

3. Alternative project designs,
4. Alternate location, and
5. Wait for issuance of a regional Section 10(a)(1)(B) permit.

Determination

Based upon information contained in the Environmental Assessment/Habitat Conservation Plans, the Service has determined that this action is not a major Federal action which would significantly affect the quality of the human environment with the meaning of Section 102(2)(c) of the National Environmental Policy Act of 1969. Accordingly, the preparation of Environmental Impact Statements on the proposed action is not warranted.

It is my decision to issue the Section 10(a)(1)(B) permit for the construction of multi-family housing in Travis County, Texas.

Nancy M. Kaufman,

Regional Director, Region 2, Albuquerque, New Mexico.

[FR Doc. 95-15297 Filed 6-21-95; 8:45 am]

BILLING CODE 4310-55-M

INTERSTATE COMMERCE COMMISSION

[Finance Docket No. 32715]

Cen-Tex Rail Link, Ltd.¹—Trackage Rights Exemption—Burlington Northern Railroad Company and The Atchison, Topeka and Santa Fe Railway Company²

Burlington Northern Railroad Company (BN) and The Atchison, Topeka and Santa Fe Railway Company (ATSF) have agreed to grant non-

¹ Cen-Tex is under common control and management with South Orient Railroad Company, Ltd. (SORC). A continuance in control transaction was exempted by the Commission in *Joel T. Williams, III, Roy C. Coffee, Jr., Rafael Fernandez-MacGregor, and Bristol Investment Co., Inc.—Continuance in Control Exemption—Cen-Tex Rail Link, Ltd. and South Orient Railroad Company, Ltd.*, Finance Docket No. 32478 (ICC served Aug. 16, 1994).

² Cen-Tex was a previous participant in a pending proceeding in *Burlington Northern Inc. and Burlington Northern Railroad Company—Control and Merger—Santa Fe Pacific Corporation and The Atchison, Topeka and Santa Fe Railway Company*, Finance Docket No. 32549. On April 10, 1995, Cen-Tex and SORC filed a petition pursuant to 49 CFR 1180.4(f), seeking a waiver or clarification of certain railroad consolidation procedures to facilitate the preparation of a responsive application that Cen-Tex and SORC intended to file. The petition was granted by decision served April 18, 1995, but Cen-Tex and SORC did not file a responsive application. In its notice of exemption, Cen-Tex states that, by not filing any responsive application, the class exemption procedure at 49 CFR 1180.2(d)(7) is available for the proposed trackage rights. Cen-Tex also states that copies of the trackage rights agreements in this proceeding will be submitted to the Commission in the above pending proceeding.

exclusive overhead trackage rights to Cen-Tex Rail Link, Ltd. (Cen-Tex), as follows: (1) over BN's line of railroad from milepost 0.0 on BN's Wichita Falls Subdivision near Tower 55 in Fort Worth, TX to milepost 5.1 on BN's Wichita Falls Subdivision near Tower 60 in Fort Worth, a distance of approximately 5.1 miles (including BN's Race Track from milepost 2.2 on the preceding segment to the end of track at the connection point with the Missouri Pacific Railroad Company, a further distance of approximately 0.2 miles); and (2) over ATSF's line of railroad from approximately milepost 1.29 on ATSF's Dublin Subdivision near Belt Junction in Fort Worth, to approximately milepost 349.97 on ATSF's Fort Worth Subdivision near Tower 60 in Fort Worth, a distance of approximately 9.0 miles. The total distance of the trackage involved is approximately 14.3 miles. The proposed transaction will allow Cen-Tex to reach and directly interchange traffic with other railroads in the Fort Worth area (including Dallas Area Rapid Transit, Fort Worth & Western Railroad Company, The Kansas City Southern Railway Company, Southern Pacific Transportation Company/St. Louis Southwestern Railway Company, and Missouri Pacific Railroad Company). The trackage rights were scheduled to become effective on or after June 9, 1995.

This notice is filed under 49 CFR 1180.2(d)(7). If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction. Pleadings must be filed with the Commission and served on: Thomas W. Rissman, 6 West Hubbard St., Suite 500, Chicago, IL 60610.

As a condition to the use of this exemption, any employees adversely affected by the trackage rights will be protected under *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

Decided: June 16, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 95-15310 Filed 6-21-95; 8:45 am]

BILLING CODE 7035-01-P

[Ex Parte No. 55 (Sub-No. 92)]

Compliance Procedures

AGENCY: Interstate Commerce Commission.

ACTION: Notice.

SUMMARY: The Commission is implementing, with modification, its previously-announced compliance policy (57 FR 58824, December 11, 1992) regarding any application for new motor, water, broker, and freight forwarder operating authority that was granted prior to December 10, 1992, and that is still pending because applicant has not yet complied with applicable insurance or surety bond, tariff, and process agent requirements. With respect to those still-pending applications, applicants must satisfy compliance requirements currently in effect within 60 days of the effective date of this notice or the application will be dismissed for want of prosecution. Implementation of the Commission's compliance policy through this Notice and Notice in the *Interstate Commerce Commission Register* is necessitated because of the large number of still-pending applications (approximately 15,000) that accumulated during the years when Commission policy did not require compliance within a specified period. This action is intended to alleviate the burden on Commission resources associated with maintaining these still-pending application files.

EFFECTIVE DATE: This Notice is effective July 22, 1995.

FOR FURTHER INFORMATION CONTACT: The Office of Public Assistance, 202-927-7597. [TDD for the hearing impaired: 202-927-5721.]

