

Administration, IT Enterprises Business Services Division, AES-200, 800 Independence Ave., SW., Washington, DC 20591.

*Comments are invited on:* Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimates of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Issued in Washington, DC, on November 5, 2009.

**Carla Mauney,**

*FAA Information Collection Clearance Officer, IT Enterprises Business Services Division, AES-200.*

[FR Doc. E9-27272 Filed 11-12-09; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### **Notice of Intent To Request Revision From the Office of Management and Budget of a Currently Approved Information Collection Activity, Request for Comments; Associate Administrator for Commercial Space Transportation (AST) Customer Service Survey**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice and request for comments.

**SUMMARY:** The FAA invites public comments about our intention to request the Office of Management and Budget (OMB) to approve a current information collection. The FAA Office of the Associate Administrator for Commercial Space Transportation (AST) conducts this survey in order to obtain industry input on customer service standards which have been developed and distributed to industry customers. **DATES:** Please submit comments by January 12, 2010.

**FOR FURTHER INFORMATION CONTACT:** Carla Mauney on (202) 267-9895, or by e-mail at: [Carla.Mauney@faa.gov](mailto:Carla.Mauney@faa.gov).

#### **SUPPLEMENTARY INFORMATION:**

#### **Federal Aviation Administration (FAA)**

*Title:* Associate Administrator for Commercial Space Transportation (AST) Customer Service Survey.

*Type of Request:* Extension without change of an approved collection.

*OMB Control Number:* 2120-0611.

*Form(s):* There are no FAA forms associated with this collection.

*Affected Public:* A total of 50 Respondents.

*Frequency:* The information is collected on occasion.

*Estimated Average Burden per Response:* Approximately 1 hour per response.

*Estimated Annual Burden Hours:* An estimated 50 hours annually.

*Abstract:* The FAA Office of the Associate Administrator for Commercial Space Transportation (AST) conducts this survey in order to obtain industry input on customer service standards which have been developed and distributed to industry customers. This is a requirement of the White House NPR Customer Service Initiative. AST collects and analyzes the data for results.

**ADDRESSES:** Send comments to the FAA at the following address: Ms. Carla Mauney, Room 712, Federal Aviation Administration, IT Enterprises Business Services Division, AES-200, 800 Independence Ave., SW., Washington, DC 20591.

*Comments are invited on:* Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimates of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Issued in Washington, DC, on November 5, 2009.

**Carla Mauney,**

*FAA Information Collection Clearance Officer, IT Enterprises Business Services Division, AES-200.*

[FR Doc. E9-27271 Filed 11-12-09; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35313]

#### **Charleston, Blue Creek and Sanderson Railway Company—Lease and Operation Exemption—Norfolk Southern Railway Company**

Charleston, Blue Creek and Sanderson Railway Company (CB&SR), a

noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to lease from Norfolk Southern Railway Company (NS) and to operate two lines of railroad, totaling approximately 30.6 miles in length, located in West Virginia between: (1) Milepost TP-1.00 at Charleston and milepost TP-26.91, at Morris Fork; and (2) former B&O milepost 97.2, near Falling Rock, and former B&O milepost 100.9, near Blue Creek.<sup>1</sup>

According to CB&SR, NS will retain certain operating rights on the lines to allow NS to access a potential future interchange with the Elk River Railroad, if such an interchange is developed, and an inactive line believed to be held by the trustee of the Pennsylvania Central Railroad, if that line is reactivated in the future.

CB&SR certifies that its projected revenues as a result of the transaction will not exceed those that would qualify it as a Class III carrier. The earliest this transaction may be consummated is November 27, 2009, the effective date of the exemption (30 days after the exemption was filed).

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 transaction. Petitions for stay must be filed no later than November 20, 2009 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35313, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Kelvin J.

<sup>1</sup> CB&SR states that it has entered into lease agreements with NS covering CB&SR's acquisition and operation of the lines for a period of 20 years, unless the lease agreements are terminated earlier in accordance with their other terms. CB&SR also notes that the lease agreements do not include "interchange commitments" as described in 49 CFR 1121.3 and in Disclosure of Rail Interchange Commitments, STB Ex Parte No. 575 (Sub-No. 1) (STB served May 29, 2008).

Dowd, Slover & Loftus LLP, 1224 Seventeenth Street, NW., Washington, DC 20036.

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

Decided: November 9, 2009.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Jeffrey Herzig,**

*Clearance Clerk.*

[FR Doc. E9-27376 Filed 11-12-09; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

[Docket No. FTA-2009-0052]

#### Proposed Policy Statement on the Eligibility of Pedestrian and Bicycle Improvements Under Federal Transit Law

**AGENCY:** Federal Transit Administration (FTA), DOT.

**ACTION:** Notice of proposed policy statement and request for comment.

**SUMMARY:** This notice describes the eligibility of pedestrian and bicycle improvements for Federal Transit Administration (FTA) funding and proposes a formal policy on the catchment area for pedestrians and bicyclists in relationship to public transportation stops and stations. FTA seeks comment from all interested parties. After consideration of the comments, FTA will issue a second **Federal Register** notice responding to comments and noting any changes made to the policy statement as a result of comments received.

