

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-4972-N-01]

**Notice of Proposed Information Collection: Comment, Request Relocation and Real Property Acquisition, Under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1979****AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.**ACTION:** Notice.**SUMMARY:** The proposed information collection requirement described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.**DATES:** *Comments Due Date:* April 18, 2005.**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: Sheila Jones, Reports Liaison Officer, Department of Housing Urban and Development, 451 7th Street, SW., Room 7232, Washington, DC 20410.**FOR FURTHER INFORMATION CONTACT:** Joan Morgan, Director, Relocation and Real Estate Division, CGHR, Department of Housing and Urban Development, 451 Seventh Street, Southwest, Rm 7168, Washington DC 20410; e-mail [Joan\\_Morgan@HUD.gov](mailto:Joan_Morgan@HUD.gov), (202) 708-0614. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Morgan.**SUPPLEMENTARY INFORMATION:** The Department is submitting the proposed information collection to OMB for review, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as Amended).

This Notice is soliciting comments from members of the public and affecting agencies concerning the proposed collection of information to:

- (1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information
- (3) Enhance the quality, utility, and clarity of the information to be collected; and
- (4) Minimize the

burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

This notice also list the following information:

*Title of Proposal:* Relocation and Real Property Acquisition, Recordkeeping Requirements under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (as amended).

*OMB Control Number, if applicable:* 2506-0121.

*Description of the Need for the Information and proposed use:* Agencies receiving HUD funding for projects involving relocation of owners or tenants displaced due to a project that includes rehabilitation, demolition, or acquisition of property are subject to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA). Agencies are required to document their compliance with the requirements of the URA and applicable implementing regulations. Revised government-wide URA regulations were published by the Department of Transportation on January 4, 2005 (effective February 3, 2005). Changes in these regulations which will impact on recordkeeping requirements are: Establishing a list of items to be include in interviews with displaced businesses (24.205(c)(2)(i)(A) thru (F)), prohibiting an agency from proposing or requesting that a displaced person waive rights or entitlements under the URA (24.207(f)), including the cost of professional home inspections in replacement housing payments for homeowners (24.401(e)(4)), and implementing the use of HUD low income limits to determine eligibility for URA benefits applicable to low income persons (24.402(b)(2)).

*Agency form numbers, if applicable:* None.

Estimation of the total numbers of hours needed to prepare the Information collection including number of respondents, frequency of response, and hours of response.

*Status of the proposed information collection:* Revision due to change in URA regulations.

*Number of Respondents:* 2000.

*Frequency of Responses:* 40.

*Hours per Response:* 3.5

*Burden Hours:* 280,000.

*Change:* 20,000.

**Authority:** The Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35, as amended.

Dated: February 9, 2005.

**Nelson R. Bregon,**

*General Deputy Assistant, Secretary for Community Planning and Development.*

[FR Doc. 05-2930 Filed 2-15-05; 8:45 am]

BILLING CODE 4210-29-M

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-4972-N-02]

**Notice of Proposed Information Collection: Comment Request, Optional Relocation Payment Claim Forms****AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.**ACTION:** Notice.**SUMMARY:** The proposed information collection requirement described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.**DATES:** *Comments Due Date:* April 18, 2005.**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: Shelia Jones, Reports Liaison Officer, Department of Housing and Urban Development, 451 7th Street, SW., Room 7232, Washington, DC 20410.**FOR FURTHER INFORMATION CONTACT:** Joan Morgan, Director, Relocation and Real Estate Division, DGHR, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 7168, Washington, DC 20410; e-mail [Joan\\_Morgan@HUD.gov](mailto:Joan_Morgan@HUD.gov), (202) 708-0614. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Morgan.**SUPPLEMENTARY INFORMATION:** The Department is submitting the proposed information collection to OMB for review, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as Amended).

This Notice is soliciting comments from members of the public and affecting agencies concerning the proposed collection of information to:

- (1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) Evaluate the

accuracy of the agency's estimate of the burden of the proposed collection of information; (3) Enhance the quality, utility, and clarity of the information to be collected; and (4) Minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

This Notice also lists the following information:

*Title of Proposal:* Optional Relocation Payment Claim Forms.

*OMB Control Number, if applicable:* 2506-0016.

*Description of the need for the information and proposed use:* Application for displacement/relocation assistance for persons (families, individuals, businesses, nonprofit organizations and farms) displaced by certain HUD programs. Revised government-wide URA regulations were published by the Department of Transportation on January 4, 2005 (effective February 3, 2005). Changes in these regulations which will impact on HUD forms are: Including the cost of professional home inspections in replacement housing payments for homeowners (24.401(e)(4)), and implementing the use of HUD low income limits to determine eligibility for URA benefits applicable to low income persons (24.402(b)(2)). Only the HUD-40054 and 40058 will be affected by these changes and will be revised to conform to the new regulations and improve the flow of the form. The HUD-40055, 40056, and 40057 will be revised to more closely track the existing regulations and improve the flow of the forms. A minor change is being made to the HUD-40061 to eliminate the requirement that the agency make adjustments to the asking price for a property to reflect an anticipated sale price (this requirement was eliminated in the new rule). No changes are being made in the HUD-40072.

