

[4910-1]



This document is scheduled to be published in the Federal Register on 12/05/2024 and available online at <https://federalregister.gov/d/2024-28378>, and on <https://govinfo.gov>

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2024-2062; Airspace Docket No. 24-ASO-27]

RIN 2120-AA66

Establishment of Class D Airspace and Amendment of Class E Airspace; Auburn,

AL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final Rule.

SUMMARY: This action establishes Class D airspace and amends Class E airspace extending upward from 700 feet above the surface for Auburn University Regional Airport, Auburn, AL, as a new air traffic control tower services the airport. Controlled airspace is necessary for the safety and management of instrument flight rules (IFR) operations in the area.

DATES: Effective 0901 UTC, February 20, 2025. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

ADDRESSES: A copy of the Notice of Proposed Rulemaking (NPRM), all comments received, this final rule, and all background material may be viewed online at www.regulations.gov using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours a day, 365 days a year.

FAA Order JO 7400.11J, Airspace Designations, and Reporting Points, as well as subsequent amendments, can be viewed online at 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.

FOR FURTHER INFORMATION CONTACT: Robert Scott Stuart, Operations Support Group, Eastern Service Center, Federal Aviation Administration, 1701 Columbia Avenue, College Park, GA 30337; telephone: (404) 305-5926.

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 establishes Class D airspace at Auburn University Regional Airport, Auburn, AL.

History

The FAA published a notice of proposed rulemaking for Docket No. FAA 2024-2062 in the *Federal Register* (89 FR 78832; September 26, 2024), proposing to establish Class D airspace and amend Class E airspace extending upward from 700 feet above the surface for Auburn University Regional Airport, Auburn, AL. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. Three favorable comments supporting the establishment of controlled airspace at Auburn University Regional Airport were received.

Incorporation by Reference

Class D and Class E airspace are published in paragraphs 5000 and 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document amends the current version of that order, FAA Order JO 7400.11J, dated July 31, 2024, and effective September 15, 2024. FAA Order JO 7400.11J is publicly available as listed in the ADDRESSES section of this document. These amendments will be published in the next update to FAA Order JO 7400.11.

FAA Order JO 7400.11J lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This action amends 14 CFR part 71 by establishing Class D airspace for Auburn University Regional Airport, Auburn, AL, as a new air traffic control tower services the airport. Also, an airspace evaluation resulted in an amendment to decrease the size of the existing Class E airspace extending upward from 700 feet above the surface within a 6.9-mile radius by removing the extension of 1.6 miles on each side of the 237° bearing from the airport, extending from the 6.9-mile radius to 11 miles southwest of the 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 will only affect air traffic procedures and air navigation, it is certified that this proposed rule, when promulgated, will 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 the preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

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 Federal Aviation Administration Order JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

Paragraph 5000. Class D Airspace

* * * * *

ASO AL D Auburn, AL [New]
Auburn University Regional Airport, AL
(lat. 32°36'54"N., long. 85°26'02"W.)

That airspace extending upward from the surface to and including 2,500 feet MSL within a 4.4-mile radius of Auburn University Regional Airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Air Missions. The effective date and time will thereafter be continuously published in the Chart Supplement.

* * * * *

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

* * * * *

ASO AL E5 Auburn, AL [AMENDED]
Auburn University Regional Airport, AL
(lat. 32°36'54"N., long. 85°26'02"W.)

That airspace extending upward from 700 feet above the surface within a 6.9-mile radius of Auburn University Regional Airport.

* * * * *

Issued in College Park, Georgia, on November 26, 2024

Andreese C. Davis,
Manager, Airspace & Procedures Team South,
Eastern Service Center, Air Traffic Organization

[FR Doc. 2024-28378 Filed: 12/4/2024 8:45 am; Publication Date: 12/5/2024]