

for individual providers, DoD published a second notice on July 20, 2007, expanding the TRICARE demonstration project for the State of Alaska to reimburse CAHs 101 percent of reasonable costs for inpatient and outpatient care with an effective date of July 1, 2007 (72 FR 41501), using a method similar to Medicare's payment for these hospitals. The CAH portion of the State of Alaska demonstration is no longer necessary because the DoD is implementing such a reimbursement system on a nationwide basis. Consequently, the CAH portion of the demonstration is terminated. The TRICARE CAH final rule was published on August 31, 2009 (74 FR 44752).

Dated: December 15, 2009.

**Patricia L. Toppings,**

*OSD Federal Register Liaison Officer,  
Department of Defense.*

[FR Doc. E9-30090 Filed 12-17-09; 8:45 am]

BILLING CODE 5001-06-P

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### **Extension of the Public Comment Period for the Draft Environmental Impact Statement for the Moffat Collection System Project, City and County of Denver, Adams County, Boulder County, Jefferson County, and Grand County, CO**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice.

**SUMMARY:** The U.S. Army Corps of Engineers (Corps) Omaha District is announcing a 32-day extension of the public comment period for the Moffat Collection System Project (Moffat Project) Draft Environmental Impact Statement (Draft EIS). The originally announced comment period ends on January 28, 2010, but has been extended until March 1, 2010. The original Notice of Availability of the Draft EIS was published in the **Federal Register** on Friday, October 30, 2009 (74 FR 56186).

**DATES:** Comments on the Draft EIS should be postmarked no later than March 1, 2010.

**ADDRESSES:** Written comments on the Draft EIS should be sent to the attention of: Scott Franklin, Moffat EIS Project Manager, U.S. Army Corps of Engineers, Omaha District—Denver Regulatory Office, 9307 South Wadsworth Boulevard, Littleton, CO 80128; via Fax at 303-979-0602; or via e-mail at [moffat.eis@usace.army.mil](mailto:moffat.eis@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** None.

**Timothy T. Carey,**

*Chief, Denver Regulatory Office.*

[FR Doc. E9-30119 Filed 12-17-09; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### **The Release of the Final Environmental Impact Statement (FEIS) for the Proposed Construction of the Western Wake Regional Wastewater Management Facilities, Which Includes Regional Wastewater Pumping, Conveyance, Treatment, and Discharge Facilities To Serve the Towns of Apex, Cary, Holly Springs and Morrisville, as Well as the Wake County Portion of Research Triangle Park (RTP South) in North Carolina**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice.

**SUMMARY:** The U.S. Army Corps of Engineers (COE), Wilmington District, Regulatory Division has been reviewing the request for Department of the Army authorization, pursuant to Section 404 of the Clean Water Act from the Town of Cary, acting as the lead applicant for the Western Wake Regional Wastewater Management Facilities Project Partners (Western Wake Partners), to construct Regional Wastewater Management Facility. The proposed project consists of regional wastewater pumping, conveyance, treatment, and discharge facilities to serve the Towns of Apex, Cary, Holly Springs and Morrisville, as well as the Wake County portion of Research Triangle Park (RTP South), NC.

The project is being proposed by the Western Wake Partners to provide wastewater service for planned growth and development in the project service area and to comply with two regulatory mandates. One regulatory mandate has been issued by the North Carolina Environmental Management Commission (EMC), and the second regulatory mandate has been issued by the North Carolina Department of Environment and Natural Resources (NC DENR).

**DATES:** Written comments on the Final EIS will be received until January 19, 2010.

**ADDRESSES:** Copies of comments and questions regarding the Final EIS may be addressed to: U.S. Army Corps of Engineers, Wilmington District,

Regulatory Division. ATTN: File Number 2005-20159, 69 Darlington Avenue, Wilmington, NC 28403. Copies of the Final EIS can be reviewed on the Wilmington District Regulatory homepage at, <http://www.saw.usace.army.mil/wetlands/projects/ww-wtp>, or contact Ms. Gwen Robinson, at (910) 251-4494, to receive written or CD copies of the Final EIS.

**FOR FURTHER INFORMATION CONTACT:** Questions about the proposed action and Final EIS can be directed to Mr. Henry Wicker, Project Manager, Regulatory Division, telephone: (910) 251-4930.

