



[4910-13-M]

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration (FAA)**

**Notice of Modification to Previously Published Notice of Intent  
to Prepare an Environmental Assessment**

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

**ACTION:** Notice

**SUMMARY:** The FAA is publishing this notice to advise the public of a modification to the **Notice of Intent to Prepare an Environmental Assessment (EA) and notice of opportunity for public comment published in the Federal Register on April 21, 2014, at 79 FR 22177**. Specifically, FAA is withdrawing Wildlife Fence Project from the scope of the EA, and the project will be subject instead to a discrete environmental review.

**FOR FURTHER INFORMATION CONTACT:** Parks Preston, Assistant Manager, Atlanta Airports District Office, 1701 Columbia Avenue, Room 220, College Park, Georgia 30337-2747, (404)305-6799.

**SUPPLEMENTARY INFORMATION:** Paulding Northwest Atlanta Airport (PUJ) is located outside Atlanta, Georgia, in the town of Dallas, Georgia. Paulding County and the Paulding County Airport Authority (PCAA) own the airport. PUJ opened in 2008 and is designated as a general aviation airport. An EA for the construction of PUJ was completed in 2005.

In September 2013, the PCAA submitted an application to the FAA requesting an Airport Operating Certificate under title 14 Code of Regulations, Part 139. A Part 139 Airport Operating Certificate allows the airport to accommodate scheduled passenger-carrying operations, commonly

referred to as “commercial service.” In November 2013, several Paulding County residents filed a Petition for Review in the United States Court of Appeals for the District of Columbia of two categorical exclusions (CATEXs) issued by the Georgia Department of Transportation (GDOT), as authorized by the FAA’s State Block Grant Program, for airfield improvement projects. The petitioners argued that the two projects were connected to the proposed introduction of commercial service at PUJ. On December 23, 2013, the petitioners and the FAA entered into a settlement agreement under which the FAA agreed to prepare, at a minimum, an EA for the proposed Part 139 Airport Operating Certificate and all connected actions. The FAA is currently in the process of preparing that EA (current EA). While the settlement agreement contemplated that the current EA would include all actions connected with the proposed issuance of the Part 139 Airport Operating Certificate, the FAA opted to include in the current EA all reasonably foreseeable airport improvement projects, whether or not connected with the proposed introduction of commercial service.

On April 21, 2014, the FAA published a “Notice of Intent to Prepare an Environmental Assessment and Notice of Opportunity for Public Comment” in the Federal Register, 79 FR 22177. The Notice of Intent identified all of the projects intended to be reviewed in the EA, including “Install approximately 19,000 linear feet of wildlife fencing around the perimeter of the Airport”. PUJ owners now desire to move forward with the Wildlife Fence Project more expeditiously than will be possible if the project remains within the scope of the current EA. The primary need for expediting this project is enhance aviation safety to General Aviation operations at PUJ.

The Wildlife Fence has independent utility, is not connected to the Part 139 Airport Operating Certificate, and is therefore not required by the National Environmental Policy Act or the terms of the 2013 settlement agreement to be included in the EA. Accordingly, the current EA will no longer

consider direct impacts of the Wildlife Fence Project, but will address potential cumulative impacts associated with the project.

To satisfy the requirements of FAA Order 1050.1F, GDOT has prepared a Categorical Exclusion (CATEX) for the project. The CATEX is available for review at PUJ and online at <http://www.paulding.gov/DocumentCenter>.

Issued in Atlanta, Georgia, on January 29, 2018.

**Parks Preston**

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Region

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