

California 90261, telephone (310) 297-0010.

SUPPLEMENTARY INFORMATION:

History

On May 9, 1995, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR Part 71) by modifying the Class D and E airspace areas at Camp Pendleton MCAS, CA (60 FR 24592). This action will provide additional controlled airspace for instrument flight rules operations at Camp Pendleton MCAS, CA.

Interesting parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments to the proposal were received. Class D and E airspace designations are published in paragraphs 5000 and 6004 of FAA Order 7400.9B, dated July 18, 1994, and effective September 16, 1994, which is incorporated by reference in 14 CFR 71.1. The Class D and E airspace designations listed in this document will be published subsequently in the Order.

The Rule

This amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) amends the Class D and E airspace areas at Camp Pendleton MCAS, CA, by providing additional controlled airspace for instrument flight rules operations at Camp Pendleton MCAS, CA.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—[AMENDED]

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 49 U.S.C. 106(g); 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9B, Airspace Designations and Reporting Points, dated July 18, 1994, and effective September 16, 1994, is amended as follows:

Paragraph 5000 Class D Airspace

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AWP CA D Camp Pendleton MCAS, CA [Revised]

Camp Pendleton MCAS (Munn Field), CA (lat. 33°18'05"N, long. 117°21'18"W)

That airspace extending upward from the surface to and including 2600 feet MSL within a 4-mile radius of Camp Pendleton MCAS (Munn Field) extending clockwise from a point beginning at lat. 33°21'46"N, long. 117°19'26"W, to lat. 33°16'21"N, long. 117°25'38"W, and thence northeast to within a 2.6-Mile radius of Camp Pendleton MCAS (Munn Field) extending clockwise from a point beginning at lat. 33°17'30"N, long. 117°24'21"W, to lat. 33°20'38"N, long. 117°20'38"W, thence northeast to the point of beginning. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Director.

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Paragraph 6004 Class E airspace areas designated as an extension to a Class D surface area

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AWP CA E4 Camp Pendleton MCAS, CA [Revised]

Camp Pendleton MCAS (Munn Field), CA (lat. 33°18'05"N, long. 117°21'18"W)
Oceanside VORTAC
(lat. 33°14'26"N, long. 117°25'04"W)

That airspace extending upward from the surface within 1.4 miles each side of the Oceanside VORTAC 042° radial extending from the 4-miles radius of Camp Pendleton MCAS to 11.6 miles northeast of the Oceanside VORTAC. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airport/Facility Director.

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Issued in Los Angeles, California, on June 20, 1995.

Richard R. Lien,

Manager, Air Traffic Division, Western-Pacific Region.

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Federal Highway Administration

23 CFR Part 645

[FHWA Docket No. 94–8]

RIN 2125–AD31

Utilities

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Final rule.

SUMMARY: The FHWA is amending its regulations on utilities. These amendments eliminate the requirement for FHWA preaward review and/or approval of consultant contracts for preliminary engineering and increase the ceiling for lump sum agreements from \$25,000 to \$100,000. They clarify the meaning of the term “approved program” and the methodology to be used to compute indirect or overhead rates. They require utilities to submit final billings within one year following completion of the utility relocation work. They eliminate the requirements for State highway agencies (SHAs) to certify the completion of utility work and to provide evidence of payment prior to reimbursement. They bring the definition of “clear zone” into conformance with the American Association of State Highway and Transportation Officials (AASHTO) “Roadside Design Guide.” Finally, they incorporate an amendment conforming the utilities regulations to the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA), Pub. L. 102–240, 105 Stat. 1914. The FHWA is making these changes to conform the utilities regulations to more recent laws, regulations, and guidance; to clarify these regulations; and to give the SHAs more flexibility in implementing them.

EFFECTIVE DATE: This final rule is effective August 4, 1995.

FOR FURTHER INFORMATION CONTACT: Mr. Jerry L. Poston, Office of Engineering, 202–366–0450, or Mr. Wilbert Baccus, Office of the Chief Counsel, 202–366–0780, 400 Seventh Street, SW., Washington, D.C. 20590.

SUPPLEMENTARY INFORMATION:

Background

The amendments in this final rule are based primarily on the notice of