

submitted electronically to *mailto:DuwamishPEIS.DARRP@noaa.gov*.

The Supplement to the Draft Restoration Plan and PEIS are available for viewing at the following locations:

- Seattle Central Library, General Reference Desk, 1000 Fourth Ave., Seattle, WA 98104
- Delridge Library, General Reference Desk, 5423 Delridge Way SW., Seattle, WA 98106
- South Park Library, General Reference Desk, 8604 Eighth Ave. S. at South Cloverdale Street, Seattle, WA 98108

A full electronic copy may be downloaded at: <http://www.darrp.noaa.gov/northwest/lowerduwamishriver/index.html>.

**FOR FURTHER INFORMATION CONTACT:**

Rebecca Hoff at (206) 526-6276 or email at *Rebecca.Hoff@noaa.gov*.

**SUPPLEMENTARY INFORMATION:** The Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), the Oil Pollution Act (OPA) of 1990, the Clean Water Act (CWA), the National Oil and Hazardous Substances Pollution Contingency Plan (National Contingency Plan [NCP]), and other applicable federal and state laws and regulations provide a legal framework for addressing injuries to the nation's natural resources resulting from releases of hazardous substances and discharges of oil. The National Environmental Policy Act (NEPA) of 1960 requires an assessment of any federal action that may impact the environment, in this case development of a Restoration Plan.

Hazardous substance releases into the Lower Duwamish River (LDR) have resulted in the contamination of the sediments and injuries to natural resources. The Elliott Bay Trustee Council (Trustees) is developing the Lower Duwamish River Natural Resource Damage Assessment (LDR/NRDA) to determine the extent of injuries to natural resources resulting from these releases. Natural resources include fish, shellfish, wildlife, sediments, water quality, and the services they provide. Trustees are also determining how to restore injured natural resources and lost resource services. The Restoration Plan, which will guide decision-making regarding the implementation of LDR/NRDA restoration activities, is also a Programmatic Environmental Impact Statement (PEIS). The PEIS analyzes the environmental impacts of the alternatives that may be employed by the Trustees to restore, replace, rehabilitate, and/or acquire the equivalent of the injured natural resources and their services. The

Trustees evaluated three alternatives—the No-Action Alternative, which is required to be included in the analysis; the Species-Specific Restoration Alternative and the Integrated Habitat Restoration Alternative. The Trustees' preferred alternative is Integrated Habitat Restoration, which is a comprehensive plan based on restoration of key habitats that, together, will benefit the range of different resources injured by releases of hazardous substances in the LDR. In addition, the Trustees have included a detailed description of the methodology considered for use in a settlement based approach to injury assessment for the Lower Duwamish River.

A previous draft RP/PEIS was made available for public review on May 22, 2009 (74 FR 25735, pages 25735-5736, EIS No. 20090171), with the comment period ending on July 28, 2009. In the current document, the Trustees added more detail about the injury assessment and restoration valuation methodology used in the LDR/NRDA, as requested in some of the comments received on the previous draft, and made some other more minor changes to address other comments.

The Trustee Council has opened an Administrative Record (Record). The Record includes documents that the Trustees relied upon during the development of the Draft Restoration Plan and Draft PEIS. The Record is on file at the offices of NOAA. The Record is also available at: <http://www.darrp.noaa.gov/northwest/lowerduwamishriver/admin.html>

Dated: July 20, 2012.

**Brian T. Pawlak,**

*Acting Director, Office of Habitat Conservation, National Marine Fisheries Service.*

[FR Doc. 2012-18293 Filed 7-25-12; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XC108**

#### **Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; request for comments

**SUMMARY:** The Regional Administrator, Southwest Region, NMFS, has made a

preliminary determination that an application for an Exempted Fishing Permit (EFP) warrants further consideration. The application was submitted by members of the Pacific sardine fishing industry who request an exemption from seasonal closures of the directed fishery to conduct a survey designed to estimate the population size of Pacific sardine. NMFS requests public comment on the application.

**DATES:** Comments must be received by August 10, 2012.

**ADDRESSES:** You may submit comments on this notice identified by 0648-XC108 by any one of the following methods:

- *Mail:* Rodney R. McClinnis, Regional Administrator, Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802.
- *Fax:* (562)980-4047, Att: Joshua Lindsay

**FOR FURTHER INFORMATION CONTACT:** A copy of the application can viewed at the following Web site <http://swr.nmfs.noaa.gov/fmd/cps/>; or by contacting Joshua Lindsay, Southwest Region, NMFS, (562) 980-4034.

**SUPPLEMENTARY INFORMATION:** On April 3, 2012, NMFS published a proposed rule to implement the harvest guideline (HG) and annual specifications for the 2012 Pacific sardine fishing season off the U.S. West Coast (77 FR 19991). As part of these management measures the Pacific Fishery Management Council recommended, and NMFS proposed, that 3,000 metric tons (mt) of the maximum harvest guideline (HG) be initially subtracted and set aside for potential industry-based research projects or EFPs. The 3,000 mt set-aside was intended to allow for potential research fishing in the second seasonal period (July 1—September 14, 2012) to occur if that period's directed fishery allocation is reached and directed fishing is closed.

