



[4910-13]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2017-0188; Airspace Docket No. 17-AGL-8]

Amendment of Class E Airspace; Brainerd, MN

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class E airspace extending up to 700 feet above the surface at Brainerd Lakes Regional Airport (formerly Brainerd-Crow Wing County Regional Airport), Brainerd, MN. Airspace reconfiguration is necessary due to the decommissioning of the Brainerd (BRD) VHF omnidirectional radio range tactical air navigation aid (VORTAC), and cancellation of the VOR approach. This action also updates the geographic coordinates of the airport and the airport name in the Class E airspace. Additionally, an editorial change is made to the Class E surface area airspace legal description replacing Airport/Facility Directory with the term Chart Supplement.

DATES: Effective 0901 UTC, December 7, 2017. 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 7400.11B, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at

http://www.faa.gov/air_traffic/publications/. For further information, you can contact the

Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue, SW, Washington, DC, 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 7400.11B 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: Walter Tweedy, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX, 76177; telephone (817) 222-5900.

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 E airspace at Brainerd Lakes Regional Airport, Brainerd, MN, to support instrument flight rules operations at the airport.

History

The FAA published in the FEDERAL REGISTER a notice of proposed rulemaking

(NPRM) (82 FR 22091, May 12, 2017) Docket No. FAA-2017-0188 to modify Class E airspace extending upward from 700 feet above the surface and associated Class E airspace at Brainerd Lakes Regional Airport, Brainerd, MN. An editorial correction is made to the heading for para 6002, removing excess language. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class E airspace designations are published in paragraph 6002 and 6005 respectively of FAA Order 7400.11B, dated August 3, 2017, and effective September 15, 2017, which is incorporated by reference in 14 CFR 71.1. The 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 7400.11B, Airspace Designations and Reporting Points, dated August 3, 2017, and effective September 15, 2017. FAA Order 7400.11B is publicly available as listed in the ADDRESSES section of this document. FAA Order 7400.11B 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 modifies Class E airspace extending upward from 700 feet above the surface within a 7.1-mile (from a 7.9-mile) radius of Brainerd Lakes Regional Airport (formerly Brainerd-Crow Wing County Regional Airport), MN, with a segment extending 2 miles each side of the 233° bearing extending from the 7.1-mile radius to 9.1 miles southwest of the airport.

Airspace reconfiguration is necessary due to the decommissioning of the Brainerd

VORTAC and cancellation of the VOR approaches, and for the safety and management of the standard instrument approach procedures for IFR operations at the airport. This action also updates the geographic coordinates of the airport.

Additionally, this action replaces the outdated term Airport/Facility Directory with the term Chart Supplement in Class E surface area airspace, as well as updates the airport name from Brainerd-Crow Wing County Regional Airport to Brainerd Lakes Regional 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, is non-controversial and unlikely to result in adverse or negative comments. 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 will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, would 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 5-6.5.a. 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.

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

1. The authority citation for 14 CFR 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 7400.11B, Airspace Designations and Reporting Points, dated August 3, 2017, and effective September 15, 2017, is amended as follows:

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Paragraph 6002. Class E Airspace Designated as Surface Areas.

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AGL MN E2 Brainerd, MN [Amended]

Brainerd Lakes Regional Airport, MN
(lat. 46°24'15"N., long. 94°08'02"W.)

Within a 4.3-mile radius of Brainerd Lakes Regional Airport. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective dates and times will thereafter be continuously published in the Chart Supplement.

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

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AGL MN E5 Brainerd, MN [Amended]

Brainerd Lakes Regional Airport, MN
(lat. 46°24'15"N., long. 94°08'02"W.)

That airspace extending upward from 700 feet above the surface within a 7.1-mile radius of Brainerd Lakes Regional Airport, MN and within 2 miles each side of the 233° bearing extending from the 7.1-mile radius to 9.1 miles southwest of the airport.

Issued in Fort Worth, Texas on September 14, 2017.

Vonnie Royal,

Acting Manager, Operations Support Group,
ATO Central Service Center.

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