

9. Coordination

The proposed action is being coordinated with the U.S. Fish and Wildlife Service (FWS) and the National Marine Fisheries Service (NMFS) under Section 7 of the Endangered Species Act, with the FWS under the Fish and Wildlife Coordination Act, with the NMFS concerning Essential Fish Habitat and with the State Historic Preservation Officer.

10. Other Environmental Review and Consultation

The proposed action would involve evaluation for compliance with guidelines pursuant to Section 404(b) of the Clean Water Act; application (to the State of Florida) for Water Quality Certification pursuant to Section 401 of the Clean Water Act; certification of state lands, easements, and rights of way; and determination of Coastal Zone Management Act consistency.

11. Agency Role

The Corps and the non-Federal sponsor, the Miami-Dade County Seaport of the Port of Miami, will provide extensive information and assistance on the resources to be impacted, mitigation measures, and alternatives.

12. DEIS Preparation

It is estimated that the DEIS will be available to the public on or about November 2001.

Dated: August 10, 2001.

James C. Duck,

Chief, Planning Division.

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DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

Intent To Prepare a Draft Supplement Environmental Impact Statement (SEIS) to the 1996 Final Environmental Impact Statement for Coast of Florida Erosion and Storm Effects Study, Region III, Palm Beach, Broward, and Dade County, FL, To Address an Application for a Department of the Army Permit to Nourish Phipps Beach in Palm Beach County, FL

AGENCY: U.S. Army Corps of Engineers, DoD

ACTION: Notice of intent.

SUMMARY: Pursuant to Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act, the U.S. Army Corps of Engineers has regulatory

authority to permit the discharge of dredge and fill material into waters of the United States. In compliance with its responsibilities under the National Environmental Policy Act (NEPA) of 1969, the Jacksonville District, U.S. Army Corps of Engineers intends to prepare a SEIS as a result of the dredge and fill permit application for the Phipps Ocean Park Beach Restoration project located within the Town of Palm Beach, Palm Beach County, Florida.

FOR FURTHER INFORMATION CONTACT:

Brice McKoy, 561-683-0792, U.S. Army Corps of Engineers, Jacksonville District, Regulatory Division, South Permits Branch, 400 North Congress Avenue, Suite 130, West Palm Beach, Florida 33401.

SUPPLEMENTARY INFORMATION: The Town of Palm Beach, Florida is seeking a Department of Army permit to construct a 1.9-mile beach restoration project located in the Town of Palm Beach, Florida, between Florida Department of Environmental Protection reference monument R-116 and R-126 in the vicinity of Phipps Ocean Park.

Approximately 1.5 million cubic yards of sand would be dredged from two borrow areas located approximately 3,500 feet offshore and approximately 1.5 and 2.6 miles south of the fill area. The beach fill profile consists of a +9 ft. NGVD berm elevation with an average construction berm width varying from 190 to 455 ft, with a projected life of 8 years. The shoreline within the project area contains rock outcrops located at and below the mean low water line. This project is located within project segment "6" in Palm Beach County and referred to as the "South-end Palm Beach Island Segment" in the Coast of Florida Erosion and Storm Effects Study, which was authorized on 16 July 1984, by Section 104 of the 1985 Appropriations Act (Public Law 98-360). The specific study area for this Draft Supplemental Environmental Impact Statement is approximately 1.9 miles of beach, between Sloans Curve and the Ambassador South II Condominium including Phipps Ocean Park and the Palm Beach Par 3 Golf Club, located within the Town of Palm Beach, Florida, in Sections 11, 14, and 23, Township 44 South, Range 43 East.

