

**SUPPLEMENTARY INFORMATION:** Chevron Energy Solutions has requested a 516-acre right-of-way (ROW) authorization to construct and operate a 45-megawatt solar photovoltaic project and connect it to an existing Southern California Edison 33 kV distribution system on public lands located approximately 8 miles east of Lucerne Valley, San Bernardino County, California.

The proposed project would include a solar array, switchyard, a control and maintenance building, and parking area. The Draft EIS analyzes the site-specific impacts to the environment from the proposed project. Alternatives include:

- A no action alternative with a plan amendment making the project area unavailable to other solar energy projects;
- A no action alternative with a plan amendment making the project area available to other solar energy projects;
- The proposed action;
- A modified proposed action that reduces visual and biological impacts; and
- A reduced footprint/reduced megawatts modified proposed action.

Pursuant to BLM's CDCA Plan (1980, as amended), sites associated with power generation or transmission not identified in the CDCA Plan will be considered through the plan amendment process.

A Notice of Intent to Prepare an EIS and CDCA Plan amendment for the Lucerne Valley Solar Project was published in the **Federal Register** on July 23, 2009. This was followed by a 30-day public scoping period which ended August 22, 2009. Scoping meetings were held on July 23, 2009 in Lucerne Valley, California, and on July 30 in San Bernardino, California. Numerous public scoping comments were received.

The main concerns included potential impacts to biological species, visual resources, and cultural resources, and appropriate use of public land. The issues and concerns identified in the scoping comments were addressed in the DEIS.

Please note that public comments will be available for public review and disclosure at the above address during regular business hours (8 a.m. to 4 p.m.), Monday through Friday, except holidays.

Before including your address, phone number, e-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.

**Authority:** 40 CFR 1506.6; 40 CFR 1506.10; 43 CFR 1610.2.

**Thomas Pogacnik,**

*Deputy State Director, California.*

[FR Doc. 2010-2299 Filed 2-4-10; 8:45 am]

**BILLING CODE 4310-40-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

**[FWS-R8-MB-2009-N286; 80213-9410-0000-7B]**

#### **Federal Sport Fish Restoration; California Department of Fish and Game Fish Hatchery and Stocking Program**

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

**ACTION:** Notice of availability: Final environmental impact report/ environmental impact statement (EIR/ EIS).

**SUMMARY:** The U.S. Fish and Wildlife Service (FWS) announces the availability of the final EIR/EIS for the California Department of Fish and Game's (CDFG) Fish Hatchery and Stocking Program (Program). FWS is lead agency, under the National Environmental Policy Act (NEPA) of 1969, as amended, for the EIR/EIS jointly prepared with CDFG. Under the Sport Fish Restoration Act (SFRA), FWS proposes to fund actions associated with the operation of CDFG's 14 trout hatcheries and the Mad River Hatchery for the anadromous steelhead, and stocking from the 15 hatcheries. The Federal action does not include funding CDFG's other anadromous fish hatcheries and associated stocking, nor its issuance of private stocking permits. SFRA funding may also support CDFG's Fishing in the City and Classroom Aquarium Education Programs. CDFG is the lead agency under the California Environmental Quality Act (CEQA) and proposes to implement hatchery operations and stocking funded by FWS, as well as all other components of the CDFG Program, including anadromous fish hatchery operations and associated stocking, and issuance of stocking permits to private parties seeking to stock fish in California's inland waters. The final EIR/EIS presents Program impact analysis, mitigation for impacts, selection of the preferred alternative, and response to comments received during the comment period for the draft EIR/EIS.

**DATES:** We anticipate that a Record of Decision will be issued by FWS in 2010, but no sooner than 30 days after the **Federal Register** publication date for this notice of availability.

**ADDRESSES:** Download copies of the final EIR/EIS from the CDFG Web site at <http://www.dfg.ca.gov/news/pubnotice/hatchery/>. Alternatively, you may send your request for copies of the final EIR/EIS to Mr. Bart Prose by mail at U.S. Fish and Wildlife Service, 2800 Cottage Way, Room W-1729, Sacramento, CA 95825; by e-mail to [bart\\_prose@fws.gov](mailto:bart_prose@fws.gov); or by fax to (916) 978-6155.

**FOR FURTHER INFORMATION CONTACT:** Mr. Bart Prose: (916) 978-6152 (phone); [bart\\_prose@fws.gov](mailto:bart_prose@fws.gov) (e-mail).

