

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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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,

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 ESSIG, P. CAPT; ETTER, D. M., THE
 HONORABLE; EVANS, G. L. MS.; and
 EVANS, I. E. MS.; EVANS, J. J. MR.;
 EXLEY, R. L. MR.; FERGUSON, J. F.
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 SEE, V. RDML; SHANNON, W. RDML;
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FOR FURTHER INFORMATION CONTACT: Ms.
 LaToya Bedgood, Office of Civilian
 Human Resources, telephone 202-685-
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Dated: December 11, 2009.

A.M. Vallandingham,

*Lieutenant Commander, Judge Advocate
 General's Corps, U.S. Navy, Federal Register
 Liaison Officer.*

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DEPARTMENT OF EDUCATION

**Office of Elementary and Secondary
 Education; Overview Information;
 Indian Education—Professional
 Development Grants**

Notice inviting applications for new
 awards for fiscal year (FY) 2010.
Catalog of Federal Domestic Assistance
(CFDA) Number: 84.299B.

Dates: Applications Available:
 December 18, 2009.

*Deadline for Transmittal of
 Applications:* February 25, 2010.

*Deadline for Intergovernmental
 Review:* April 26, 2010.

Full Text of Announcement

I. Funding Opportunity Description

Purpose of Program: The purposes of
 the Professional Development program
 are: (1) To increase the number of
 qualified Indian individuals in
 professions that serve Indians; (2) to
 provide training to qualified Indian

individuals to become teachers,
 administrators, teacher aides, social
 workers, and ancillary educational
 personnel; and (3) to improve the skills
 of qualified Indian individuals who
 serve in the education field. Activities
 may include, but are not limited to,
 continuing education programs,
 symposia, workshops, conferences, and
 direct financial support.

Priorities: This competition contains
 two absolute priorities and two
 competitive preference priorities. In
 accordance with 34 CFR 75.105(b)(2)(ii),
 the absolute priorities are from the
 regulations for this program (34 CFR
 263.5(c)). In accordance with 34 CFR
 75.105(b)(2)(ii) and (iv), the competitive
 preference priorities are from the
 regulations for this program (34 CFR
 263.5(a) and (b)).

Absolute Priorities: For FY 2010, these
 priorities are absolute priorities. Under
 34 CFR 75.105(c)(3), we consider only
 applications that meet one or both of the
 following priorities.

These priorities are:

*Absolute Priority One—Pre-Service
 Training for Teachers:*

A project that provides support and
 training to Indian individuals in
 completing a pre-service education
 program that enables these individuals
 to meet the requirements for full State
 certification or licensure as a teacher
 through—

(i) (A) Training that leads to a
 bachelor's degree in education before
 the end of the award period; or

(B) For States allowing a degree in a
 specific subject area, training that leads
 to a bachelor's degree in the subject area
 so long as the training meets the
 requirements for full State teacher
 certification or licensure; or

(C) Training in a current or new
 specialized teaching assignment that
 requires at least a bachelor's degree and
 in which a documented teacher shortage
 exists; and

(ii) One-year induction services after
 graduation, certification, or licensure,
 provided during the award period to
 graduates of the pre-service program
 while they are completing their first
 year of work in local educational
 agencies (LEAs) with significant
 American Indian and Alaska Native
 student populations.

Note: In working with various institutions
 of higher education and State certification
 and licensure requirements, we have found
 that States requiring a degree in a specific
 subject area (e.g., specialty areas or teaching
 at the secondary level) generally require a
 master's degree or completion of a five-year
 program before an individual can be certified
 or licensed as a teacher. Students pursuing
 those credentials would be eligible to