

- (1) A fish screen structure in the Main Canal with fish bypass to river; and
- (2) A rotary drum fish screen on the bank of the river.

The EIS will also include a no action alternative that does not improve fish passage or reduce entrainment. The public is invited and encouraged to identify other reasonable alternatives to improve fish passage and reduce entrainment at the Intake Diversion Dam and canal headworks.

#### Preliminary Identification of Environmental Issues

A range of issues relevant to the proposed Federal action have tentatively been identified for consideration and analysis in the EIS. This list is preliminary and is intended to facilitate public comment on the scope of this EIS. Reclamation and the Corps invite you to comment on the following general questions that reflect potentially significant issues or questions of widespread public interest believed to be relevant to the proposed Federal action. Reclamation and the Corps invite and encourage comments that identify other potentially significant issues and effects that you believe should be addressed in the EIS.

How would the proposed action affect or address the following:

- Aquatic communities and habitats in the lower Yellowstone River?
- Delivery of irrigation water for the Lower Yellowstone Project?
- Continued operation and viability of irrigated agriculture in the Lower Yellowstone Project?
- Water-based recreation, such as changes to boat ramps and/or changes to angling opportunities for paddlefish and other fish?
- Economic conditions related to the paddlefish caviar industry?
- Social and economic conditions in affected communities associated with construction activities and long-term operation and maintenance, including paddlefish caviar harvest and concession activities?
- Short-term and long-term impacts on surface water quality?
- Floodplain, wetlands, and riparian communities?
- Water quantity associated with operations and climate change?
- Land-based recreation, including possible changes to the public park area and river access?
- Relevant cumulative environmental impacts to the Yellowstone River from past, present, and reasonably foreseeable future actions?
- Cultural resources such as historic, archaeological, architectural, or traditional properties?

- Environmental justice, particularly whether or not water management activities have a disproportionate adverse effect on minority and low-income populations?

- Compliance with all applicable Federal, State, and local statutes and regulations and with international agreements and required Federal and State environmental permits, consultations, and notifications?

- Compliance with all applicable executive orders?

#### Public Disclosure Statement

Reclamation and the Corps believe it is important to inform the public of the environmental review process. To assist Reclamation and the Corps in identifying and considering issues related to the proposed Federal action, comments made during formal scoping and later on the draft EIS should be as specific as possible. Reviewers must structure their participation in the environmental review of the proposal so that it is meaningful and alerts Reclamation and the Corps to the reviewer's position and contentions. It is very important that those interested in this proposed Federal action participate by the close of the scoping period so that substantive comments and objections are made available to Reclamation and the Corps at a time when they can meaningfully consider and respond to them.

If you wish to comment, you may mail or e-mail your comments as indicated under the **ADDRESSES** section. Before including your name, address, phone number, e-mail address, or any other personal identifying information in your comment, you should be aware that your entire comment including your personal identifying information may be made available to the public at any time.

While you can request in your comment for us to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: September 5, 2008.

#### Michael J. Ryan,

*Regional Director, Great Plains Region, Bureau of Reclamation.*

#### Witt Anderson,

*Director, Programs, Northwestern Division, Corps of Engineers.*

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**BILLING CODE 4310-MN-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement for the Proposed Folsom South of U.S. Highway 50 Specific Plan Project, in Sacramento County, CA, Corps Permit Application Number SPK-2007-02159

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DOD.

**ACTION:** Notice of Intent.

**SUMMARY:** The South Folsom Property Owners Group proposes to implement a large-scale, mixed-use, mixed-density master planned community with residential, commercial, office, public/quasi-public uses, open space, and parks. The proposed project consists of approximately 1,464 acres of residential development, 523 acres of mixed-use and commercial development, 109 acres of parks, and 1,053 acres of open space. The majority of the 1,053 acres of open space would be located in the western portion of the project site. This area includes Alder Creek, numerous cultural resources sites, and the highest concentration of oak woodland habitat within the project site.

The proposed Folsom South of 50 Specific Plan includes development of up to 10,045 mixed-density residential homes and approximately 7.4 million square feet of retail and office uses within an area south of Highway 50 that would be annexed to the City of Folsom. The proposed project would provide five elementary schools, one joint middle school/high school, and a campus for the Sacramento County Day School. It is anticipated that construction would begin in 2010. The initiation and duration of construction would depend on market conditions and receipt of environmental permits and clearances; full build-out would likely be completed within 20 years from construction commencement.

The project site is approximately 3,502 acres and contains 82.89 acres of waters of the United States. The proposed project would directly affect approximately 21.28 acres of waters of the United States, including vernal pools and other wetlands. These acreages do not include indirect impacts from the proposed action or impacts anticipated to result from off-site infrastructure that may be determined to be required as part of the U.S. Army Corps of Engineers' (USACE) Environmental Impact Statement (EIS) process.

The EIS will be prepared as a joint document with the City of Folsom. The

City is the local agency responsible for preparing an Environmental Impact Report in compliance with the California Environmental Quality Act (CEQA).

**DATES:** The Corps and the City of Folsom will jointly conduct a public scoping meeting that will be held on Thursday, September 25, 2008 from 5 p.m. to 7 p.m.