**SUPPLEMENTARY INFORMATION:** Under the SFRA (Pub. L. 106-408), FWS has authority to grant Federal funds from the Sport Fish Restoration and Boating Trust Fund to support actions associated with CDFG's Program. The Trust Fund is financed through collection of excise taxes on sport-fishing equipment, electric motors, and sonar; import duties on fishing tackle, yachts, and pleasure craft; the portion of gasoline tax attributable to motorboats and small engines; and interest on the Fund.

CDFG has been rearing and stocking fish in the inland waters of California since the late 1800s, when the State of California enacted legislation to restore and preserve fish in State waters. This legislation called for the newly formed California State Fish and Game Commission to establish "fish breederies" to stock and supply streams, lakes, and bays with both foreign and domestic fish. Since that time in the late 1800s, CDFG has continued that mandate by rearing and stocking both inland trout and anadromous species of fish reared at 24 hatcheries and planting bases located throughout the State.

For the past approximately 100 years, CDFG has stocked nonnative trout throughout the State. CDFG's Program currently operates 14 trout hatcheries throughout the State, rearing 6 trout species and 3 salmon species. Trout hatcheries rear rainbow, golden, cutthroat, brown, lake, and brook trout. Salmon species reared include Chinook, Coho, and kokanee. CDFG's Mad River Hatchery for anadromous fish presently rears only steelhead. Over the past 5 years, CDFG planted over 3.6 million pounds of combined trout and inland salmon, annually, from its 14 trout hatcheries into hundreds of locations, including high mountain lakes, low-elevation reservoirs, and various streams and creeks. The Mad River

Hatchery planted over 39,000 pounds of steelhead, annually, into the Mad River.

Funding CDFG Program activities provides freshwater angling opportunities and recreation throughout the State. Operations and stocking associated with the 14 trout hatcheries and the Mad River anadromous fish hatchery are eligible for SFRA grants. FWS does not fund operations or stocking associated with other anadromous hatcheries because they are mitigation hatcheries, which are funded through other sources.

In 2005, State Assembly Bill 7 added Section 13007 to the California Fish and Game Code (FGC 13007), which established annual minimum release targets for hatchery trout based upon sport-fishing license sales, and required CDFG to deposit one-third of sport-fishing license fees into its Hatchery and Inland Fisheries Fund for specified fisheries management purposes. Per CDFG's implementation plan for FGC 13007, funding for the stocking program was scheduled to increase from almost \$8 million for State fiscal year (FY) 2005–2006, to \$15 million for State FY 2006–2007. In addition, a State court order in 2006 required CDFG to complete an environmental review for its Program. To expedite Program changes due to FGC 13007, the court-ordered environmental review, and associated SFRA funding contributions to the Program, FWS and CDFG agreed to prepare a joint EIR/EIS. FWS published a notice of intent to prepare the EIR/EIS in the **Federal Register** on August 5, 2008 (73 FR 45470). The notice of availability for the draft EIR/EIS and 45-day comment period published in the **Federal Register** on October 8, 2009 (74 FR 51872).

The objectives of CDFG's Program are to continue the rearing and stocking of fish for the recreational use of anglers, while balancing the interaction between State- and privately stocked fish and threatened and endangered species. The purpose of FWS's proposed SFRA funding is to support operations of CDFG's 14 trout hatcheries and the Mad River Hatchery for the anadromous steelhead, and associated stocking of fish produced at those hatcheries. SFRA funding also supports CDFG's Fishing in the City and Classroom Aquarium Education Programs. The need addressed by the proposed action is the support of viable recreational fishing in California, through increased angler success that is provided by stocking of hatchery fish in both urban and rural water bodies. Provision of SFRA funds for support of private stocking permits, or operation of other anadromous fish hatcheries and their associated stocking

efforts, is outside the scope of actions contemplated by FWS at this time.

Hatchery operations and stocking activities associated with CDFG's inland water hatchery program, including potential increases in fish rearing and stocking in the future, have been evaluated for their effects on the environment. Potential impacts to native amphibians and fish, which have experienced declines within the state, are of chief interest. Results of the evaluations and alternative courses of action are presented in the draft EIR/EIS, in accordance with CEQA (PRC 21000 *et seq.*) and NEPA (42 U.S.C. 4321 *et seq.*).

