

Cities Community Development Block Grant (CDBG) Program—Fiscal Year 1996, and the Section 108 Loan Guarantee Program for Small Communities in New York State, published in the Federal Register on December 28, 1995 (60 FR 67260), is amended as follows:

1. On page 67260, in column 2, the two paragraphs under the heading **DATES** are amended to read as follows: **DATES:** Applications are due by April 3, 1996. Application kits may be obtained from and must be submitted to either HUD's New York or Buffalo Office. Applications, if mailed, must be postmarked no later than midnight on April 3, 1996. If an application is hand-delivered to the New York or the Buffalo Office, the application must be delivered to the appropriate office by no later than 4:00 p.m. on the deadline date. Application kits will be made available by a date that affords applicants no fewer than 30 days to respond to this NOFA. For further information on obtaining and submitting applications, please see Section II of this NOFA.

The above-stated application deadline is firm as to date and hour. In the interest of fairness to all competing applicants, the Department will treat as ineligible for consideration any application that is not received by 4:00 p.m. on, or postmarked by, April 3, 1996. Applicants should take this procedure into account and make early submission of their materials to avoid any risk of loss of eligibility brought about by unanticipated delays or other delivery-related problems.

2. On page 67278, in column 1, section II.B., under the heading "Submitting Applications", is amended to read as follows:

II. Application and Funding Award Process

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B. Submitting Applications

A final application must be submitted to HUD no later than April 3, 1996. A final application includes an original and two photocopies. Final applications may be mailed, and if they are received after the deadline, must be postmarked no later than midnight, April 3, 1996. Applicants in New York, in the counties of Sullivan, Ulster, Putnam, and in non-participating jurisdictions in the urban counties of Dutchess, Orange, Rockland, Westchester, Nassau, and Suffolk should submit applications to the New York Office. All other nonentitled communities in New York State should submit their applications to the Buffalo Office. Applications must be submitted

to the HUD office at the address listed above in Section A.

The above-stated application deadline is firm as to date and hour. In the interest of fairness to all competing applicants, the Department will treat as ineligible for consideration any application that is not received on, or postmarked by, April 3, 1996. Applicants should take this practice into account and make early submission of their materials to avoid any risk of loss of eligibility brought about by unanticipated delays or other delivery-related problems.

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3. On page 67278, in column 2, section II.C.2., under the heading "Streamlined Application Requirements for Certain Applicants", is amended to read as follows:

II. Application and Funding Award Process

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C. The Application

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2. Streamlined Application Requirements for Certain Applicants

An eligible applicant that submitted an application under the Fiscal Year 1995 NOFA, but whose application was not selected for funding, may notify HUD in writing by the application deadline date, April 3, 1996, that it wishes its FY 1995 application to be reactivated for consideration under this NOFA. Applications that are reactivated may be updated, amended, or supplemented by the applicant, provided that such amendment or supplementation is received no later than the due date for applications under this NOFA. If there is no significant change in the application involving new activities or alteration of proposed activities that will significantly change the scope, location, or objectives of the proposed activities or beneficiaries, there will be no further citizen participation requirement to keep the application active for a succeeding round or competition.

Applicants with activities approved for funding under the Fiscal Year 1995 NOFA are eligible for additional funding for those activities under this NOFA. Applicants seeking additional funding for activities selected for funding under the Fiscal Year 1995 NOFA may notify the Department in writing by April 3, 1996 that they wish to seek additional funding for those activities. Such applicants may incorporate by reference the application materials in the applicant's Fiscal Year 1995 application, and may provide

material to update or supplement the prior application.

All applicants are free to submit an entirely new application in place of a previous application should they so desire.

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4. On page 67279, in column 1, in section III., under the heading "Technical Assistance", the second paragraph is amended to read as follows:

III. Technical Assistance

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In order to be considered for funding, complete applications (an original and two photocopies of the entire application) must be physically received by the appropriate HUD office on April 3, 1996 by 4:00 p.m. or, if mailed, postmarked no later than midnight, April 3, 1996. Applications must be delivered or mailed to the appropriate HUD office at the address indicated in Section II.

Dated: March 6, 1996.

Andrew Cuomo,

Assistant Secretary for Community Planning and Development.

[FR Doc. 96-5731 Filed 3-6-96; 2:15 pm]

BILLING CODE 4210-29-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Endangered and Threatened Species Permit Application

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of receipt of application.

The following applicant has applied for a permit to conduct certain activities with endangered species. This notice is provided pursuant to section 10(c) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531, *et seq.*).

PRT-811314

Applicant: Don R. Helms, Helms & Associates, Bellevue, Iowa.

The applicant requests a permit to take (capture, handle and release, and translocate specimens) Higgins' eye pearly mussel (*Lampsilis higginsii*) throughout the Upper Mississippi River basin above river mile 360. Proposed activities are expected to result in population status information that will be useful in recovery of the species and in avoiding impacts to species when completing projects that impact the riverine habitat.

Correction is made to the following announcement previously published in

the Federal Register, Vol. 61, No. 13, page 1399, dated January 19, 1996.

PRT-809630

Applicant: Dr. Allen Kurta, Eastern Michigan University, Ypsilanti, Michigan.

The applicant requests a permit to take (capture and release, handle, radio-tag) Indiana Bats (*Myotis sodalis*) in Michigan and Indiana.

Written data or comments should be submitted to the Regional Director, U.S. Fish and Wildlife Service, Division of Endangered Species, 1 Federal Drive, Fort Snelling, Minnesota 55111-4056, and must be received within 30 days of the date of this publication.