#### **SUPPLEMENTARY INFORMATION:**

1. *Project Description.* The proposed project consists of regional wastewater pumping, conveyance, treatment, and discharge facilities to serve the Towns of Apex, Cary, Holly Springs and Morrisville, as well as RTP South. The purpose of the project is to provide wastewater service for planned growth and development in the project service area and to comply with two regulatory mandates. One regulatory mandate has been issued by the North Carolina Environmental Management Commission (EMC), and the second regulatory mandate has been issued by the North Carolina Department of Environment and Natural Resources (NC DENR). Regulatory Mandate No. 1—Interbasin Transfer: The Towns of Apex, Cary, and Morrisville, as well as RTP South, obtain their drinking water from Jordan Lake in the Cape Fear River Basin and discharge treated effluent to locations in the Neuse River Basin. Obtaining water from one basin and discharging it to another river basin is referred to as an interbasin transfer (IBT), which requires a permit from the EMC. In July 2001, the EMC granted the Towns of Apex, Cary, and Morrisville, as well as Wake County (on behalf of RTP South), an IBT certificate to withdraw water from the Cape Fear River Basin and transfer the water to the Neuse River Basin. However, as a condition of approval, the IBT certificate issued by the EMC requires the local governments to return reclaimed water to the Cape Fear River Basin after 2010. As a result, the local governments have initiated activities to plan, permit, design, and construct wastewater transmission, treatment, and disposal facilities in order to comply with the terms and conditions of the IBT certificate issued by the EMC. The facilities that are described and evaluated in the environmental impact statement (FEIS) are needed to comply with the IBT certificate terms and conditions.

Regulatory Mandate No. 2—Nutrient Enrichment for Harris Lake: The Town of Holly Springs currently has a wastewater treatment plant (WWTP) that discharges to Utle Creek, which is a tributary to Harris Lake in the Cape Fear River Basin. Representatives from NCDENR have directed the Town of Holly Springs to remove the Town's wastewater discharge from Utle Creek due to nutrient enrichment issues in Utle Creek and downstream in Harris Lake. In addition, NCDENR has encouraged Holly Springs to participate with Apex, Cary and Morrisville on a regional wastewater management program that will allow Holly Springs to remove the Town's discharge from Utle Creek after 2010. Thus, Holly Springs is participating with Apex, Cary and Morrisville in the planning, permitting, design and construction of regional effluent disposal facilities in order to comply with the mandate issued by NCDENR to remove its discharge from Utle Creek. The regional effluent disposal facilities that will be described and evaluated in the FEIS are needed to comply with the NCDENR mandate.

The proposed project was reviewed to address a number of issues which includes an alternatives analyses, direct environmental impacts, secondary and cumulative environmental impacts, environmental justice concerns, endangered species, and potential project costs.

2. *Proposed Action.* The proposed action is to construct a regional wastewater pumping, conveyance, treatment, and discharge facility to serve the Towns of Apex, Cary, Holly Springs and Morrisville, as well as RTP South in North Carolina. The Towns have cooperated together to develop the proposal, and each town will be responsible for the permits for their part of the proposed project. It is anticipated there will be 4 permit requests to construct the whole project. Future requests for Department of the Army authorization for other sections of the project will be submitted once the final plans have been completed.

This request for Department of the Army authorization consists of the construction of a regional wastewater system that includes the construction of influent conveyance facilities, a new water reclamation facility (WRF), and new effluent conveyance facilities in western Wake County and Chatham County, North Carolina to serve the Towns of Apex, Cary, and Morrisville and RTP South. The proposed WRF site is north of US 1 and just south of Old US 1 between New Hill-Holleman and Shearon Harris Roads. The WRF would be constructed in two phases to a

proposed treatment capacity of 30-million gallons per day (mgd). The Town of Holly Springs Utle Creek Wastewater Treatment Plant (WWTP) has already been approved to expand to 6 MGD and will share the 38 MGD outfall to the Cape Fear River. The effluent line will leave the WRF in Wake County and enter Chatham County to the discharge point located on the Cape Fear River downstream of Buckhorn Dam in Chatham County.