#### Alternatives

Four alternatives were developed for CDFG's Fish Hatchery and Stocking Program, and each was included for detailed analysis in the draft EIS/EIR. All Program components are subject to CEQA, but only the subset of components with Federal discretionary involvement (associated with SFRA funding) are subject to NEPA; i.e., operations of CDFG's 14 trout hatcheries and the Mad River Hatchery for steelhead, associated stocking of fish produced at those hatcheries, and the Fishing in the City and Classroom Aquarium Education Programs. Only the components of the 4 alternatives pertinent to NEPA are described here.

#### Preferred Alternative

Under the Preferred Alternative, FWS will continue to provide funding, as modified by certain mitigation provisions, for operations of CDFG's 14 trout hatcheries and the Mad River Hatchery for steelhead, and associated stocking of fish produced at those hatcheries. Hatchery operations will remain largely unchanged from those conducted during the last 5 years, with mitigation applied in some instances to protect water quality, check the spread of invasive species and pathogens, and manage ground water. Decisions on stocking of trout, where potential for significant impacts exist, will be made using a state-wide, pre-stocking evaluation protocol that emphasizes protection of native, sensitive, or legally-protected species. In high mountain lake areas where Aquatic Biodiversity Management Plans (ABMPs) have been prepared, stocking will continue to follow guidelines that ensure expansion of habitats for native amphibians and fish. In areas without ABMPs, trout stocking will be based on site-specific, pre-stocking evaluations of risk to native, sensitive, or legally protected species. ABMPs or other similar plans may be developed and

implemented prior to stocking in those locations. Such plans could include eradication of nonnative fish from water bodies currently or formerly harboring sensitive native species, genetic analysis of native fish to determine degree of hybridization, cessation of nonnative trout stocking in waters occupied by native trout populations, and implementation of measures consistent with FWS recovery plans and CDFG management plans. Stocking of Mad River steelhead will continue with measures intended to reduce the interaction between hatchery reared fish and naturally reproducing populations and consistent with the Draft Hatchery and Genetic Management Plan submitted to the National Marine Fisheries Service. The Fishing in the City and Classroom Aquarium Education Programs will continue using conservation measures and uniform protocols developed to ensure that stocking locations are properly screened to protect native, sensitive, and legally protected species. Implementation of Program activities associated with application of pre-stocking evaluation protocols or development of ABMPs, may require additional, site-specific NEPA compliance tiered from the EIR/EIS.

#### Continuation of Interim Program Provisions Alternative

Under the Continuation of Interim Program Provisions Alternative, FWS will continue to provide funding for operations of CDFG's 14 trout hatcheries and the Mad River Hatchery for steelhead, and associated stocking of fish produced at those hatcheries, consistent with the court-ordered prohibitions and exceptions on fish stocking that were put into place for the interim period between the date of the court order and completion of the EIR/EIS. The interim provisions prohibit stocking nonnative fish in any California fresh water body where surveys have demonstrated the presence of 25 specified amphibian or fish species, or where a survey for those species has not yet been completed. The order does not address the stocking of native fish into native waters. Exceptions to the prohibitions include stocking in human-made reservoirs larger than 1000 acres; stocking in human-made reservoirs less than 1000 acres that are not connected to a river or stream, are not within California red-legged frog critical habitat, or are not where California red-legged frogs are known to exist; stocking as required for State or Federal mitigation; stocking for the purpose of enhancing salmon and steelhead populations and funded by

the Commercial Trollers Salmon Stamp; stocking of steelhead from the Mad River Hatchery into the Mad River Basin; CDFG's Aquarium in the Classroom program; stocking actions to support scientific research; and stocking done under an existing private stocking permit or to be completed under a new permit with terms similar to one that was issued in the last 4 years. The Fishing in the City and Classroom Aquarium Education Programs will continue under uniform protocols developed to ensure that stocking locations are properly screened to protect native, sensitive, and legally protected species.

#### *Continuation of Existing Program Alternative*

The Continuation of Existing Program Alternative (equivalent to the CEQA No Project Alternative) is continuation of SFRA funding for the existing Fish Hatchery and Stocking Program. The hatcheries' operation and stocking activities undertaken by CDFG over the past 5 years would continue unchanged (some activities may be inconsistent with the court-ordered prohibitions and exceptions), and the SFRA funding process for these activities will continue as it has over the same period.

#### *No Action Alternative*

Under the No Action Alternative, FWS would not approve SFRA grant funds to be used by CDFG to support actions associated with operations of the CDFG Fish Hatchery and Stocking Program. Because of State statutory and public trust requirements related to the hatchery program, CDFG would attempt to continue to implement its State hatchery program, seeking other funding sources to replace the Federal funds.

