

ACTION: Notice.

PRT-803131, PRT-803132, PRT-803133, AND PRT-803135

APPLICANT: Chris R. Milam, Austin, Texas.

SUMMARY: The following Applicant has applied to the Fish and Wildlife Service (Service) for incidental take permits pursuant to Section 10(a) of the Endangered Species Act (Act). The requested permits would authorize the incidental take of the endangered golden-cheeked warbler (*Dendroica chrysoparia*). The proposed take would occur as a result of the construction of four single-family residences on each individually owned lots within Travis County, Texas.

The Service has prepared Environmental Assessment/Habitat Conservation Plans (EA/HCP's) for the incidental take applications. A determination of jeopardy to the species or a Finding of No Significant Impact (FONSI) will not be made before 30 days from the date of publication of this notice. This notice is provided pursuant to Section 10(c) of the Act and National Environmental Policy Act regulations (40 CFR 1506.6).

DATES: Written comments on the application should be received on or before July 26, 1995.

ADDRESSES: Persons wishing to review the application(s) may obtain a copy by writing to the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Persons wishing to review the individual EA/HCP(s) may obtain a copy by contacting Joseph E. Johnston or Alma Barrera, Ecological Services Field Office, 10711 Burnet Road, Suite 200, Hartland Bank Building, Austin, Texas 78758 (512/490-0063). Documents will be available for public inspection by written request, by appointment only, during normal business hours (9:00 to 4:30) U.S. Fish and Wildlife Service, Austin, Texas. Written data or comments concerning the application(s) and EA/HCP(s) should be submitted to the Acting Field Supervisor, Ecological Services Field Office, Austin, Texas (see ADDRESSES above). Please refer to the applicable Permit Numbers when submitting comments.

FOR FURTHER INFORMATION CONTACT: Joseph E. Johnston or Alma Barrera at the above Austin Ecological Service Field Office.

SUPPLEMENTARY INFORMATION: Section 9 of the Act prohibits the "taking" of endangered species such as the golden-cheeked warbler. However, the Service, under limited circumstances, may issue

permits to take endangered wildlife species incidental to, and not the purpose of, otherwise lawful activities. Regulations governing permits for endangered species are at 50 CFR 17.22.

The applicant plans to construct a single-family residence on each individual lots known as: Lot 3, Rimrock at River Hills Road; Lot 2, Rimrock at River Hills road; Lot 1, Rimrock at River Hills Road; and Lot 4, Rimrock at River Hills Road, Austin, Travis County, Texas. This action will eliminate less than one-half acre of land per residence and indirectly impact less than one-half additional acre per residence of golden-cheeked warbler habitat. The applicant proposes to compensate for this incidental take of golden-cheeked warbler habitat by placing \$1,500 per residence into the City of Austin Balcones Canyonlands Conservation Fund to acquire/manage lands for the conservation of the golden-cheeked warbler.

Alternatives to these actions were rejected by the Applicant because selling or not developing the individually owned subject property with federally listed species present was not economically feasible.

Nancy M. Kaufman,
Regional Director, Region 2, Albuquerque, New Mexico.

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BILLING CODE 4510-55-M

Finding of No Significant Impact for Incidental Take Permits for the Construction of Single Family Residences at the Specific Site Locations Indicated Below in Travis County, Texas

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice.

SUMMARY: The U.S. Fish and Wildlife Service (Service) has prepared an Environmental Assessments for issuance of a Section 10(a)(1)(B) permits for the incidental take of the Federally endangered golden-cheeked warbler (*Dendroica chrysoparia*) during the construction and operation of single-family residences in Travis County, Texas.

Proposed Action

The proposed action is the issuance of permits under Section 10(a)(1)(B) of the Endangered Species Act to authorize the incidental take of the golden-cheeked warbler.

The Applicant (Bette Craddock Pressler) plans to construct a single-family residence at the specific sites

indicated: Lot 5, Lot 6, Lot 4, Lot 3, Lot 1, and Lot 2, West Lake Hills, Travis County, Texas, (Permit numbers PRT-800438, PRT-800439, PRT-800440, PRT-800441, PRT-800442, and PRT-800443 respectively).

The proposed construction and operation of the single-family residences will comply with all local, State, and Federal environmental regulations addressing environmental impacts associated with this type of development. Details of the mitigation are provided in the individual Environmental Assessment/Habitat Conservation Plans. These conservation plan actions ensure that the criteria established for issuance of an incidental take permits will be fully satisfied.

Alternatives Considered

1. No action,
2. Proposed action,
3. Sale of the property, and purchase of another parcel,
4. Alternative site layouts,
5. Wait for issuance of the regional Section 10(a)(1)(B) permit,

Determination

Based upon information contained in the Environmental Assessment/Habitat Conservation Plans, the Service has determined that these actions are not major Federal actions 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) permits for the construction and operation of the single-family residences at the sites specified above in Travis County, Texas.

Lynn B. Starnes,

Acting Regional Director, Region 2, Albuquerque, New Mexico.

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DEPARTMENT OF THE INTERIOR

National Park Service

Indian Memorial Advisory Committee

AGENCY: National Park Service, Interior.

ACTION: Notice of meeting.

SUMMARY: This notice announces a scheduled meeting of the Indian Memorial Advisory Committee. Notice of this meeting is required under the Federal Advisory Committee Act (Public Law 92-463).