Alternatives: Alternatives are being considered in the study and will be addressed in the Draft SEIS. These alternatives include: no action alternatives, non-structural alternatives, revetment, beach fill with periodic nourishment, beach fill with periodic nourishment stabilized by an offshore breakwater or submerged artificial reef, beach nourishment with maintenance

material from updrift inlet, beach fill and periodic nourishment stabilized by groins, seawalls, beach fill with periodic nourishment and hurricane surge protection sand dune, beach fill with periodic nourishment and hurricane surge protection—offshore breakwaters or submerged artificial reefs, nearshore berms, beach fill with nearshore berms, stabilization of beaches and dunes by vegetation, feeder beach: beach fill strategically located to nourish downdrift erosion problem areas, relocation of structures, flood proofing of structures, abandon or modify navigation projects, sand tightening of jetties, upgrading on construction of sand transfer plants for renourishment; dune restoration, PEP reef, and various combinations of the above.

Issues: The Draft SEIS will consider impacts on protected species, health, conservation, economics, aesthetics, general environmental concerns, wetlands (and other aquatic resources), historic properties, fish and wildlife value, flood hazards, floodplain values, land use, navigation, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people, and other issues identified through scoping, public involvement and interagency coordination.

Scoping: The scoping process will involve Federal, State, county, municipal agencies, and other interested persons and organizations. A scoping letter will be sent to interested Federal, State, county and municipal agencies requesting their comments and concerns. Any persons and organizations wishing to participate in the scoping process should contact the U.S. Army Corps of Engineers at the above address. Significant issues that are anticipated include concern for nearshore and offshore hard bottom communities, fisheries, water quality, threatened and endangered species, and cultural resources.

Public Involvement: We invite the participation of affected federal, state and local agencies, affected Indian tribes, and other private organizations and parties by submitting written comments to the information contact provided in this notice.

Coordination: Coordination with the U.S. Fish and Wildlife Service has been completed in compliance with Section 7 of the Endangered Species Act. Coordination with the National Marine Fisheries Service will be accomplished in compliance with Section 7 of the Endangered Species Act. Coordination

required by applicable Federal and State laws and policies will be conducted. Since the project will require the discharge of material into waters of the United States, the discharge will comply with the provisions of Section 404 of the Clean Water Act as amended and Section 10 of the Rivers and Harbors Act.

Other Environmental Review and Consultation: The State of Florida Department of Environmental Protection has released a notice of intent to issue, File Number 0165332-001-JC, or the proposed project pursuant to Section 401 of the Clean Water Act.

This proposed action may also require certification of State lands, easements, and rights of way.

Draft SEIS Preparation: It is estimated that the Draft SEIS will be available to the public during October of 2001.

Luz D. Ortiz,

Army Federal Register Liaison Officer.

[FR Doc. 01-21699 Filed 8-27-01; 8:45 am]

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DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

Intent To Prepare a Draft Environmental Impact Statement (DEIS) for the Rio Salado Oeste Feasibility Study, Phoenix, AZ

AGENCY: U.S. Army Corps of Engineers, DoD.

ACTION: Notice of intent.

SUMMARY: The Los Angeles District of U.S. Army Corps of Engineers will prepare a DEIS to support the Rio Salado Oeste Feasibility Study, Phoenix, Arizona. The study area is the Salt River (*Rio Salado* in Spanish) between 19th Avenue and 83rd Avenue. This study will investigate feasible alternatives to restore the native riparian ecosystem, to increase passive recreation associated with the ecosystem restoration, and to improve flood control. The DEIS will analyze the potential impacts (beneficial and adverse) on the environment of a range of alternatives, including the recommended plan.

The Los Angeles District and the City of Phoenix will cooperate in conducting this feasibility study.

ADDRESSES: District Engineer, U.S. Army Corps of Engineers, Los Angeles District, ATTN: CESPL-PD-RQ (R. Farve), P.O. Box 532711, Los Angeles, California 90053-2325.

FOR FURTHER INFORMATION CONTACT: Mr. Rey Favre, Environmental Coordinator, telephone (213)-452-3864, or Ms. Kayla

Eckert, Study Manager, telephone (602)-640-2003.