SUPPLEMENTARY INFORMATION: In *Compliance Procedures*, 9 I.C.C. 2d 207 (1992), served December 10, 1992, the Commission reinstated its policy of imposing a compliance deadline on applicants seeking new operating authority. As a result of that policy statement, applicants were required to file with the Commission applicable insurance or surety bond, tariff, and process agent documents within 180 days of a grant of authority, or the application would be dismissed.

That policy statement also established procedures for disposing of the thousands of applications that were granted but still pending on December 10, 1992, due to non-compliance. As to those applicants that were granted authority but that did not effect compliance within 180 days of their grant of authority, the Commission would issue a decision effective in 60

days tentatively dismissing the application for want of prosecution. The application would not be dismissed if the applicant achieved compliance within 60 days. We will modify our procedures and not issue individual decisions because the Commission does not have the staff to process such a large number of decisions and, because of the age of some of the applications, the service list addresses may no longer be accurate.

Accordingly, all applicants for new motor, water, broker, and freight forwarder operating authority granted before December 10, 1992, that are still not in compliance will have 60 days from the effective date of this Notice to achieve compliance. If they do not achieve compliance within 60 days, their applications will be dismissed for want of prosecution.

This Notice will be published in the **Federal Register** and the *Interstate Commerce Commission Register* to afford the broadest notice feasible. The Notice in the *Interstate Commerce Commission Register* will list all applications affected by this Notice. In light of the volume and age of the still-pending applications, the Commission will not issue an individual decision as to each application affected by this Notice. Rather, if a carrier-applicant identified in the Notice published in the *Interstate Commerce Commission Register* does not timely achieve compliance, its application will stand dismissed for want of prosecution.

To purchase a copy of the full *Interstate Commerce Commission Register Notice*, write to, call, or pick up in person from: Dynamic Concepts, Inc., Room 2229, Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: 202-289-4357/4359. [Assistance for the hearing impaired is available through TDD services 202-927-5721.]

Authority: 5 U.S.C. 551(a), 553 and 559; 16 U.S.C. 1456; and 49 U.S.C. 10101, 10305, 10321, 10921, 10922, 10923, 10924, 10928, and 11102.

Decided: June 8, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, Commissioners Simmons and McDonald.

Vernon A. Williams,

Secretary.

[FR Doc. 95-15326 Filed 6-21-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[INS No. 1726-95]

Notice of Intent To Prepare a Draft Environmental Impact Statement (DEIS) and Scoping Meeting

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Notice.

SUMMARY:

Proposed Action

The United States Department of Justice, Immigration and Naturalization Service (INS) has determined that a Federal Detention Center (FDC) is needed in its system.

The Notice of Intent is required to prepare a Draft Environmental Impact Statement (DEIS) for the construction of a combined INS and U.S. Marshalls Service (USMS) FDC near Batavia, Genesee County, New York or Albion, Orleans County, New York.

The INS has preliminarily evaluated several sites in both Genesee and Orleans Counties, and they will be the focus of the DEIS.

The INS proposes to build and operate a FDC in conjunction with the USMS. The FDC will house individuals within the jurisdiction of the INS and/or USMS while awaiting trial, facing deportation proceedings, awaiting sentencing or having similar business before the courts. The total population of the facility will be 250; 150 beds allocated for USMS and 10 beds for INS.

The Process

In the process of evaluating the site, several aspects will receive detailed examination including: utilities, traffic patterns, noise levels, visual intrusion, threatened and endangered species, cultural resources and socio-economic impacts.

Alternatives

In developing the DEIS, the options of "no action" and "alternatives sites" for the proposed facility will be fully and thoroughly examined.

Scoping Process

During the preparation of the DEIS, there will be opportunities for public involvement in order to determine the issues to be examined. Scoping meetings will be held in two locations. One meeting will be in Batavia, Genesee County, New York and the other will be in Albion, Orleans County, New York. The specific time and place will be announced at a later time. Consult with

the local newspapers respectively or with the Point of Contact. The meeting will be publicized and will be held at a time which will make it possible for the public and interested agencies or organizations to attend. In addition, public information meetings will be held by representatives of the INS with interested citizens, officials and community leaders.

DEIS Preparation

Public notice will be given in the Federal Register concerning the availability of the DEIS for public review and comment.

Address

Questions concerning the proposed action and the DEIS may be directed to the Point of Contact:

John W. Clarke, Director—Facilities and Space Management, U.S. Immigration and Naturalization Service, Administrative Center Burlington, 70 Kimball Avenue, South Burlington, Vermont 05403-6813, Telephone: (802) 660-1154

or

Victoria L. Kingslien—Chief, Planning Branch, U.S. Immigration and Naturalization Service, Headquarters Facilities Division, 425 I Street, N.W., Washington, D.C. 20536, Telephone: (202) 616-7575.

Dated: June 15, 1995.

Doris Meissner,

Commissioner, Immigration and Naturalization Service.

[FR Doc. 95-15302 Filed 6-21-95; 8:45 am]

BILLING CODE 4410-10-M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Civil and Mechanical Systems; Meetings

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: Special Emphasis Panel in Civil & Mechanical Systems (#1205).

Date and Time: June 13 & 14, 1995, 8 a.m. to 5 p.m.

Place: NSF, Rm. 365, 4201 Wilson Blvd., Arlington, VA 22230.

Contact: Dr. Clifford Astill, Program Director, Siting and Geotechnical Systems, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, Room 545. Telephone: 703-306-1361.

Type of Meeting: Closed.

Purpose of Meeting: To provide advice and recommendations concerning the Siting and Geotechnical Systems program proposals submitted to NSF for financial support.