

to attempt to engage in any such conduct." The Service may, under limited circumstances, issue permits to authorize incidental take (i.e., take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity). Regulations governing incidental take permits for threatened and endangered species are found in 50 CFR 17.32 and 17.22.

The applicant proposes to subdivide and develop the Pleasant Rifts Housing Development on a 29.6-acre property that contains 19.8 acres of mature forest habitat. The property will be developed into 13 single-family residences, and 4.83 acres of mature forest will be cleared. Development activities on, and subsequent residential uses of, the property may result in the death of, or harm to, DFS through the loss and degradation of habitat.

The HCP will minimize take of DFS by minimizing the amount of clearing and by retaining 14.97 acres of suitable forest habitat on the project site. The habitat is retained through a declaration of covenants and restrictions, and existing State environmental requirements, which have incidental benefits to DFS and its habitat. It also commits to secure off-site compensatory mitigation for the forest clearing and degradation of this project through permanent protection of 39.2 acres of DFS habitat in close proximity to the Blackwater National Wildlife Refuge, which supports a large population of DFS. The HCP also limits activities and uses of DFS habitat retained on the site, provides for distribution of educational materials regarding DFS to construction personnel and homeowners, requires property signage to permanently designate the boundary of the authorized forest clearing area, and provides for the establishment of a homeowners' association to implement, coordinate, monitor, and enforce the provisions of the HCP following project-related construction. Finally, the HCP requires that any subsequent homeowner be subject to the provisions of the HCP and responsible for its implementation. The EA considers the environmental consequences of three alternatives, including the proposed action. The proposed action alternative is issuance of the incidental take permit and implementation of the HCP as submitted by the applicant.

#### Public Review

The Service invites the public to review the HCP and EA during a 60-day public comment period (see **DATES**). Before including your address, phone number, electronic mail address, or other personal identifying information

in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

This notice is provided pursuant to section 10(a) of the Act and the regulations for implementing NEPA, as amended (40 CFR 1506.6). We will evaluate the application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of NEPA regulations and section 10(a) of the Act. If we determine that those requirements are met, we will issue a permit to the applicant for the incidental take of the DFS.

Dated: October 7, 2008.

**Michael G. Thabault,**

*Acting Regional Director, Region 5.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

**[FWS-R4-ES-2008-N0278; 40120-1112-0000-F2]**

#### Receipt of Application for Incidental Take Permit for One Condominium Complex in Escambia County, FL

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice.

**SUMMARY:** Seabreeze Properties, LLC (Applicant) requests an incidental take permit (ITP) under section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act), as amended. The Applicant anticipates taking Perdido Key beach mice (*Peromyscus polionotus trissyllepsis*) incidental to developing, constructing, and human occupancy of a condominium complex in Escambia County, Florida (Project). The Applicant's Habitat Conservation Plan (HCP) describes the mitigation and minimization measures proposed to address the effects of the Project to the Perdido Key beach mouse.

**DATES:** Written comments on the application, environmental assessment (EA), and HCP should be sent to the Service's Regional Office (see **ADDRESSES**) and should be received on or before December 16, 2008.

**ADDRESSES:** Persons wishing to review the application, EA, and HCP may obtain a copy by writing the Service's

Southeast Regional Office, Atlanta, Georgia, at the address below. Please reference permit number TE189611, Seabreeze, in such requests. Documents will also be available for public inspection by appointment during normal business hours at the Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, GA 30345 (Attn: Endangered Species Permits); or Field Supervisor, U.S. Fish and Wildlife Service, 1601 Balboa Avenue, Panama City, FL 32405.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional HCP Coordinator, (see **ADDRESSES**), telephone: 404/679-7313, or Ms. Lorna Patrick, Field Office Project Manager, at the Panama City Field Office (see **ADDRESSES**), telephone: 850/769-0552, ext. 229.

**SUPPLEMENTARY INFORMATION:** We announce the application for an ITP and the availability of the HCP and EA. The EA is an assessment of the likely environmental impacts associated with this Project. Copies of these documents may be obtained by making a request, in writing, to the Regional Office (see **ADDRESSES**). This notice is provided pursuant to Section 10 of the Act (16 U.S.C. 1531 et seq.) and National Environmental Policy Act regulations at 40 CFR 1506.6.

We specifically request information, views, and opinions from the public via this notice on the Federal action, including the identification of any other aspects of the human environment not already identified in the EA. Further, we specifically solicit information regarding the adequacy of the HCP as measures against our ITP issuance criteria found in 50 CFR parts 13 and 17.

If you wish to comment, you may submit comments by any one of several methods. Please reference permit number TE189611, Seabreeze, in such comments. You may mail comments to the Service's Regional Office (see **ADDRESSES**). You may also comment via the internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please also include your name and return address in your internet message. If you do not receive a confirmation from us that we have received your internet message, contact us directly at either telephone number listed above (see **FOR FURTHER INFORMATION CONTACT**).