Documents and other information submitted with this application are available for review by any party who submits a written request for a copy of such documents to the following office within 30 days of the date of publication of this notice: U.S. Fish and Wildlife Service, Division of Endangered Species, 1 Federal Drive, Fort Snelling, Minnesota 55111-4056. Telephone: (612/725-3536 x250); FAX: (612/725-3526).

Dated February 26, 1996.

John A. Blankenship,

Assistant Regional Director, Ecological Services, Region 3, Fish and Wildlife Service, Fort Snelling, Minnesota.

[FR Doc. 96-5592 Filed 3-8-96; 8:45 am]

BILLING CODE 4310-55-M

Availability of an Environmental Assessment and Receipt of an Application for an Incidental Take Permit for Five Species of Sea Turtles (Loggerhead Sea Turtle, *Caretta caretta*, Green Sea Turtle, *Chelonia mydas*, Leatherback Sea Turtle, *Dermochelys coriacea*, Hawksbill Sea Turtle *Eretmochelys imbricata*, and Kemp's Ridley Sea Turtle, *Lepidochelys kempii*), and Piping Plovers (*Charadrius melodus*), in Volusia County, Florida

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice.

SUMMARY: The county of Volusia (Applicant) is seeking an incidental take permit from the Fish and Wildlife Service (Service), pursuant to Section 10 (a)(1)(B) of the Endangered Species Act of 1973, as amended (Act). The incidental take permit would authorize the take of five species of sea turtles (loggerhead sea turtle, *Caretta caretta*, green sea turtle, *Chelonia mydas*, leatherback sea turtle, *Dermochelys coriacea*, hawksbill sea turtle

(*Eretmochelys imbricata*), and Kemp's ridley sea turtle, *Lepidochelys kempii*), and piping plovers (*Charadrius melodus*) resulting from public beach-driving activity and lighting controlled and operated by Volusia County, to the extent that minimization and mitigation measures proposed in the habitat conservation plan (HCP) are not successful. The incidental take permit would cover the Defined Area of the HCP, bounded on the north by the Volusia-Flagler County line, on the south by the Volusia-Brevard County line (49.08 miles of coastline), on the east by the mean low water line, and on the west by the line of permanent vegetation, or the seawall, whichever is closer to the ocean.

The Service also announces the availability of an environmental assessment (EA) and HCP for the incidental take application. Copies of the EA or HCP may be obtained by making a request to the Jacksonville, Florida, Field Office address below. Requests for the documents must be submitted in writing to be processed. This notice also advises the public that the Service has made a preliminary determination that issuing the incidental take permit is not a major Federal action significantly affecting the quality of the human environment within the meaning of Section 102 (2)(C) of the National Environmental Policy Act of 1969, as amended. The Finding of No Significant Impact (FONSI) is based on information contained in the EA and HCP. The final determination will be made no sooner than 30 days from the date of this notice. This notice is provided pursuant to Section 10(c) of the Act and National Environmental Policy Act Regulations (40 CFR 1506.6).

DATES: Written comments on the permit application, EA and HCP should be received on or before April 10, 1996.

ADDRESSES: Persons wishing to review the application, HCP, and EA may obtain a copy by writing the Service's Jacksonville, Florida, Field Office. Documents will also be available for public inspection by appointment during normal business hours at the Service's Southeast Regional Office, Atlanta, Georgia, or the Jacksonville, Florida, Field Office. In addition, copies of the application, the HCP, and EA are available for public inspection at all Volusia County Public Libraries, during their normal operating hours. Written data or comments concerning the application, EA, or HCP should be submitted to the Regional Office. Please reference the permit under PRT-811813 in such comments.

Endangered/Threatened Species Permit Coordinator, U.S. Fish and Wildlife Service, 1875 Century Boulevard, Suite 200, Atlanta, Georgia 30345, (telephone 404/679-7110, fax 404/679-7081)

Field Supervisor, U.S. Fish and Wildlife Service, 6620 Southpoint Drive South, Suite 310, Jacksonville, Florida 32216-0912, (telephone 904/232-2580, fax 904/232-2404).

FOR FURTHER INFORMATION CONTACT:

Dawn Zattau at the Jacksonville, Florida, Field Office or Rick G. Gooch at the Atlanta, Georgia, Regional Office.

SUPPLEMENTARY INFORMATION: The beaches in Volusia County are well known throughout the United States as a recreational attraction and are a major component of the local Volusia County economy. Driving on the beach has been a tradition since before the turn of the century. Driving on the beach has the potential to harm federally listed wildlife species that also use the beach.

Four sea turtle species have been documented as nesting in Volusia County. The nesting and hatching season extends from about April 15 through October 31. However, some nests may be laid prior to April 15, and some hatchlings may emerge from nests after October 31. Between 1988 and 1994, the number of sea turtles nests within the Defined Area ranged from 1,360 nests to 2,247 nests; between 74 to 87 percent of the nests occurred at Canaveral National Seashore (11.78 miles of coastline) and North Peninsula State Recreation Area (2.70 miles of coastline), areas where no public driving is allowed. The number of nests reported in the area under the jurisdiction of Volusia County (34.60 miles of coastline) ranged from 204 to 495 between 1992 and 1994. Loggerhead sea turtles averaged about 97 percent of this nesting activity, while green and leatherback sea turtles averaged 2.7 and 0.1 percent, respectively. Only one hawksbill sea turtle nest has ever been documented in the Defined Area. Kemp's ridley sea turtles are not known to nest in the Defined Area, but strandings have occurred there.

The piping plover is a small, beach-dwelling bird that feeds primarily during daylight hours on sandy shores searching for prey at or near the sand/water interface or in the seaweed or other flotsam that has washed ashore. Piping plovers are migratory and are observed in Florida during the non-nesting season, typically from September through March. Piping plovers along the Atlantic coast appear to be observed most often at the accreting ends of barrier island, along