**ADDRESSES:** The scoping meeting will be held at the Folsom Public Library located at 411 Stafford Street, Folsom, CA.

**FOR FURTHER INFORMATION CONTACT:** Ms. Lisa Gibson, (916) 557-5288, e-mail: [lisa.m.gibson2@usace.army.mil](mailto:lisa.m.gibson2@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** Interested parties are invited to submit written comments on the permit application on or before October 1, 2008. Scoping comments should be submitted within the next 60 days, but may be submitted at any time prior to publication of the Draft EIS. To submit comments on this notice or for questions about the proposed action and the Draft EIS, please contact Lisa Gibson, 1325 J Street (Room 1480), Sacramento, CA 95814-2922. Parties interested in being added to the Corps' electronic mail notification list for the proposed project can register at: <http://www.spl.usace.army.mil/regulatory/register.html>. Please refer to Identification Number SPK-2007-02159 in any correspondence.

The South Folsom Property Owners Group consists of seven property owners. Each property owner would file an application for Department of the Army authorization under Section 404 of the Clean Water Act. The City of Folsom has filed a permit application for the proposed project. Because these applications are interrelated, USACE is considering them in a comprehensive and combined manner. The joint purpose of these applications is to construct a large-scale, mixed-use, mixed-density master planned community and associated supporting infrastructure. To comply with the National Environmental Policy Act (NEPA), USACE has decided to prepare an EIS to assess the potential impacts to waters of the United States from these combined applications.

The proposed Folsom South of 50 Specific Plan project site lies within unincorporated Sacramento County, CA, immediately south of the City of Folsom's existing city limits. The site is within the City of Folsom's Sphere of Influence (SOI). It is located south of U.S. Highway 50, north of White Rock Road, east of Prairie City Road, and west of the El Dorado County line.

Preliminary wetland delineations of the project site show that a total of 82.89 acres of waters of the United States are present within the proposed project area, including 4.11 acres of vernal pools, 24.43 acres of seasonal wetland swales, 4.75 acres of seasonal wetlands, 1.25 acre of freshwater marsh, 10.46 acres of freshwater seeps, 7.72 acres of ponds, 17.80 acres of stream channels (relatively permanent waters), 10.43 acres of ephemeral drainage channels (non relatively permanent waters), and 1.93 acres of ditches. The City of Folsom has applied to fill approximately 21.28 acres of these waters to construct the proposed project. These acreages do not include indirect impacts from the proposed action or impacts anticipated to result from off-site infrastructure that may be determined to be required to support the proposed project as part of the EIS process.

The EIS/EIR will include alternatives to the Proposed Action that will meet both NEPA and CEQA requirements. The alternatives will also meet the requirements of CWA Section 404(b)(1) Guidelines. At this time it is expected that the joint EIS/EIR will evaluate the following on-site alternatives: (1) No Action Alternative; (2) Proposed Action; (3) Resource Impact Minimization Alternative; (4) Centralized Development Alternative; (5) Reduced Hillside Development Alternative; (6) No Build Alternative; and at least one off-site alternative.

The Corps' public involvement program includes several opportunities to provide verbal and written comments on the proposed Folsom South of 50 Specific Plan project through the EIS process. Affected federal, state, and local agencies, Native American tribes, and other interested private organizations and parties are invited to participate. Potentially significant issues to be analyzed in depth in the EIS include loss of waters of the United States (including wetlands), and impacts related to cultural resources, biological resources, air quality, hydrology and water quality, noise, traffic, aesthetics, utilities and service systems, and socioeconomic effects.

USACE would initiate formal consultation with the U.S. Fish and Wildlife Service (USFWS) under Section 7 of the Endangered Species Act for the proposed impacts to listed species. USACE would also consult with the State Historic Preservation Office under Section 106 of the National Historic Preservation Act for properties listed or potentially eligible for listing on the National Register of Historic Places, as appropriate.

The joint lead agencies expect the Draft EIS/EIR to be made available to the public in the summer 2009.

Dated: August 22, 2008.

**Thomas C. Chapman,**

*Colonel, U.S. Army, District Engineer.*

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**BILLING CODE 3710-EH-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### **Notice of Public Hearings for the Naval Sea Systems Command Naval Undersea Warfare Center, Keyport Range Complex Extension Draft Environmental Impact Statement/ Overseas Environmental Impact Statement**

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** Pursuant to section 102(2)(c) of the National Environmental Policy Act (NEPA) of 1969 (42 United States Code [U.S.C.] 4321); the Council on Environmental Quality (CEQ) Regulations for implementing the procedural provisions of NEPA (Title 40 Code of Federal Regulations [CFR] Parts 1500-1508); Department of the Navy Procedures for Implementing NEPA (32 CFR 775); Executive Order (EO) 12114, Environmental Effects Abroad of Major Federal Actions; and Department of Defense (DoD) regulations implementing EO 12114 (32 CFR Part 187), the Department of the Navy (Navy) has prepared and filed with the U.S. Environmental Protection Agency a Draft Environmental Impact Statement/ Overseas Environmental Impact Statement (EIS/OEIS) on September 3, 2008. The National Marine Fisheries Service (NMFS) is a Cooperating Agency for the EIS/OEIS.

The EIS/OEIS evaluates the potential environmental impacts associated with current and proposed research, development, testing, and evaluation (RDT&E) and related activities scheduled and coordinated by Naval Undersea Warfare Center (NUWC) Keyport at the Naval Sea Systems Command (NAVSEA) NUWC Keyport Range Complex in Washington State. The proposed action includes an extension of the operational areas of the NAVSEA NUWC Keyport Range Complex and small increases in the average annual number of tests and days of testing at two of the three range sites that comprise the Range Complex. A Notice of Intent for this Draft EIS/OEIS was published in the **Federal Register** on September 11, 2003 (68 FR 176).