

proposal, opinions from advisory/regulatory government agencies having a role in this action, environmental consequences disclosed in the final EIS and applicable laws, regulations or policies in making this decision. The responsible official will document the decision and rationale for the decision in the Record of Decision (ROD). However, the ROD, which is tied to the final EIS, would not directly result in approval of the claimants' plan of operations. Rather, the ROD would fulfill statutory requirements for environmental review while also providing rationale for establishing reasonable terms and conditions. Once issued, the Record of Decision will be subject to Forest Service Appeal Regulations as promulgated at 36 CFR part 215.

*Comment Requested:* This notice of intent commences the Forest Service's obligation to determine the "scope of issues to be addressed and for identifying the significant issues related to the proposed action [40 CFR 1501.7]." Written comment suggesting the scope (span) of the analysis to be undertaken, as well as significant issues related to proposed placer mining along Sucker Creek, should be mailed to the EIS Team Leader within 30 days following publication of this notice. Comments submitted to the Forest Service that are associated with this **Federal Register** notice will be used to guide preparation of the draft EIS.

Following completion of the draft EIS, a comment period of no less than 45 calendar days will be allotted beginning on the day after the date EPA publishes the Notice of Availability in the **Federal Register**. At the end of this period, comments submitted to the Forest Service, together with names and addresses of those who responded, will be included in the public record for this proposal and as such will be available for public review. Forest Service officials will analyze, consider and respond to substantive comments submitted for the draft EIS and will then publish substantive comments and accompanying responses in the final EIS.

To assist the Forest Service in identifying and considering substantive critique of the environmental analysis documented in the draft EIS, comments should be as specific as possible. In particular, Forest Service officials welcome comments that address the adequacy of the draft EIS in disclosing environmental consequences or defining the alternatives formulated and discussed in the statement. Wherever possible, respondents should reference a specific page or chapter in the draft EIS

to identify where a fault, omission or question arises. Reviewers may wish to refer to the Council on Environmental Quality Regulations (at 40 CFR 1503.3) implementing the procedural provisions of NEPA in addressing these points.

Comments submitted anonymously will be accepted and considered; however, those who submit anonymous comments will not have standing to appeal the subsequent decision (as authorized by 36 CFR part 215). However, pursuant to 7 CFR 1.27(d), any person may request the agency to withhold a submission from the public record by showing how the Freedom of Information Act (FOIA) permits such confidentiality. Persons requesting such confidentiality should be aware that, under the FOIA, confidentiality may be granted in only very limited circumstances (for example, to protect trade secrets). The Forest Service will inform the requester of the agency's decision regarding the request for confidentiality and, in situations where the request is denied, the agency will return the submission and notify the requester the comments may be resubmitted with or without name and address within a specified number of days.

The Forest Service wishes to give reviewers notice, at this first stage of EIS preparation, of several key court rulings that relate to standards for public participation in the entire environmental review process. First, reviewers of a draft EIS must structure their participation in the environmental review so that it is meaningful and alerts the Forest Service to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Additionally, environmental objections that could have been raised at the draft EIS, but that were not raised until completion of the final EIS, may be waived or dismissed by the court. *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F.Supp. 1334, 1338 (E.D. Wis. 1980). therefore, it is important for persons interested in this proposed action to make available to the Forest Service their comments at a time when those responses can be meaningfully considered (that is, in response to this notice and subsequent to release of the draft EIS). Such timely submissions of information permits Forest Service analysts to correct, revise or supplement disclosures made in the draft environmental analysis and thus improve overall decision-making.

Dated: April 6, 2006.

**Pamela W. Bode,**

*District Ranger.*

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## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Glenn/Colusa County Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of meeting.

**SUMMARY:** The Glenn/Colusa County Resource Advisory Committee (RAC) will meet in Willows, California. Agenda items to be covered include: (1) Introductions, (2) Approval of Minutes, (3) Public Comment, (4) Website Update, (5) Project Proposals/Possible Action, (6) General Discussion, (7) Next Agenda.

**DATES:** The meeting will be held on April 24, 2006, from 1:30 p.m. and end at approximately 4:30 p.m.

**ADDRESSES:** The meeting will be held at the Mendocino National Forest Supervisor's Office, 825 N. Humboldt Ave., Willows, CA 95988. Individuals wishing to speak or propose agenda items must send their names and proposals to Janet Flanagan, Acting DFO, 825 N. Humboldt Ave., Willows, CA 95988.

**FOR FURTHER INFORMATION CONTACT:**

Bobbin Gaddini, Committee Coordinator, USDA, Mendocino National Forest, Grindstone Ranger District, 825 N. Humboldt Ave., Willows, CA 95939. (503) 934-1268; e-mail [ggaddini@fs.fed.us](mailto:ggaddini@fs.fed.us).

**SUPPLEMENTARY INFORMATION:**

The meeting is open to the public. Committee discussion is limited to Forest Service staff and Committee members. However, persons who wish to bring matters to the attention of the committee may file written statements with the Committee staff before or after the meeting. Public input sessions will be provided and individuals who made written requests by April 20, 2006 will have the opportunity to address the committee at those sessions.

Dated: April 17, 2006.

**Paul Montgomery,**

*Acting Designated Federal Official.*

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