

members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the RTCA Secretariat, 1140 Connecticut Avenue, NW., Suite 1020, Washington, DC, 20036; (202) 833-9339 (phone); (202) 833-9434 (fax); or the on-site contact, Sue Whitehead, at +44-1684-894792 (phone) or SUEW@atc.dera.gov.uk (email). Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on September 22, 2000.

**Janice L. Peters,**

*Designated Official.*

[FR Doc. 00-25076 Filed 9-28-00; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### Petitions for Waivers of Compliance

In accordance with Title 49 Code of Federal Regulations (CFR) § 211.41, and 49 U.S.C. 20103, notice is hereby given that the Federal Railroad Administration (FRA) has received a request for waiver of compliance with certain requirements of the Federal railroad safety regulations. The individual petition is described below, including the party seeking relief, the regulatory and statutory provisions involved, and the nature of the relief being sought.

**San Diego Trolley, Inc. ("SDTI")**

**FRA Waiver Petition No. FRA-2000-7137**

San Diego Trolley, Inc. (SDTI), a wholly owned subsidiary of the Metropolitan Transit Development Board, seeks a permanent waiver of compliance from certain CFR parts of Title 49, specifically: part 217, Railroad Operating Rules; part 218, Railroad Operating Practices; part 219, Control of Alcohol and Drug Use; part 220, Railroad Communications; part 221, Rear End Marking Devices; part 223, Safety Gazing Standards—Locomotives, Passenger Cars and Cabooses; part 225, Railroad Accidents/Incidents—Report Classification, and Investigations; part 229, Railroad Locomotive Safety Standards; part 231, Railroad Safety Appliance Standards; part 238, Passenger Equipment Safety Standards; part 239, Passenger Train Emergency Preparedness; and part 240, Qualification and Certification of Locomotive Engineers, as well as the statutory requirements of 49 U.S.C. chapter 211 pertaining to hours of service (see 49 U.S.C. 21108).

SDTI has also petitioned for grandfathering approval to operate its equipment under 49 CFR 238.203. Notice of this petition has already been published in the **Federal Register** at 65 FR 25023 (April 28, 2000).

SDTI was created as a wholly-owned subsidiary by the Metropolitan Transit Development Board ("MTDB") in August 1980 to operate and maintain a Light Rail Transit ("LRT") system. The SDTI System covers an area of approximately 46.4 route miles. Patronage on the SDTI System presently is over 75,000 passengers on an average weekday.

SDTI seeks approval of shared track usage and waiver of certain FRA regulations involving light rail passenger operations with freight trains. SDTI also requests approval of a pilot project under which certain hours of service requirements would be waived. FRA has jurisdiction over a portion of the SDTI because it is connected to the general railroad system of transportation. Specifically, certain portions of the SDTI rail lines are used for freight rail carrier service. The freight operator, San Diego & Imperial Valley Railroad ("SD&IV"), conducts operations on the SDTI under temporal separation. (SDTI has recently amended its petition (1999-7137-8) to include a proposed amendment to its Standard Operating Procedure that would permit certain limited joint operations during the early morning period with light rail and freight movements on separate, but adjacent tracks.) The SD&IV operates at night on the rail line between San Diego and El Cajon, CA (approximately 18 miles) and between San Diego and San Ysidro, CA the southern terminal of the SDTI system (approximately 14 miles). See "Statement of Agency Policy Concerning Jurisdiction Over the Safety of Railroad Passenger Operations and Waivers Related to Shared Use of the Tracks of the General Railroad System by Light Rail and Conventional Equipment" at 65 FR 42529 (July 10, 2000); see also "Joint Statement of Agency Policy Concerning Shared Use of the Tracks of the General Railroad System by Conventional Railroads and Light Rail Transit Systems" at 65 FR 42626 (July 10, 2000).

Since FRA has not yet concluded its investigation of the SDTI's petition, the agency takes no position at this time on the merits of SDTI's stated justifications. As part of FRA's review of the petition, the Federal Transit Administration will appoint a representative to advise FRA's Safety Board, and that person will participate in the board's consideration of MTA's waiver petition.

All communications concerning these proceedings should identify the appropriate docket number (Docket Number FRA-2000-7137) and must be submitted to the DOT Docket Management Facility, Room PL-401 (Plaza level), 400 Seventh Street, SW., Washington, DC 20590. All documents in the public docket, including SDTI's detailed waiver request, are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>. Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered to the extent practicable. All written communications concerning this proceeding are available for examination during regular business hours (9 a.m.-5 p.m.) at the above facility.