**Authority:** National Environmental Policy Act (42 U.S.C. 4321 *et seq.*); Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act (40 CFR 1500–1508).

Dated: December 16, 2009.

**Ren Lohofener,**  
*Regional Director.*

[FR Doc. 2010–2509 Filed 2–4–10; 8:45 am]

**BILLING CODE 4310–55–P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLCOS00000 L1120 PH]

#### **Notice of Public Meeting, Southwest Colorado Resource Advisory Council Meeting**

**AGENCY:** Bureau of Land Management.

**ACTION:** Notice of public meeting.

**SUMMARY:** In accordance with the Federal Land Policy and Management Act (FLPMA) and the Federal Advisory Committee Act of 1972 (FACA), the U.S. Department of the Interior, Bureau of Land Management (BLM) Southwest Colorado Resource Advisory Council (RAC) will meet in March 2010.

**DATES:** A Southwest Colorado RAC meeting will be held March 5, 2010.

**ADDRESSES:** The Southwest Colorado RAC meeting will be held March 5, 2010, at the Devil's Thumb Golf Course at 9900 Devil's Thumb Drive, Delta, CO 81416. The Southwest Colorado RAC meeting will begin at 9 a.m. and adjourn at approximately 4 p.m. A public comment period regarding matters on the agenda will be at 2:30 p.m.

**FOR FURTHER INFORMATION CONTACT:** Lori Armstrong, BLM Southwest District Manager, 2505 S. Townsend Avenue, Montrose, CO; telephone 970–240–5300; or Erin Curtis, Public Affairs Specialist, 2815 H Road, Grand Junction, CO, telephone 970–244–3097.

**SUPPLEMENTARY INFORMATION:** The Southwest Colorado RAC advises the Secretary of the Interior, through the Bureau of Land Management, on a variety of public land issues in Colorado.

Topics of discussion for all Southwest Colorado RAC meetings may include field manager and working group reports, recreation, fire management, land use planning, invasive species management, energy and minerals management, travel management, wilderness, land exchange proposals, cultural resource management, and other issues as appropriate.

These meetings are open to the public. The public may present written comments to the RACs. Each formal RAC meeting will also have time, as identified above, allocated for hearing public comments. Depending on the number of persons wishing to comment and time available, the time for individual oral comments may be limited.

Dated: January 22, 2010.

**Lori Armstrong,**

*Southwest District Manager, Designated Federal Officer, Southwest Colorado RAC.*

[FR Doc. 2010–1895 Filed 2–4–10; 8:45 am]

**BILLING CODE P**

## INTERNATIONAL TRADE COMMISSION

[USITC SE–10–001]

### **Government in the Sunshine Act Meeting Notice**

**AGENCY HOLDING THE MEETING:** United States International Trade Commission.

**TIME AND DATE:** February 12, 2010 at 11 a.m.

**PLACE:** Room 110, 500 E Street, SW., Washington, DC 20436, Telephone: (202) 205–2000.

**STATUS:** Open to the public.

#### **MATTERS TO BE CONSIDERED:**

1. Agenda for future meetings: none.
2. Minutes.
3. Ratification List.
4. Inv. Nos. 701–TA–474 and 731–TA–1176 (Preliminary) (Drill Pipe from China)—briefing and vote. (The Commission is currently scheduled to transmit its determinations to the Secretary of Commerce on or before February 16, 2010; Commissioners' opinions are currently scheduled to be transmitted to the Secretary of Commerce on or before February 23, 2010.)

5. Outstanding action jackets: None. In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

By order of the Commission.

Issued: February 2, 2010.

**William R. Bishop,**

*Hearings and Meetings Coordinator.*

[FR Doc. 2010–2630 Filed 2–3–10; 11:15 am]

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## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Consent Decree Under the Clean Air Act**

Under 28 CFR 50.7, notice is hereby given that on Thursday, January 21, 2010, a proposed Consent Decree in *United States, et al. v. Lafarge North America, Inc., et al.*, Civil Action No. 10–CV–00044, was lodged with the United States District Court for the Southern District of Illinois.

In a complaint that was filed simultaneously with the Consent Decree, the United States seeks injunctive relief and penalties against Lafarge North America, Inc., Lafarge Midwest, Inc. and Lafarge Building Materials, Inc. (collectively “Lafarge Companies”), pursuant to Sections 113(b) and 167 of the Clean Air Act (“the Act”), 42 U.S.C. 7413(b) and 7477,