

DEPARTMENT OF TRANSPORTATION**Federal Transit Administration****Transfer of Federally Assisted Land or Facility**

AGENCY: Federal Transit Administration, DOT.

ACTION: Notice of intent to transfer Federally assisted land or facility.

SUMMARY: 49 U.S.C. 5334(g), [formerly called Section 12(k) of The Federal Transit Act], permits the Administrator of the Federal Transit Administration (FTA) to authorize a recipient of FTA funds to transfer land or a facility to a public body for any public purpose with no further obligation to the Federal Government if, among other things, no Federal agency is interested in acquiring the asset for Federal use. Accordingly, FTA is issuing this Notice to advise Federal agencies that the city of Philadelphia intends to transfer vacant parcels of land located in the block bounded by 8th, 9th, Callowhill and Vine Streets, in Philadelphia, Pennsylvania.

EFFECTIVE DATE: Any Federal agency interested in acquiring the land or facility must notify the FTA Philadelphia Regional Office of its interest, by January 8, 1996.

ADDRESSES: Interested parties should notify the Regional Office by writing to Mr. Sheldon A. Kinbar, Regional Administrator, Federal Transit Administration, 1760 Market Street, Room 500, Philadelphia, Pennsylvania 19103.

FOR FURTHER INFORMATION CONTACT: Margaret Tornello, Transportation Program Specialist, Region 3, at 215/656-6900 or Ann Catlin, Real Estate Specialist, Office of Program Management at 202/366-1647.

SUPPLEMENTARY INFORMATION:**Background**

49 U.S.C. 5334(g) provides guidance on the transfer of capital assets. Specifically, if a recipient of FTA assistance decides an asset acquired under this chapter at least in part with that assistance is no longer needed for the purpose for which it was acquired, the Secretary of Transportation may authorize the recipient to transfer the asset to a local governmental authority to be used for a public purpose with no further obligation to the Government. The Secretary may authorize a transfer

for a public purpose other than mass transportation only if the Secretary decides:

49 U.S.C. 5334(g) Determinations

(A) the asset will remain in public use for not less than 5 years after the date of the transfer the asset is transferred;

(B) there is no purpose eligible for assistance under this chapter for which the asset should be used;

(C) the overall benefit of allowing the transfer is greater than the interest of the Government in liquidation and return of the financial interest of the Government in the asset, after considering fair market value and other factors; and

(D) through an appropriate screening or survey process, that there is interest in acquiring the asset for Government use if the asset is a facility or land.

Federal Interest in Acquiring Land or Facility

This document implements the requirements of 49 U.S.C. Section 5334(g) [formerly referenced as Section 12(k) of the Federal Transit Act, now codified]. Accordingly, FTA hereby provides notice of the availability of the land or facility further described below. Any Federal agency interested in acquiring the affected land or facility should promptly notify the FTA.

If no Federal agency is interested in acquiring the existing land or facility, FTA will make certain that the other requirements specified in 49 U.S.C. Section 5334(g)(1)(A) through (1)(D) are met before permitting the asset to be transferred.

Additional Description of Land or Facility

Vacant parcels of land in the block bounded by 8th, 9th, Callowhill and Vine Streets, Philadelphia, Pennsylvania. This land is located over the Center City Commuter Tunnel with certain construction restrictions.

Issued on: December 4, 1995.

Sheldon A. Kinbar,

Regional Administrator.

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UTAH RECLAMATION MITIGATION AND CONSERVATION COMMISSION**Request for Recommendations**

AGENCY: Utah Reclamation Mitigation and Conservation Commission.

ACTION: Notice.

SUMMARY: Request for recommendations for potential projects to mitigate the impacts on fish, wildlife and recreation resources from the construction and operation of Federal reclamation projects in Utah. Selected projects will be incorporated into the Utah Reclamation Mitigation and Conservation Commission five-year plan.

DATES: Recommendations will be accepted no later than 5:00 p.m. on Tuesday, January 2, 1996.

ADDRESSES: One original and two copies of each recommendation should be submitted to: Planning Manager, Utah Reclamation Mitigation and Conservation Commission, 111 East Broadway, Suite 310, Salt Lake City, Utah 84111-5225.

FOR FURTHER INFORMATION CONTACT:

Joan Degiorgio, Telephone (801) 524-3146; Facsimile (801) 524-3148.

SUPPLEMENTARY INFORMATION: The Utah Reclamation Mitigation and Conservation Commission was established to coordinate the implementation of mitigation and conservation provisions of Titles II, III and IV of the Central Utah Project Completion Act. Section 301(g) of the Act requires the Commission to develop and adopt a plan that will identify projects to be implemented over a five year period that will mitigate and conserve fish, wildlife, and recreation resources. A Planning Rule was adopted by the Commission on August 21, 1995, and published in the Federal Register on September 25, 1995. The Planning Rule outlines the planning process and identifies decision factors to be used by the Commission to evaluate and select proposals. On October 3, 1995, notice was sent to Federal and State fish, wildlife, recreation, and water management agencies, Indian tribes, county and municipal entities and interested publics within Utah requesting recommendations to implement the mitigation and conservation measures authorized in the Act.

Authority: Pub. L. 102-575, 106 Stat. 4600, 4625, October 30, 1992.

Michael C. Weland,

Executive Director.

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