Issued in Washington, DC on September 21, 2000.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

[FR Doc. 00-25072 Filed 9-28-00; 8:45 am]

**BILLING CODE 4910-06-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

#### Environmental Impact Statement for Transportation Improvements Within the North Corridor, Charlotte, NC

**AGENCY:** Federal Transit Administration, DOT.

**ACTION:** Notice of Intent to prepare an Environmental Impact Statement (EIS).

**SUMMARY:** The Federal Transit Administration (FTA), the Federal lead agency, and the City of Charlotte, the local lead agency, intent to prepare an environmental impact statement (EIS) in accordance with the National Environmental Policy Act (NEPA) for transportation improvements within the proposed North Corridor in Mecklenburg and Iredell Counties, North Carolina. The study corridor of approximately 30 miles extends from Uptown Charlotte (the center city) in Mecklenburg County to the Town of Mooresville in southern Iredell County.

The Charlotte-Mecklenburg region is developing an integrated land use and supportive transit plan. Building on the 2025 Integrated Transit/Land Use Plan for Charlotte-Mecklenburg, four corridor Major Investment Studies (MISs) are being prepared for the North, Northeast (University), Southeast (Independence), and West (Airport) corridors. A

previously-prepared MIS for the South Corridor resulted in a light rail transit project for that corridor.

The EIS will be prepared following completion of a MIS for the North Corridor. The North Corridor MIS will evaluate the land use, mobility, and environmental benefits, costs and impacts of various land use and transportation alternatives. The MIS will evaluate the following alternatives: a No-Build alternative; a Transportation System Management alternative consisting of low to medium cost improvements to the facilities and operation of local bus services (Charlotte Area Transit System) in addition to currently planned transit improvements in the study corridor; and multiple "Build" alternatives including bus rapid transit, various types of rail transit facilities, and combinations of these types of transit services, as well as alternative land use scenarios. (See Section III. Alternatives for additional information).

The sequence of events for the planning and development for this project include the following major milestones:

*Scoping Process*—early opportunity for public input to the study scope including alternatives and issues to be evaluated.

*Major Investment Study (MIS)*—evaluation of proposed improvement alternatives, early consideration of environmental factors, concluding with the selection of a Locally Preferred Alternative (LPA).

*Preliminary Engineering/Environmental Impact Statement (PE/EIS)*—detailed definition of the LPA, evaluation of design options, assessment of potential impacts, development of mitigation measures, preparation and circulation of the Draft EIS, public meetings, and completion of a Final EIS.

Scoping will be accomplished through correspondence with interested persons, organizations, and federal, state, and local agencies, and through public and agency meetings.

**DATES: Comment Due Date:** Written comments on the scope of alternatives and impacts to be considered should be sent to Kelly R. Goforth, Project Manager, Charlotte Area Transit System, by October 16, 2000. See **ADDRESSES** below. *Scoping Meetings:* Public scoping meetings will be held on:

Tuesday, September 19, 2000, 6:30 pm—9:00 pm, Mooresville Citizens Center, 215 N. Main Street, Mooresville, NC 28115

Monday, September 25, 2000, 6:30 pm—9:00 pm, Huntersville Presbyterian Church, 201 Old Statesville Road, Huntersville, NC 28078

Wednesday, September 27, 2000, 6:30 pm—9:00 pm, Charlotte-Mecklenburg Government Center, 600 E. Fourth St., Charlotte, NC 28202 (Joint meeting with all corridors—Center City focus)

Thursday, September 28, 2000, 6:30 pm—9:00 pm, Sugaw Creek Recreation Center, 939 West Sugar Creek Road, Charlotte, NC 28213 (Joint meeting with Northeast Corridor)

Scoping materials will be available at the meeting or in advance of the meeting by contacting CATS. See **ADDRESSES** below.

An agency scoping meeting will be held on Wednesday, September 27, 2000, 10 am to 1 pm, Charlotte-Mecklenburg Government Center. See **ADDRESSES** below.

Scoping is being conducted for three other related corridors—Northeast (University), Southeast (Independence), and West (Airport)—in the Charlotte-Mecklenburg region at approximately the same time with separate public scoping meetings, as published in separate Notices of Intent. The agency scoping meeting for the North Corridor will be held in conjunction with the three other corridors to address inter-related issues and coordination.