SUPPLEMENTARY INFORMATION:

1. **Authorization.** This feasibility study is conducted under the authority given in Section 6 of the Flood Control Act of 1938, dated June 28, 1938, and in accordance with House Resolution 2425 (HR 2425), dated May 17, 1994. HR 2425 states, in part: “* * * the Secretary of Army is requested to review reports of the Chief of Engineers on the State of Arizona * * * in the interest of flood damage reduction, environmental protection and restoration and related purposes.”

2. **Background.** The feasibility study area is located on the Salt River (*Rio Salado* in Spanish) in Phoenix, Arizona, between 19th Avenue and 83rd Avenue. The Rio Salado Oeste (Salt River—West) study area is just west of the authorized Rio Salado project and just east of the authorized Tres Rios Project. Like the Tres Rios and Rio Salado Projects, the primary purpose of the Rio Salado Oeste Study is environmental restoration. The non-federal sponsor of the feasibility study is the City of Phoenix.

3. **Alternatives.** The Los Angeles district will investigate and evaluate all reasonable alternatives to provide for the restoration of Sonoran riparian vegetation and associated native wildlife, to improve flood control along the river between 67th and 75th Avenues, and to increase passive recreation and educational opportunities inked to the restoration of the environment. Significant beneficial impacts to the environment are expected from the restoration native riparian habitats in the area.

4. **Scoping Process.** Participation of all interested Federal, State, and County agencies, groups with environmental interests, and any interested individuals are encouraged. Public involvement will be most beneficial and worthwhile in identifying the scope of pertinent, significant environmental issues to be addressed, identifying and eliminating from detailed study issues that are not significant, offering useful information such as published or unpublished data, providing direct personal experience or knowledge which informs decision making, and recommending suitable mitigation measures to offset potential impacts from the proposed action or alternatives.

A public scoping meeting has been tentatively scheduled for sometime in September 2001. When available, the specific date, time, and location of this meeting will be announced in a mailing to those on the mailing list developed for this project, and announced through

local media channels. The purpose of the scoping meeting will be to gather information from the general public or interested organizations about issues and concerns that they would like to see addressed in the DEIS. Comments may be delivered in writing or verbally at the meeting or sent in writing to the Los Angeles District at the address given above. The scoping period will conclude 60 days after publication of this NOI.

5. **Availability of the DEIS.** The DEIS is expected to be available to the public for review and comment beginning in the summer of 2004.

Luz D. Ortiz,

Army Federal Register Liaison.

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DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Availability of Invention for Licensing; Government-Owned Inventions

AGENCY: Department of the Navy, DOD.

ACTION: Notice.

SUMMARY: The inventions listed below are assigned to the United States Government as represented by the Secretary of the Navy and are made available for licensing by the Department of the Navy.

The following patents and patent applications are available for licensing:
U.S. Patent Number 5,972,136: Liquid Propellant.//U.S. Patent Number 6,177,033 B1: Nitration of Organics in Carbon Dioxide.//U.S. Patent Number 6,173,650 B1: MEMS Energetic Actuator with Integrated Safety and Arming System for a Slapper/EFI Detonator.//U.S. Patent Number 6,258,983 B1: Method of Preparing Solid Hydroxylamine Nitrate.//U.S. Patent Number 6,165,295: GAS-Generating Liquid Compositions (PERSOL 1).//U.S. Patent Number 6,219,218 B1: Magnetic Flux Suppression System.//U.S. Patent Application Serial Number 09/907,879: Contact Comparator and Method of Operation.//U.S. Patent Application Serial Number 9/594,810: Lockable Electro-Optical High Voltage Device for Slapper Detonators.//U.S. Patent Application Serial Number 09/620,128: MEMS Vertical to Horizontal Motion Translation Device.//U.S. Patent Application Serial Number 09/697,252: Reduced Burning Rate Incendiary Composition.//U.S. Patent Application Serial Number 09/588,384: Use for Gas Generating Liquid Composition