



[4910-13]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2016-5444; Airspace Docket No. 16-ANE-1]

Amendment of Class D and E Airspace, Falmouth, MA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final Rule.

SUMMARY: This action amends Class E airspace designated as an extension at Cape Cod Coast Guard Air Station, (formerly Otis ANGB), Falmouth, MA, as the Otis TACAN has been decommissioned, requiring airspace reconfiguration. Controlled airspace is necessary for the safety and management of instrument flight rules (IFR) operations at the airport. This action also updates the geographic coordinates of the airport in the existing Class D and E airspace areas, as well as Falmouth Airpark, Barnstable Municipal Airport-Boardman/Polando Field, Chatham Municipal Airport, Martha's Vineyard Airport, (formerly Martha's Vineyard Municipal Airport), and the BOGEY LOM.

DATES: Effective 0901 UTC, November 10, 2016. The Director of the Federal Register approves this incorporation by reference action under title 1, Code of Federal Regulations, part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11A, Airspace Designations and Reporting Points, and subsequent amendments can be viewed on line at http://www.faa.gov/air_traffic/publications/. For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C., 20591; telephone: 202-267-8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11A at NARA, call 202-741-6030, or go to http://www.archives.gov/federal_register/code_of_federal-regulations/ibr_locations.html.

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION CONTACT: John Fornito, Operations Support Group, Eastern Service Center, Federal Aviation Administration, P.O. Box 20636, Atlanta, Georgia 30320; telephone (404) 305-6364.

SUPPLEMENTARY INFORMATION:

Authority for this Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part, A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing

regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends Class D airspace and Class E airspace at Cape Cod Coast Guard Air Station, Falmouth, MA.

History

On June 21, 2016, the FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to amend Class D airspace and Class E airspace designated as an extension at Cape Cod Coast Guard Air Station, Falmouth, MA, (81 FR 40215) Docket No.FAA-2016-5444 as the Otis TACAN has been decommissioned, requiring airspace reconfiguration. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received. Subsequent to publication, the FAA found the geographic coordinates of the BOGEY LOM were incorrect. This action makes the correction.

Class D airspace and Class E airspace designations are published in paragraphs 5000, 6004, and 6005 respectively of FAA Order 7400.11A dated August 3, 2016, and effective September 15, 2016, which is incorporated by reference in 14 CFR Part 71.1. The Class D and Class E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11A, Airspace Designations and Reporting Points, dated August 3, 2016, and effective September 15, 2016. FAA Order 7400.11A is publicly available as listed in the ADDRESSES

section of this document. FAA Order 7400.11A lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14, Code of Federal Regulations (14 CFR) part 71 amends Class E airspace designated as an extension at Cape Cod Coast Guard Air Station, Falmouth, MA, realigning the segment extensions from the 4.4-mile radius of the airport to 6 miles northeast, 6 miles southeast, 7 miles southwest, and 6 miles northwest of the airport. Additionally, this action notes adjustment of the geographic coordinates of the above airport, as well as Falmouth Airpark, Barnstable Municipal Airport-Boardman/Polando Field, Chatham Municipal Airport, Martha's Vineyard Airport, and corrects the BOGEY LOM navigation aid, to coincide with the FAA's aeronautical database. Also, this action recognizes the name change of Cape Cod Coast Guard Air Station, (formerly OTIS ANGB), and Martha's Vineyard Airport, (formerly Martha's Vineyard Municipal Airport).

Regulatory Notices and Analyses

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. It, therefore: (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 only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, "Environmental Impacts: Policies and Procedures," paragraph 5-6.5a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists 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 --DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

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

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

§71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11A, Airspace Designations and Reporting Points, dated August 3, 2016, effective September 15, 2016, is amended as follows:

Paragraph 5000 Class D Airspace

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ANE MA D Falmouth, MA [Amended]

Cape Cod Coast Guard Air Station, MA
 (lat. 41°39'33"N., long. 70°31'22"W.)
 Falmouth Airpark
 (lat. 41°35'08"N., long. 70°32'25"W.)

That airspace extending upward from the surface to and including 2,600 feet MSL within a 4.4-mile radius of Cape Cod Coast Guard Air Station, excluding that airspace within a 1-mile radius of Falmouth Airpark.

Paragraph 6004 Class E Airspace Designated as an Extension to a Class D Surface Area.

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ANE MA E4 Falmouth, MA [Amended]

Cape Cod Coast Guard Air Station, MA
 (lat. 41°39'33"N., long. 70°31'22"W.)

That airspace extending upward from the surface within 1.8 miles each side of the 55° bearing from the Cape Cod Coast Guard Air Station, extending from the 4.4-mile radius of the airport to 6 miles northeast of the airport, and within 1.8 miles each side of the 143° bearing from the airport, extending from the 4.4-mile radius to 6 miles southeast of the airport, and within 1.8 miles each side of the 234° bearing from the airport, extending from the 4.4-mile radius to 7 miles southwest of the airport, and within 1.8 miles each side of the 323° bearing from the airport, extending from the 4.4-mile radius to 6 miles northwest of the airport.

Paragraph 6005. Class E Airspace Areas Extending Upward from 700 feet or More Above the Surface of the Earth.

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ANE MA E5 Falmouth, MA [Amended]

Cape Cod Coast Guard Air Station, MA
(lat. 41°39'33"N., long. 70°31'22"W.)
Barnstable Municipal Airport Boardman/Polando Field
(lat. 41°40'10"N., long. 70°16'49"W.)
Chatham Municipal Airport
(lat. 41°41'18"N., long. 69°59'23"W.)
Martha's Vineyard Airport
(lat. 41°23'36"N., long. 70°36'50"W.)
Martha's Vineyard VOR/DME
(lat. 41°23'46"N., long. 70°36'46"W.)
BOGEY LOM
(lat. 41°42'58"W., long. 70°12'11"W.)

That airspace extending upward from 700 feet above the surface within a 12.2-mile radius of Cape Cod Coast Guard Air Station, and within a 6.7-mile radius of Barnstable Municipal Airport, and within 3 miles each side of the BOGEY LOM 050° bearing extending from the 6.7-mile radius to 10 miles northeast of the BOGEY LOM, and within a 6.3-mile radius of Chatham Municipal Airport, and within a 6.5-mile radius of Martha's Vineyard Airport, and within 5.1 miles on each side of the 052° radial of Martha's Vineyard VOR/DME extending from the 6.5-mile radius to 14 miles northeast of Martha's Vineyard VOR/DME.

Issued in College Park, Georgia, on **September 7, 2016**

JOEY L. MEDDERS,
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