

Ft. Eustis VA 23604  
 Landholding Agency: Army  
 Property Number: 21200740168  
 Status: Unutilized  
 Reasons:  
 Extensive deterioration  
 5 Bldgs.  
 Radford Army Ammo Plant  
 Radford VA 24143  
 Landholding Agency: Army  
 Property Number: 21200740169  
 Status: Unutilized  
 Directions:  
 19980, 25710, 36020, 36370, 36380  
 Reasons:  
 Secured Area  
 Within 2000 ft. of flammable or explosive material

#### Unsuitable Properties

##### Building

Virginia  
 Radford Army Ammo Plant  
 Radford VA 24143  
 Landholding Agency: Army  
 Property Number: 21200740170  
 Status: Unutilized  
 Directions:  
 36410, 36470, 36500, 37060  
 Reasons:  
 Within 2000 ft. of flammable or explosive material

Secured Area

Bldgs. 50020, 50200  
 Radford Army Ammo Plant  
 Radford VA 24143  
 Landholding Agency: Army  
 Property Number: 21200740171  
 Status: Unutilized

Reasons:  
 Secured Area  
 Within 2000 ft. of flammable or explosive material

#### Unsuitable Properties

##### Building

Washington  
 Bldgs. 00803, 00805, 00806  
 Yakima Training Center  
 Fort Lewis  
 Yakima WA 98901  
 Landholding Agency: Army  
 Property Number: 21200740172  
 Status: Underutilized

Reasons:  
 Secured Area  
 Bldgs. 110, 116  
 Naval Air Station  
 Oak Harbor WA 98278  
 Landholding Agency: Navy  
 Property Number: 77200740013  
 Status: Excess

Reasons:  
 Secured Area  
 Bldg. 839  
 Puget Sound Naval Shipyard  
 Bremerton WA 98314  
 Landholding Agency: Navy  
 Property Number: 77200740014  
 Status: Excess

Reasons:  
 Secured Area  
 Within 2000 ft. of flammable or explosive material

#### Unsuitable Properties

##### Building

Wisconsin  
 Wisconsin 4 Bldgs.

Fort McCoy 01088, 01089, 01090, 01091  
 Monroe WI 54656

Landholding Agency: Army  
 Property Number: 21200740173  
 Status: Unutilized

Reasons:  
 Extensive deterioration  
 4 Bldgs.

Fort McCoy 05003, 05005, 05006, 05008  
 Monroe WI 54656

Landholding Agency: Army  
 Property Number: 21200740174  
 Status: Unutilized

Reasons:  
 Extensive deterioration  
 Bldgs. 07011, 07021, 07031

Fort McCoy  
 Monroe WI 54656  
 Landholding Agency: Army  
 Property Number: 21200740175

Status: Unutilized  
 Reasons:  
 Extensive deterioration

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**BILLING CODE 4210-67-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Receipt of an Application and Availability of an Environmental Assessment for an Incidental Take Permit for Capital Improvement Projects within Charlotte County, FL

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

**ACTION:** Notice.

**SUMMARY:** The Charlotte County Board of Commissioners (Applicant) requests an incidental take permit (ITP) pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended (Act) for the take of the Florida scrub-jay (*Aphelocoma coerulescens*) (scrub-jay). The Applicant anticipates taking 84.2 acres of occupied scrub-jay breeding, foraging, and sheltering habitat, incidental to otherwise lawful activities of road construction and community redevelopment (Projects) in Charlotte County, Florida. The development of this habitat is expected to result in the take of 11 families of scrub-jays. The Applicant's habitat conservation plan (HCP) describes the mitigation and minimization measures proposed to address the effects of the Projects to the scrub-jay. These measures are outlined in the **SUPPLEMENTARY INFORMATION** section below.

**DATES:** Written comments on the ITP application, HCP, and environmental

assessment (EA) should be sent to the Fish and Wildlife Service's Regional Office (see **ADDRESSES**) and should be received on or before January 22, 2008.

**ADDRESSES:** Persons wishing to review the ITP application, EA, and HCP may obtain a copy by writing the Fish and Wildlife Service's Southeast Regional Office. Please reference permit number TE135674-0 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, Georgia 30345, or the South Florida Ecological Services Office, Fish and Wildlife Service, 1339 20th Street, Vero Beach, Florida 32960-3559.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional Permit Coordinator, Fish and Wildlife Service Regional Office (see **ADDRESSES**), telephone: 404/679-7313, facsimile 404/679-7081; or Mr. George Dennis, Ecologist, South Florida Ecological Services Office (see **ADDRESSES**), telephone: 772/562-3909 ext. 309, facsimile 772/562-4288.

**SUPPLEMENTARY INFORMATION:** If you wish to comment, you may submit written comments by any one of several methods. Please reference permit number TE135674-0 in such comments. You may mail comments to the Fish and Wildlife Service's Regional Office (see **ADDRESSES**). You may also comment via the Internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please 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 Fish and Wildlife Service office listed above (see **ADDRESSES**). Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Individual respondents may request that we withhold their home address from the administrative record. We will honor such requests to the extent allowable by law. There may also be other circumstances in which we would withhold from the administrative record a respondent's identity, as allowable by law. 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 scrub-jay is geographically isolated from other species of scrub-jays found in Mexico and the western United States. The scrub-jay is found exclusively in peninsular Florida and is restricted to xeric uplands (predominately in oak-dominated scrub). Increasing urban and agricultural development has resulted in habitat loss and fragmentation that has adversely affected the distribution and numbers of scrub-jays. The total estimated population is between 7,000 and 11,000 individuals.

