecast and Warning System; (4) ratification/approval of grants/contracts; (5) approval of proposed natural gas related research projects; (6) a Records Retention Policy; (7) the FY-2010 Audit Report; (8) a recommendation for new independent auditors; and (9) amendment of Commission By-Laws. The Commission heard counsel's report on legal matters affecting the Commission. The Commission also convened a public hearing and took the following actions:

#### Public Hearing—Compliance Matters

The Commission approved a settlement in lieu of civil penalties for the following projects:

1. Chesapeake Appalachia, LLC.
2. J-W Operating Company, Pad ID: Pardee & Curtin Lumber Co. C-12H, Shippen Township, Cameron County, Pa.—\$40,000.

#### Public Hearing—Rescission of Project Approval

1. Project Sponsor and Facility: Anadarko E&P Company LP (Pine Creek) (Docket No. 20090304), Cummings Township, Lycoming County, Pa.

#### Public Hearing—Projects Approved

1. *Project Sponsor and Facility:* Anadarko E&P Company LP (Pine Creek—3), Watson Township, Lycoming County, Pa. Surface water withdrawal of up to 0.720 mgd.

2. *Project Sponsor:* Aqua Pennsylvania, Inc. Project Facility: Monroe Manor Water System, Monroe Township, Snyder County, Pa. Groundwater withdrawal of up to 0.391 mgd from Well 6.

3. *Project Sponsor and Facility:* East Resources Management, LLC (Cowanessque River), Westfield Township, Tioga County, Pa. Surface water withdrawal of up to 0.375 mgd.

4. *Project Sponsor and Facility:* EXCO Resources (PA), LLC (West Branch Susquehanna River), Curwensville Borough, Clearfield County, Pa. Surface water withdrawal of up to 2.000 mgd.

5. *Project Sponsor:* Hughesville-Wolf Township Joint Municipal Authority. Project Facility: Wastewater Treatment Plant, Wolf Township, Lycoming County, Pa. Withdrawal of treated wastewater effluent of up to 0.249 mgd.

6. *Project Sponsor and Facility:* Leonard & Jean Marie Azaravich (Meshoppen Creek), Springville Township, Susquehanna County, Pa. Surface water withdrawal of up to 0.249 mgd.

7. *Project Sponsor and Facility:* LHP Management, LLC (Fishing Creek—Clinton Country Club), Bald Eagle Township, Clinton County, Pa. Modification to increase surface water withdrawal up to 0.999 mgd (Docket No. 20090906).

8. *Project Sponsor and Facility:* Linde Corporation (Lackawanna River), Fell Township, Lackawanna County, Pa. Surface water withdrawal of up to 0.905 mgd.

9. *Project Sponsor and Facility:* Ultra Resources, Inc. (Pine Creek), Pike Township, Potter County, Pa. Modification to increase surface water withdrawal up to 0.936 mgd (Docket No. 20090332).

#### Public Hearing—Project Tabled

1. *Project Sponsor and Facility:* Peoples Financial Services Corp. (Tunkhannock Creek), Tunkhannock Township, Wyoming County, Pa. Application for surface water withdrawal of up to 0.990 mgd.

**Authority:** Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR parts 806, 807, and 808.

Dated: December 22, 2010.

**Thomas W. Beauduy,**  
*Deputy Executive Director.*

[FR Doc. 2011-151 Filed 1-7-11; 8:45 am]

**BILLING CODE 7040-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

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

**AGENCY:** Federal Highway Administration (FHWA), 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(l)(1). The actions relate to a proposed highway project on US Highway 14 from I-35 in the City of Owatonna, Steele County to Highway 56 near the City of Dodge Center, Dodge County, Minnesota. The proposed improvements include reconstruction and capacity expansion of US 14 as a rural four-lane divided freeway section, including 12.3 miles on a new alignment south of the Dakota, Minnesota, and Eastern Railroad corridor. Those 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(l)(1). A claim seeking judicial review of the Federal agency actions of the proposed highway project will be barred unless the claim is filed within 180 days from the date this notice is published in the **Federal Register**. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such a claim, than that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** For FHWA: Mr. Derrell Turner, Division Administrator, Federal Highway Administration, 380 Jackson Street, Suite 500, Saint Paul, MN 55101, Telephone (651) 291-6100, e-mail: [Derrell.turner@dot.gov](mailto:Derrell.turner@dot.gov). The Minnesota Division Office's normal business hours at 7:30 a.m. to 4 p.m. (Central Time). For the Minnesota Department of Transportation (Mn/DOT): Heather Lukes, PE, Project Manager, District 6, 2900 48th Street NW, Rochester, MN 55901-5848, Telephone: (507) 286-7694, E-mail: [Heather.Lukes@state.mn.us](mailto:Heather.Lukes@state.mn.us).