As a result of the construction activities related to this permit request from Western Wake Partners, there will be temporary and permanent impacts to wetlands and streams. The total permanent impact of the proposed project is 509 of linear feet (lf) of stream (329 lf of perennial and 180 lf intermittent) and 1.8 acres of wetlands. The total temporary impact of the proposed project is 1,924 lf of stream (1,115 lf of perennial and 809 lf of intermittent) and 6.8 acres of wetlands. Most of these impacts are along the influent transmission lines.

4. *Alternatives.* An extensive alternatives analysis was performed and reviewed by the Project Delivery Team (PDT). This included the evaluation of wastewater management options; wastewater discharge options; WRF site alternatives; conveyance alternatives and wastewater outfall options. Many alternatives were identified and evaluated through the scoping process, and further detailed description of all alternatives is disclosed in Section 2 of the FEIS.

5. *Scoping Process.* A public scoping meeting was held on April 19, 2007 and a Project Delivery Team (PDT) was developed to provide input in the preparation of the EIS. The PDT was comprised of representatives from local, state, and federal government agencies, the Western Wake Partners, Wake County, Chatham County, and the New Hill Community.

The Draft EIS was released for public comment from March 13, 2009 to April 27, 2009. Also, a Public Hearing was held at the City of Apex Town Hall, North Carolina, on April 14, 2009 for public input on the proposed project and Draft EIS. The comments from the public hearing and written comments on the Draft EIS were incorporated into the FEIS. During this process, the COE coordinated closely with the North Carolina Division of Water Quality Construction Grants and Loans Section in the development of the EIS to ensure the process complies with State Environmental Policy Act (SEPA) requirements, as well as the NEPA requirements. The FEIS has been designed to consolidate both NEPA and

SEPA processes to eliminate duplications.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

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**BILLING CODE 3720-58-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Performance Review Board Membership

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** Pursuant to 5 U.S.C. 4314(c)(4), the Department of the Navy (DON) announces the appointment of members to the DON's numerous Senior Executive Service (SES) Sub Pay Pools (SPPs)/Performance Review Boards (PRBs). The purpose of the SPP/PRBs is to provide fair and impartial review of the annual SES performance appraisal prepared by the senior executive's immediate and second level supervisor; to make recommendations to appointing officials regarding acceptance or modification of the performance rating; and to make recommendations for performance bonuses and basic pay increases. Composition of the specific SPP/PRBs will be determined on an ad hoc basis from among individuals listed below:

ADAMS, P. C. MS.; ALLARD, T. DR.; ARCHITZEL, D. RADM; ARNY, L. W. MR.; BALDERSON, D. MS.; BALDERSON, W. M. MR.; BARBER, A. H. MR.; BARNUM, H. C. MR.; BAUMAN, D. M. MR.; BELAND, R. W. DR.; BENEDICT, T. J. RDML; BETRO, T. A. MR.; BILLINGSLEA, M. MR.; BLAIR, A. K. MS.; BLINCOE, R. J. MR.; BOURBEAU, S. J. MS.; BOZIN, S. D. RADM; BRADY, P. H. RDML; BRANCH, E. B. MR.; BRAY, W. P. MR.; BRENNAN, A. M. MS.; BROOK, D. DR.; BROTHERTON, A. E. MS.; BROWN, M. RDML; BROWN, W. A. RDML; CALI, R. T. MR.; CAMPBELL, J. F. RADM; CAREY, R. J. MR.; CARLIN, R. T. DR.; CARR, N. RDML; CASTELLAW, J. LTGEN; COHN, H. A. MR.; COLEMAN, R. LTGEN; COOK, C. E. MR.; COOLEY, K. MR.; COVELL, C. RDML; COX, A. D. MR.; CREEDON, C. MR.; CWALINA, B. B. MR.; DAVENPORT, D. RADM; DAVIS, A. R. MS.; DAVIS, L. C. DR.; DEBBINK, D. VADM; DECKER, J. MS.; DECKER, M. H. MR.; DEITCHMAN, M. MR.; DELIGNE, W. J. MR.; DEUTSCH, K. RADM; DILLON, B. MR.; DRISKO, M. MS.; DUNAWAY, D. RDML; DUNN, S. C. MR.; EASTBURG, S. RDML; ECCLES, T. RDML; EHRLER, S. M. MR.; ELLIS,