**ADDRESSES:** Written comments on the scope of alternatives and impacts to be studied should be sent to Kelly R. Goforth, Project Manager, Charlotte Area Transit System, 600 East Fourth Street, Charlotte, NC 28202–2858. Public scoping meetings will be held at the following locations: Mooresville Citizens Center, 215 N. Main Street, Mooresville, NC 28115; Huntersville Presbyterian Church, 201 Old Statesville Road, Huntersville, NC 28078; Charlotte-Mecklenburg Government Center, 600 E. Fourth St., Charlotte, NC 28202; Sugaw Creek Recreation Center, 939 West Sugar Creek Road, Charlotte, NC 28213. See **DATES** above. An agency scoping meeting will be held at the Charlotte Mecklenburg Government Center, 600 East Fourth St., Charlotte, NC, 28202. See **DATES** above.

**FOR FURTHER INFORMATION CONTACT:** Ms. Myra Immings, Federal Transit Administration, Region IV, 61 Forsyth Street SW., Suite 17T50, Atlanta, GA 30303; Telephone (404) 562–3508.

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Scoping**

The FTA and the City of Charlotte invite interested individuals, organizations, and federal, state and local agencies to participate in defining the alternative transit modes and alignments to be evaluated and identifying any significant social,

economic, or environmental issues related to the alternatives. Primary issues to be considered include the changes in land uses and future development as they relate to alternative transit systems. Specific suggestions related to additional alternatives to be examined and issues to be addressed are welcome and will be considered in the final scope of the project. Scoping comments may be made at the scoping meetings or in writing no later than October 16, 2000 (see **DATES** and **ADDRESSES** above). During scoping, comments should focus on identifying specific social, economic, or environmental impacts to be evaluated, and suggesting alternatives that are less costly or less environmentally damaging which achieve similar transit objectives. Comments should focus on the issues and alternatives for analysis, and not on a preference for a particular alternative.

An information packet, referred to as the Scoping Booklet, will be circulated to all Federal, State, and local agencies with jurisdiction in the project area. Scoping material will also be available at the meeting or in advance of the meeting by contacting the Charlotte Area Transit System as indicated above. If you wish to be placed on the mailing list to receive further information as the project continues contact Kelly Goforth at the Charlotte Area Transit System (see **ADDRESSES** above).

##### **II. Description of Corridor and Project Need**

The North Corridor project is a direct outgrowth of prior transit planning activities for the region. The 2025 *Integrated Transit/Land Use Plan for Charlotte-Mecklenburg*, developed in 1998, identified key centers of economic activity and the five major transportation corridors in the Charlotte region. The 2025 Plan calls for concentrating development along these corridors and proposes a rapid transit system as a means to support land use initiatives to attain this vision in order to sustain economic growth and protect citizen's quality of life. The 2025 Plan identified the North Corridor as a high-priority transit corridor based on current and future mobility needs, cost feasibility and potential ridership.

The proposed project corridor extends approximately 30 miles from Uptown Charlotte (the center city) in Mecklenburg County to the Town of Mooresville in southern Iredell County, and includes portions of the Towns of Cornelius, Davidson, and Huntersville. The project study corridor generally follows the Interstate 77 (I-77) north-south corridor and includes the Norfolk Southern rail line and major arterials

that parallel I-77. Land uses in the study corridor are characterized by higher density office and commercial development at the southernmost portion of the corridor located in the center city; the central portion of the corridor has a mixture of uses including low density residential and commercial, light industrial and manufacturing uses; and the northernmost portion of the corridor has a semi-rural character of low density development and undeveloped tracts of land.

Interstate 77 is currently a four-lane controlled access freeway within the study area and has an average daily traffic (ADT) volume of 78,000 vehicles per day (vpd) in the segment north of Interstate 85. This facility experiences severe congestion and delays particularly during peak travel times and is considered to be one of the major transportation problems facing this rapidly growing region. Currently, I-77 is rated as having very poor mobility (level of service F in many sections during peak periods). The future traffic volumes for the year 2020 are projected to increase to 188,000 ADT for the segment between I-85 and I-485; and 136,000 ADT for the segment between I-485 and NC 73, an increase of 74% to 240% in daily traffic for this facility. The North Carolina Department of Transportation (NCDOT) has programmed the reconstruction of I-77 as an eight-lane facility from I-85 to I-485 to begin in the year 2003; the reconstruction of I-77 from I-485 to NC 73 as a six-lane facility begins in 2006. However, even with these roadway improvements, a substantial portion of this facility will still experience severe peak period congestion.