**DATES:** Comments must be received by January 12, 2010. Late-filed comments will be considered to the extent practicable.

**ADDRESSES:** You may submit comments identified by the docket number (FTA-2009-0052) by any of the following methods:

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

**U.S. Mail:** U.S. Department of Transportation, Docket Operations, West Building, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590.

**Hand Delivery:** U.S. Department of Transportation, Docket Operations, West Building, 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:** (202) 493-2251.

**Instructions:** You must include the agency name (Federal Transit Administration), and Docket number (FTA-2009-0052) for this notice at the beginning of your comments. All comments received will be posted, without change and including any personal information provided, to <http://www.regulations.gov> where they will be available to internet users. Please see the Privacy Act for more information.

You should submit two copies of your comments if you submit them by mail. If you wish to receive confirmation that FTA received your comments, you must include a self-addressed, stamped postcard. Due to security procedures in effect since October 2001 regarding mail deliveries, mail received through the U.S. Postal Service may be subject to delays. Parties submitting comments should consider using an express mail firm to ensure the prompt filing of any submissions not filed electronically or by hand.

For access to the DOT docket to read materials relating to this notice, please go to <http://www.regulations.gov> at any time.

**Contact Information:** For questions, please contact Matthew Lesh at (202) 366-0953 or [matthew.lesh@dot.gov](mailto:matthew.lesh@dot.gov). For legal questions, please contact Jayme L. Blakesley at (202) 366-0304 or [jayme.blakesley@dot.gov](mailto:jayme.blakesley@dot.gov). The principal office of FTA is located at 1200 New Jersey Avenue, SE., Washington, DC 20590. Office hours are from 8:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The purpose of this notice is to propose a radius around a public transportation stop or station within which FTA will consider pedestrian and bicycle improvements to have a *de facto* functional relationship to public transportation.

U.S. Secretary of Transportation Ray LaHood has challenged the U.S. Department of Transportation to improve the livability of our nation's communities: "President [Obama] has made livable communities a key aspect of his agenda. \* \* \* How a community is designed—including the layout of the roads, transit systems and walkways—has a huge impact on its residents."<sup>1</sup> Funding bicycle and pedestrian

facilities that provide access to public transportation is an important way for FTA to foster livable communities.

A livable community is "a community where if people don't want an automobile, they don't have to have one; a community where you can walk to work, your doctor's appointment, pharmacy or grocery store. Or you could take light rail, a bus, or ride a bike."<sup>2</sup> According to Secretary LaHood, "[l]ivable communities are mixed-use neighborhoods with highly-connected streets promoting mobility for all users, whether they are children walking or biking to school or commuters riding transit or driving motor vehicles. Benefits include improved traffic flow, shorter trip lengths, safer streets for pedestrians and cyclists, lower greenhouse gas emissions, reduced dependence on fossil fuels, increased trip-chaining, and independence for those who prefer not to or are unable to drive. In addition, investing in a "complete street" concept stimulates private-sector economic activity by increasing the viability of street-level retail small businesses and professional services, creating housing opportunities and extending the usefulness of school and transit facilities."<sup>3</sup> To illustrate the Secretary's point, more than half of older adults who described an inhospitable environment outside their homes would walk, bicycle, or take public transportation more if their streets were improved.<sup>4</sup>

With respect to bicycle facilities in particular, Secretary LaHood has committed the Department to "work toward an America where bikes are recognized to coexist with other modes and to safely share our roads and bridges."<sup>5</sup> If we are to create livable communities, "the range of transportation choices available to all Americans—including transit, walking, bicycling, and improved connectivity for various modes—must be expanded."<sup>6</sup>

<sup>2</sup> Christie Findlay, *Living in a Post-Car World*, AARP Bulletin, October 1, 2009.

<sup>3</sup> Statement of Ray LaHood, Secretary of Transportation, before the Committee on Banking, Housing, and Urban Affairs, U.S. Senate Hearing on Greener Communities, Greater Opportunities: New Ideas for Sustainable Development and Economic Growth (June 16, 2009).

<sup>4</sup> National Highway Traffic Safety Administration, *Traffic Safety Facts: Older Population*. 2005.

<sup>5</sup> Statement of Ray LaHood, Secretary of Transportation, before the 2009 National Bike Summit in Washington, DC (March 11, 2009).

<sup>6</sup> Statement of Ray LaHood, Secretary of Transportation, before the Committee on Banking, Housing, and Urban Affairs, U.S. Senate Hearing on Greener Communities, Greater Opportunities: New Ideas for Sustainable Development and Economic Growth (June 16, 2009).

<sup>1</sup> Statement of Ray LaHood, Secretary of Transportation, before the Committee on Banking, Housing, and Urban Affairs, U.S. Senate Hearing on Greener Communities, Greater Opportunities: New Ideas for Sustainable Development and Economic Growth (June 16, 2009).