**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 Minnesota: US Highway 14 from I-35 in the City of Owatonna, Steele County to Highway 56 near the City of Dodge Center, Dodge County, Minnesota. The Final Environmental Impact Statement (EIS) was approved by FHWA on July 30, 2010. The Record of Decision for this project was approved on November 3, 2010.

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. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303]; Landscaping and Scenic Enhancement (Wildflowers) [23 U.S.C. 319].

3. *Wildlife:* Endangered Species Act [16 U.S.C. 1531–1544 and Section 1536]; Fish and Wildlife Coordination Act [15 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(f) *et seq.*]; Archaeological and Historic Preservation Act [16 U.S.C. 469–469(c)].

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

6. *Safe Drinking Water Act (SDWA)* [42 U.S.C. 300(f)-300(j)(6)]; Flood Disaster Protection Act [42 U.S.C. 4001–4128].

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 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(l)(1).

Issued on: December 28, 2010.

**Derrell Turner,**

*Division Administrator, Federal Highway Administration, Saint Paul, Minnesota.*

[FR Doc. 2011–158 Filed 1–7–11; 8:45 am]

**BILLING CODE M**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA–2010–0413]

#### Qualification of Drivers; Exemption Applications; Vision

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

**ACTION:** Notice of Applications for exemptions; request for comments.

**SUMMARY:** FMCSA announces receipt of applications from 16 individuals for exemption from the vision requirement in the Federal Motor Carrier Safety Regulations. If granted, the exemptions would enable these individuals to qualify as drivers of commercial motor vehicles (CMVs) in interstate commerce without meeting the Federal vision standard.

**DATES:** Comments must be received on or before February 9, 2011.

**ADDRESSES:** You may submit comments bearing the Federal Docket Management System (FDMS) Docket No. FMCSA–2010–0413 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Mail:* Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12–140, Washington, DC 20590–0001.

- *Hand Delivery:* West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Fax:* 1–202–493–2251.

**Instructions:** Each submission must include the Agency name and the docket numbers for this notice. Note that all comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. Please see the Privacy Act heading below for further information.

**Docket:** For access to the docket to read background documents or comments, go to <http://www.regulations.gov> at any time or Room W12–140 on the ground level of

the West Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The FDMS is available 24 hours each day, 365 days each year. If you want acknowledgment that we received your comments, please include a self-addressed, stamped envelope or postcard or print the acknowledgement page that appears after submitting comments on-line.

**Privacy Act:** Anyone may search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or of the person signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's Privacy Act Statement for the FDMS published in the **Federal Register** on January 17, 2008 (73 FR 3316), or you may visit <http://edocket.access.gpo.gov/2008/pdf/E8-785.pdf>.

**FOR FURTHER INFORMATION CONTACT:** Dr. Mary D. Gunnels, Director, Medical Programs, (202) 366–4001, [fmcsamedical@dot.gov](mailto:fmcsamedical@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:

##### Background

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption from the Federal Motor Carrier Safety Regulations 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.” FMCSA can renew exemptions at the end of each 2-year period. The 16 individuals listed in this notice have each requested such an exemption from the vision requirement in 49 CFR 391.41(b)(10), which applies to drivers of CMVs in interstate commerce. Accordingly, the Agency will evaluate the qualifications of each applicant to determine whether granting an exemption will achieve the required level of safety mandated by statute.

##### Qualifications of Applicants

*Michael L. Ballantyne*

Mr. Ballantyne, age 55, has had refractive amblyopia in his right eye since birth. The best corrected visual acuity in his right eye is 20/200 and in his left eye, 20/20. Following an examination in 2010, his optometrist noted, “In my medical opinion has