Finally, you may hand-deliver comments to either Service office listed above (see **ADDRESSES**). Before including your address, phone number, e-mail, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any

time. While you can ask us in your comment to withhold your personal identifying information from public view, we cannot guarantee that we will be able to do so. If you wish us to withhold your name and address, you must state this prominently at the beginning of your comments. We will not, however, consider anonymous comments. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

The area encompassed under the ITP totals 1.35 acres along the beachfront of the Gulf of Mexico. The Project is located on the western portion of Perdido Key, a 16.9 mile barrier island. Perdido Key constitutes the entire historic range of the Perdido Key beach mouse. The Perdido Key beach mouse was listed as an endangered species under the Act in 1985 (June 6, 1985, 50 FR 23872). The mouse is also listed as an endangered species by the State of Florida. Critical habitat was designated for the Perdido Key beach mouse at the time of listing (50 FR 23872) and revised on October 12, 2006 (71 FR 60238).

We will evaluate the HCP and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act. If it is determined that those requirements are met, the ITP will be issued for the incidental take of the Perdido Key beach mouse. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. The results of this consultation, in combination with the above findings, will be used in the final analysis to determine whether or not to issue the ITP.

Dated: September 26, 2008.

**Sam D. Hamilton,**

*Regional Director, Southeast Region.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[WY-930-09-1610-DO-015F]

#### Notice of Intent To Prepare Resource Management Plans and Associated Environmental Impact Statement, Initiate Public Scoping, and Call for Coal and Other Resource Information

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of Intent and Call for Coal and Other Resource Information

**SUMMARY:** Notice is hereby given that the Wyoming Bureau of Land Management (BLM) intends to prepare (1) a Resource Management Plan (RMP) for the Cody Field Office and (2) a RMP for the Worland Field Office. These two actions will require a single Environmental Impact Statement (EIS). These two RMPs and the associated EIS will be called the Bighorn Basin Resource Management Plan Revision Project. The resulting RMPs will replace the Washakie and Grass Creek RMPs, in Worland, and the Cody RMP. The BLM is also soliciting resource information for coal and other resources for the planning area.

**DATES:** The BLM will announce public scoping meetings to identify relevant issues through local news media, a project newsletter, and the project Web site <http://www.blm.gov/wy/st/en/programs/Planning/RMPs/bighorn> at least 15 days prior to the first meeting. The BLM will provide formal opportunities for public participation upon publication of the Draft RMP/EIS, currently scheduled for 2010.

**ADDRESSES:** You may submit written comments by any of the following methods:

*Web Site:* <http://www.blm.gov/wy/st/en/programs/Planning/RMPs/bighorn>.

*E-mail:* [BBRMP\\_WYMail@blm.gov](mailto:BBRMP_WYMail@blm.gov).

*Mail:* Worland Field Office, Attn: RMP Project Manager, 101 South 23rd, P.O. Box 119, Worland, WY 82401.

In order to reduce the use of paper and control costs, we strongly encourage the public to submit comments electronically at the project Web site. Comments submitted to BLM for use in this planning effort, including names and home addresses of individuals submitting comments, are subject to disclosure under the Freedom of Information Act (FOIA) (5 U.S.C. 522). Written comments received during the public scoping process may be published as part of the environmental analysis process. After the close of the public scoping period, public comments

submitted, including names, e-mail addresses, and street addresses of respondents, will be available for public review at the BLM Worland Office during regular business hours (7:45 a.m. to 4:30 p.m.), Monday through Friday (except federal holidays).

**FOR FURTHER INFORMATION:** For further information and/or to have your name added to the project mailing list, contact Caleb Hiner, RMP Project Manager, at the Worland Field Office (307) 347-5171.

**SUPPLEMENTARY INFORMATION:** The purpose of the public scoping process is to identify issues and planning criteria that should be considered in the RMP/EIS and to initiate public participation in the planning process. BLM personnel will be present at scoping meetings to explain the planning process and other requirements for preparing a RMP/EIS.

The Planning Area for the project includes lands within the BLM Worland and Cody Field Offices' administrative boundaries, in all of Big Horn, Park, and Washakie Counties, and most of Hot Springs County in north-central Wyoming. The Planning Area includes all lands, regardless of jurisdiction, totaling 5.6 million acres; however, the BLM will only make decisions on lands that fall under the BLM's jurisdiction. Lands within the Planning Area under the BLM's jurisdiction make up the Decision Area. The Decision Area consists of BLM-administered surface, totaling 3.2 million acres, and mineral estate, totaling 4.2 million acres. The Planning Area includes 12 Wilderness Study Areas (WSAs), nine Areas of Critical Environmental Concern (ACECs), two areas of Special Designation, and seven Special Recreation Management Areas.

This planning process will fulfill the needs and obligations set forth by the National Environmental Policy Act (NEPA), the Federal Land Policy and Management Act (FLPMA), and BLM management policies. The BLM will work collaboratively with interested parties to identify the management decisions that are best suited to local, regional, and national needs and concerns.

The purpose of the public scoping process is to determine relevant issues that will influence the scope of the environmental analysis and EIS alternatives. These issues also guide the planning process. You may submit comments on issues and planning criteria in writing to the BLM at any public scoping meeting, or you may submit them to the BLM using one of the methods listed in the **ADDRESSES** section above. To be most helpful, you