An EFP would allow the fishing activities proposed by the applicants to occur when directed fishing is not allowed. At the April 2012 Council meeting, the Council recommended that NMFS issue an EFP for the total 3,000 mt of the 3,000 mt initially set aside. The applicants proposed the use of 3,000 mt to replicate summer surveys conducted under EFPs approved in 2009, 2010, and 2011.

One of the goals set forth in the EFP application is the development of an index of biomass for Pacific sardine, with the desire that this index be included in the subsequent Pacific sardine stock assessment. If NMFS does not issue this EFP, then the set-aside will be re-allocated to the third period's directed harvest allocation. Likewise,

any amount of the set-aside allocated to an EFP for use during the closed fishing time in the second allocation period (prior to September 15), but not utilized, will roll into the third allocation period's directed fishery.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: July 23, 2012.

**Emily H. Menashes**

*Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2012-18302 Filed 7-25-12; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XC126**

**Pacific Fishery Management Council; Public Meeting**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Pacific Fishery Management Council (Pacific Council) will hold a trawl catch share program gear workshop (workshop), which is open to the public.

**DATES:** The workshop will be held Wednesday, August 29, 2012 from 1 p.m. until business for the day is completed. The workshop will reconvene Thursday, August 30, 2012 from no earlier than 8 a.m. until 4 p.m. or business for the day has been completed.

**ADDRESSES:** The meeting will be held at the Sheraton Portland Airport in the Mount Saint Helens Room, 8235 NE Airport Way, Portland OR 97220, telephone: (503) 281-2500.

*Council address:* Pacific Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220-1384.

**FOR FURTHER INFORMATION CONTACT:** Mr. LB Boydston, Fishery Advisor: (916) 844-4358 or the Pacific Council Office at (503) 820-2280.

**SUPPLEMENTARY INFORMATION:** The primary purpose of the workshop is to review the gear restrictions (including area of use) which apply under the recently-implemented Trawl Fishery Rationalization program, and discuss the need for such restrictions in the context of that program. The workshop will include scoping various gear restriction alternatives that were recommended by the Trawl Rationalization Regulatory Evaluation

Committee at the November 2011 meeting of the Pacific Council. A workshop report will be prepared by Pacific Council staff for Pacific Council consideration at (or following) its November 2012 Pacific Council meeting in Costa Mesa, CA. No management actions will be decided in the workshop. The task will be to develop recommendations for consideration by the Pacific Council at its November meeting in Costa Mesa, CA.

Although non-emergency issues not contained in the meeting agenda may arise during the workshop, those issues may not be the subject of formal action during this meeting. Final workshop recommendations will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the intent to take final action to address the emergency.

**Special Accommodations**

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt at (503) 820-2280 at least 5 days prior to the meeting date.

Dated: July 23, 2012.

**Tracey L. Thompson,**

*Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XC123**

**Advisory Committee to the U.S. Section of the International Commission for the Conservation of Atlantic Tunas (ICCAT); Fall Meeting**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public meeting.

**SUMMARY:** In preparation for the 2012 International Commission for the Conservation of Atlantic Tunas (ICCAT) meeting, the Advisory Committee to the U.S. Section to ICCAT is announcing the convening of its fall meeting.

**DATES:** The meeting will be held October 17-18, 2012. There will be an

open session on Wednesday, October 17, 2012, from 9 a.m. through approximately 1:30 p.m. The remainder of the meeting will be closed to the public and is expected to end by 5 p.m. on October 18. Interested members of the public may present their views during the public comment session on October 17, 2012.

**ADDRESSES:** The meeting will be held at the DoubleTree/Hilton Hotel, 8727 Colesville Road, Silver Spring, MD 20910. Written comments should be sent via email ([Rachel.O'Malley@noaa.gov](mailto:Rachel.O'Malley@noaa.gov)). Comments may also be sent via mail to Rachel O'Malley at NMFS, Office of International Affairs, Room 12622, 1315 East-West Highway, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Rachel O'Malley, Office of International Affairs, 301-427-8373.

**SUPPLEMENTARY INFORMATION:** The Advisory Committee to the U.S. Section to ICCAT will meet October 17-18, 2012, first in an open session to consider management- and research-related information on stock status of Atlantic highly migratory species and then in a closed session to discuss sensitive matters. There will be an opportunity for oral public comment during the October 17, 2012, open session. The open session will be from 9 a.m. through 1:30 p.m. The public comment portion of the meeting is scheduled to begin at approximately 1 p.m. but could begin earlier depending on the progress of discussions. Comments may also be submitted in writing for the Advisory Committee's consideration. Interested members of the public can submit comments by mail or email; use of email is encouraged. All written comments must be received by October 5, 2012 (see **ADDRESSES**).

NMFS expects members of the public to conduct themselves appropriately at the open session of the meeting. At the beginning of the public comment session, an explanation of the ground rules will be provided (e.g., alcohol in the meeting room is prohibited, speakers will be called to give their comments in the order in which they registered to speak, each speaker will have an equal amount of time to speak and speakers should not interrupt one another). The session will be structured so that all attending members of the public are able to comment, if they so choose, regardless of the degree of controversy of the subject(s). Those not respecting the ground rules will be asked to leave the meeting.