*Agency form numbers, if applicable:* HUD-40054, 40055, 40056, 40057, 40058, 40061, 40072.

*Estimation of the total numbers of hours needed to prepare the Information collection including number of respondents, frequency of response, and hours of response.*

*Status of the proposed information collection:* Revision.

*Number of Respondents:* 12,800.

*Frequency of Response:* 3.

*Hours per Response:* 8.

*Total Estimated Burden Hours:* 31,000 (no change).

**Authority:** The Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35, as amended.

Dated: February 9, 2005.

**Nelson R. Bregon,**

*General Deputy Assistant, Secretary for Community Planning and Development.*

[FR Doc. 05-2931 Filed 2-15-05; 8:45 am]

**BILLING CODE 4210-29-M**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### **Preparation of an Environmental Impact Statement for Issuance of an Incidental Take Permit Associated With a Habitat Conservation Plan for the California Department of Parks and Recreation's Operation of Certain San Luis Obispo Coast District Parks and the Oceano Dunes State Vehicular Recreation Area in San Luis Obispo County, CA**

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

**ACTION:** Notice of intent.

**SUMMARY:** Pursuant to the National Environmental Policy Act (NEPA) (42 U.S.C. 4321, *et seq.*), the U.S. Fish and Wildlife Service (Service or "we") advises the public that we intend to gather information necessary to prepare, in coordination with the California Department of Fish and Game (CDFG) and the California Department of Parks and Recreation (CDPR), a joint Environmental Impact Statement/Environmental Impact Report (EIS/EIR) on the proposed Habitat Conservation Plan for the San Luis Obispo Coast District and Oceano Dunes State Vehicular Recreation Area (HCP). The proposed HCP is being prepared under section 10(a)(1)(B) of the Endangered Species Act of 1973 as amended, (ESA) (16 U.S.C. 1531 *et seq.*). The incidental take permit is needed to authorize the incidental take of listed species as a result of implementing activities covered under the proposed HCP.

We provide this notice to: (1) Describe the proposed action and possible alternatives; (2) advise other Federal and State agencies, affected Tribes, and the public of our intent to prepare an EIS/EIR; (3) announce the initiation of a 30-day public scoping period; and (4) obtain suggestions and information on the scope of issues and alternatives to be included in the EIS/EIR.

**DATES:** Public meetings will be held on: Wednesday, February 23, 2005 from 1 p.m. to 3 p.m. and 6 p.m. to 8 p.m. Written comments should be received on or before March 18, 2005.

**ADDRESSES:** The public meetings on Wednesday, February 23, 2005 will both be held at the Morro Bay Natural History Museum, 20 State Park Road, Morro Bay, CA 93442. Information, written comments, or questions related to the preparation of the EIS/EIR and the NEPA process should be submitted to Diane Noda, Field Supervisor, U.S. Fish and Wildlife Service, Ventura Fish and Wildlife Office, 2493 Portola Road, Suite B, Ventura, California 93003; [fw1sloparks@fws.gov](mailto:fw1sloparks@fws.gov); or FAX (805) 644-3958.

**FOR FURTHER INFORMATION CONTACT:** Steve Henry (see **ADDRESSES**) at (805) 644-1766.

#### **SUPPLEMENTARY INFORMATION:**

##### **Reasonable Accommodation**

Persons needing reasonable accommodations in order to attend and participate in the public meeting should contact Max Mora (see **ADDRESSES**) at (805) 644-1766 as soon as possible. In order to allow sufficient time to process requests, please call no later than one week before the public meeting. Information regarding this proposed action is available in alternative formats upon request.

##### **Background**

Section 9 of the ESA and Federal regulations prohibit the "take" of a fish or wildlife species listed as endangered or threatened. Under the ESA, the following activities are defined as take: harass, harm, pursue, hunt, shoot, wound, kill, trap, capture or collect listed animal species, or attempt to engage in such conduct (16 U.S.C. 1538). However, under section 10(a) of the ESA, we may issue permits to authorize "incidental take" of listed species. Incidental take is defined by the ESA as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity. Regulations governing permits for threatened and endangered species are at 50 CFR 13 and 50 CFR 17.

Take of listed plant species is not prohibited under the ESA and cannot be authorized under an ESA section 10 permit. We propose to include plant species on the permit in recognition of the conservation benefits provided for them under the HCP. All species included on the permit would receive assurances under the Service's "No Surprises" regulation, if at the time of issuance of the incidental take permit the "No Surprises" regulation is in effect (63 FR 8859).

CDPR intends to request a permit authorizing the incidental take of 4 animal species for approximately 15