Four Projects are proposed including three road extensions at Winchester Boulevard, Edgewater Drive, and Solomon Drive, and a community redevelopment project at Murdock Village. All Projects are within the previously subdivided, partly developed urban areas of Charlotte County. The Applicant has identified 11 scrub-jay families within the Project areas. The four Projects are expected to destroy 84.2 acres of occupied scrub-jay habitat. Scrub-jays using the Project areas are part of two scrub-jay metapopulations in Charlotte County: The Sarasota-western Charlotte metapopulation, which occurs on the Cape Haze peninsula, and the northwestern Charlotte metapopulation, which occurs between the Myakka and Peace Rivers. The continued persistence of scrub-jays in this area may be dependent on the maintenance of suitable habitat and the restoration of unsuitable habitat.

Construction of the Projects will result in harm to scrub-jays, incidental to the carrying out of these otherwise lawful activities. Habitat alteration associated with the proposed road construction and community redevelopment will reduce the availability of nesting, foraging, and sheltering habitat for 11 families of scrub-jays. The Applicant proposes to mitigate take of scrub-jays by preserving, restoring, and managing in perpetuity 275 acres of scrub-jay habitat within the affected scrub-jay metapopulations.

The Fish and Wildlife Service has made a preliminary determination that issuance of the requested ITP is not a major Federal action significantly affecting the quality of the human environment within the meaning of Section 102(2)(C) of National Environmental Policy Act (NEPA). This preliminary information may be revised due to public comment received in response to this notice and is based on information contained in the EA and HCP.

The Fish and Wildlife Service will evaluate the HCP and comments submitted thereon to determine whether the ITP application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If the Fish and Wildlife Service determines that those requirements are met, an ITP will be issued for the incidental take of the Florida scrub-jay. The Fish and Wildlife Service will also evaluate whether issuance of this 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. This notice is provided pursuant to section 10 of the Endangered Species Act and NEPA regulations (40 CFR 1506.6).

Dated: October 26, 2007.

**Cynthia K. Dohner,**

*Acting Regional Director, Southeast Region.*

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**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Notice of Availability for the Renewal of an Expired Section 10(a)(1)(B) Permit for Incidental Take of the Golden-cheeked Warbler in Travis County, TX (Scarpato)

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

**ACTION:** Notice of availability.

**SUMMARY:** On October 19, 2001, the U.S. Fish and Wildlife Service (Service) issued a section 10(a)(1)(B) permit, pursuant to Section 10(a) of the Endangered Species Act (Act), for incidental take of the golden-cheeked warbler (*Dendroica chrysoparia*)(GCWA) to Thomas Scarpato and Janet Neyland-Scarpato (Applicant). The permit (TE-042733-0) was for a period of five years and expired on October 19, 2006. The requested permit renewal by Mr. and Mrs. Scarpato will extend the permit expiration by five years from the date the permit is reissued.

**DATES:** To ensure consideration, written comments must be received on or before December 24, 2007.

**ADDRESSES:** Persons wishing to review the request for extension, former incidental take permit, or other related documents may obtain a copy by written or telephone request to Allison Arnold, U.S. Fish and Wildlife Service, 10711 Burnet Road, Suite 200, Austin,

Texas 78758 (512/490-0057 ext. 242). Documents will be available for public inspection by written request, or by appointment only, during normal business hours (8 a.m. to 4:30 p.m.) at the Service's Austin Office. Comments concerning the request for renewal should be submitted in writing to the Field Supervisor at U.S. Fish and Wildlife Service, 10711 Burnet Road, Suite 200, Austin, Texas 78758. Please refer to permit number TE-042733-0 when submitting comments.

#### **FOR FURTHER INFORMATION CONTACT:**

Allison Arnold at the U.S. Fish and Wildlife Service Austin Office, 10711 Burnet Road, Suite 200, Austin, Texas 78758 (512/490-0057 ext. 242).

#### **SUPPLEMENTARY INFORMATION:**

##### **Public Availability of Comments**

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.

*Applicant:* Mr. and Mrs. Scarpato plan to construct a single family residence on their 2.67-acre lot located at 8110 Two Coves Drive, Austin, Texas. The construction of a single family residence on approximately 0.75 acres of the 2.67-acre lot will eliminate less than one acre of GCWA habitat and indirectly impact less than four additional acres of habitat. The original permit included, and the Applicant has already provided \$1,500 to the Balcones Canyonlands Preserve to mitigate impacts to the GCWA. This money will be used by the Balcones Canyonlands Preserve to acquire additional GCWA habitat. The Applicant has agreed to follow all other existing permit terms and conditions. If renewed, all of the permit terms and conditions will remain the same, and no additional take will be authorized.

Section 9 of the Act prohibits the "taking" of threatened or endangered species. However, the Service, under limited circumstances, may issue permits to take threatened and endangered wildlife species incidental to, and not the purpose of, otherwise lawful activities.

We provide this notice under section 10(c) of the Act (16 U.S.C. 1531 *et seq.*) and its implementing regulations (50 CFR 17.22), and the National Environmental Policy Act (42 U.S.C.