Future growth projections for the region estimate a population increase of 57 percent and a 47 percent increase in employment by the year 2025. Incorporated towns within the North Corridor study area are among the fastest-growing communities in the state.

The Charlotte Metropolitan Area has exceed the Environmental Protection Agency's 1-hour and 8-hour standard for ozone each of the past three years. These violations will likely result in the County being designated as a non-attainment area for ozone, which will be officially stated by US EPA early next year. The primary contributor of air pollutants in the region is mobile emissions.

### III. Alternatives

The alternatives proposed for evaluation include: (1) No-Build, which involves no change to transportation service or facilities in the corridor

beyond already committed projects; (2) a Transportation System Management alternative, which consists of low to medium cost improvements to the operations of the local bus service, the Charlotte Area Transit System, in addition to the currently planned transit improvements in the corridor; and (3) multiple "Build" alternatives including bus rapid transit (BRT) facilities along the I-77 corridor and various modes of rail service including commuter rail and light rail transit (LRT) generally following the existing Norfolk Southern railroad right-of-way and/or major arterials within the study corridor. The "Build" alternatives may include alternative land use scenarios to evaluate the potential for focusing development around transit stations. Additional reasonable alternatives suggested through the scoping process may also be considered.

### IV. Probable Effects

FTA and the City of Charlotte will identify potentially significant social, economic, and environmental impacts associated with the alternatives considered in the MIS. The primary environmental issues to be considered include potential impacts to air quality, noise and vibration, historical and archaeological resources, visual quality, wetlands, natural areas, rare and endangered species, water quality and potential contamination sites. The primary social and economic impacts proposed for analysis in the MIS include potential changes in land use and future developments, neighborhood and community resource impacts, relocations and displacement impacts, and traffic impacts throughout the project corridor. In addition, both beneficial and adverse impacts to minority and low-income groups will be evaluated. The impacts will be evaluated both for the construction period and for the long-term period of operation. Potential measures to mitigate any significant adverse impacts will be identified.

### V. FTA Procedures

In accordance with the federal transportation planning regulations (23 CFR Part 450), the MIS will be prepared to include an evaluation of the social, economic, environmental impacts and benefits of the alternatives. The MIS will consider the public and agency comments received. At the conclusion of the MIS, the Metropolitan Transit Commission will select the preferred mode and general alignment alternative for the North Corridor (the LPA). Once the LPA has been included in the Mecklenburg-Union Metropolitan

Planning Organization's adopted long-range transportation plan, this project and associated alignment, design, and other options will be further studied in the Preliminary Engineering/Environmental Impact Statement (PE/EIS) phase of project development. Opportunities for agency and public involvement will be provided throughout the MIS and PE/EIS phases.

Dated: September 22, 2000.

**Jerry Franklin,**

*FTA Regional Administrator.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

#### Environmental Impact Statement for Transportation Improvements Within the Northeast (University) Corridor, Charlotte, NC

**AGENCY:** Federal Transit Administration, DOT.

**ACTION:** Notice of Intent to prepare an Environmental Impact Statement (EIS).

**SUMMARY:** The Federal Transit Administration (FTA), the Federal lead agency, and the City of Charlotte, the local lead agency, intend to prepare an environmental impact statement (EIS) in accordance with the National Environmental Policy Act (NEPA) for transportation improvements within the proposed Northeast Corridor in Mecklenburg County, North Carolina. The study corridor of approximately 14 miles extends from Uptown Charlotte (the center city) in Mecklenburg County to the Concord Mills area near the Mecklenburg-Cabarrus County line.

The Charlotte-Mecklenburg region is developing an integrated land use and supportive transit plan. Building on the 2025 *Integrated Transit/Land Use Plan for Charlotte-Mecklenburg*, four corridor Major Investment Studies (MISs) are being prepared for the North, Northeast (University), Southeast (Independence), and West (Airport) corridors. A previously-prepared MIS for the South Corridor resulted in a light rail transit project for that corridor.

The EIS will be prepared following completion of a MIS for the Northeast Corridor. The Northeast Corridor MIS will evaluate the land use, mobility, and environmental benefits, costs and impacts of various land use and transportation alternatives. The MIS will evaluate the following alternatives: A No-Build alternative; a Transportation System Management alternative consisting of low to medium cost