

**DEPARTMENT OF AGRICULTURE****Forest Service****Development of Boat Ramp and Associated Structures at Caney Creek****AGENCY:** Forest Service, USDA.**ACTION:** Notice of Intent to prepare an environmental impact statement.**SUMMARY:**

**Authority:** The Forest Service is publishing this Notice of Intent pursuant to the Council on Environmental Quality implementing regulations of the National Environmental Policy Act at 40 CFR 1501.7.

**DATES:** Comments concerning the scope of this analysis should be received by October 31, 2003.

*Send comments to:* Submit written comments to James D. Manner, Daniel Boone National Forest, 2375 KY 801 South, Morehead, KY 40351 or via electronic mail at [comments-southern-daniel-boone-morehead@fs.fed.us](mailto:comments-southern-daniel-boone-morehead@fs.fed.us). Please include the title of the project in the subject line if commenting electronically.

**FOR FURTHER INFORMATION CONTACT:**

Jeffrey Lewis is the Interdisciplinary Team Leader for this proposed action. He can be reached by U.S. mail at the Morehead Ranger District, Daniel Boone National Forest, 2375 KY 801 South, Morehead, KY 40351; by phone at (606) 784-6428; or by e-mail at [jefflewis@fs.fed.us](mailto:jefflewis@fs.fed.us).

*Lead Agency:* USDA Forest Service, Daniel Boone National Forest.

*Cooperating Agency:* None.

*Responsible Official:* The District Ranger for the Morehead Ranger District, Daniel Boone National Forest, located at 2375 KY 801 South, Morehead, KY 40351, is the responsible official for this proposed action.

*Decision To Be Made:* The responsible official will decide whether to approve the proposal, an alternative to the proposal, or no action. A determination will also be made whether the Forest Land and Resource Management Plan will need to be amended.

**SUPPLEMENTARY INFORMATION:** *Need for the Proposal:* The boat ramps located on the northern portion of Cave Run Lake experience overcrowding on most weekends over the course of the peak recreation season. This overcrowding causes user conflicts and delays in launching. Secondly, sail boaters comprise 5 percent of the users of the lake. Currently none of the existing ramps on the lake have facilities to accommodate the special needs of this group. Finally, a recreational development that included additional

boat ramps, a lodge, and other facilities was proposed for private development when Cave Run Lake was constructed. This development has not been implemented since the lake was impounded. Private interests have cited the expense of providing adequate infrastructure to the area as the major barrier to the development of the site.

*Purpose of the Proposal:* The proposal addresses all three of the listed needs for the area by developing a boat ramp with facilities designed to better serve sail boaters and to reduce crowding at other ramps on the lake. The location of the ramp would be in the area proposed for development when the lake was constructed. Water, electric and sewer service would be designed and installed to accommodate potential future development.

*Scoping Process:* Project descriptions were mailed to approximately 70 individuals and groups on September 12, 2003. No public meetings are planned for this project.

*Preliminary Issues:* The following are preliminary environmental issues related to this proposal:

1. The development of the access road and boat ramp have the potential to alter the hydrology of several stream head wetland seeps in the area potentially causing the seeps to dry up.

2. The additional boat traffic allowed by the parking and launch access may result in overcrowding on the northern portions of the lake causing increased user conflict and reduced recreational satisfaction.

3. The construction of the boat ramp in a previously undeveloped cove of the lake has the potential to change the use patterns of the area potentially increasing user conflict and displacing existing users of the area.

*Preliminary Alternatives:* The following alternatives to the proposed project are being considered:

1. No development of a boat ramp, access road, and infrastructure.

2. Alteration of existing facilities to accommodate sail boaters and additional parking capacity with no development of infrastructure in the Caney Creek area.

3. Development of infrastructure in the Caney Creek area with no development of additional facilities.

*Permits or Licenses Required:* None.

*Estimated Dates for DEIS and FEIS:* The DEIS is expected to be filed with the Environmental Protection Agency and to be available for public review and comment by June 2004. At that time, the Environmental Protection Agency (EPA) will publish a Notice of Availability (NOA) of the DEIS in the **Federal Register**. The comment period

on the DEIS will be a minimum of 45 days from the date the EPA publishes the NOA in the **Federal Register**.

The Forest Service believes, at this early stage, it is important to give reviewers notice of several court rulings related to public participation in the environment review process. Firstly, reviewers of the draft EIS must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and concerns (*Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978)). Also, environmental objections that could be raised at the draft EIS stage, but are not raised until after completion of the final EIS, may be waived or dismissed by the courts (*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)). Because of these court rulings, it is very important that those interested in this project participate by the close of the scoping comment period, so that substantive comments are made available to the Forest Service at a time when the comments can be meaningfully considered and responded to in the final EIS.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft EIS should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft EIS. Comments may also address the adequacy of the draft EIS or the merits of the alternatives formulated and discussed in the draft EIS. Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

After the comment period ends on the DEIS, the comments will be analyzed, considered, and responded to by the Forest Service in preparing the FEIS. The FEIS is scheduled for completion in August 2004. The responsible official will consider the comments, responses, environmental consequences discussed in the FEIS, and applicable laws, regulations, and policies in making a decision regarding this proposed action.

The responsible official will document the decision and reasons for the decision in a Record of Decision.

That decision will be subject to appeal in accordance with 36 CFR part 215.

**James D. Manner,**

*District Ranger, Morehead Ranger District,  
Daniel Boone National Forest.*

[FR Doc. 03-24505 Filed 9-26-03; 8:45 am]

**BILLING CODE 3410-11-M**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Madera County Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of Resource Advisory Committee meeting.

**SUMMARY:** Pursuant to the authorities in the Federal Advisory Committee Act of 1972 (Pub. L. 92-463) and under the secure Rural Schools and Community Self-Determination Act of 2000 (Pub. L. 106-393) the Sierra National Forest's Resource Council Advisory Committee for Madera County will meet on Monday, October 20, 2003. The Madera Resource Advisory Committee will meet at the Yosemite Bank, Oakhurst, CA. The purpose of the meeting is: review new RAC proposals, review progress of FY 2002 accounting, review new Forest Service Region 5 RAC website, review Madera County RAC Mission Sub-committee Report, clarify voting procedures, and, reconsideration of vote to use RAC funds to attend Regional RAC Meeting November 13, 2003.

**DATES:** The Madera Resource Advisory Committee meeting will be held Monday, October 20, 2003. The meeting will be held from 7 p.m. to 9 p.m.

**ADDRESSES:** The Madera County RAC meeting will be held at the Yosemite Bank, 40061 Highway 40, Oakhurst, CA 93644.

#### FOR FURTHER INFORMATION CONTACT:

Dave Martin, U.S.D.A., Sierra National Forest, 57003 Road 225, North Fork, CA, 93643 (559) 877-2218 ext. 3100; e-mail: [dmartin05@fs.fed.us](mailto:dmartin05@fs.fed.us).

**SUPPLEMENTARY INFORMATION:** Agenda items to be covered include: (1) Review new RAC proposals, (2) review progress of FY 2002 accounting, (3) review new Forest Service Region 5 RAC website, (4) review Madera County RAC Mission Sub-committee Report, (5) clarify voting procedures, and, (6) reconsideration of vote to use RAC funds to attend Regional RAC Meeting November 13, 2003. Public input opportunity will be provided and individuals will have the opportunity to address the Committee at that time.

Dated: September 22, 2003.

**Michael A. Lefevre,**

*Acting District Ranger.*

[FR Doc. 03-24483 Filed 9-26-03; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-580-813]

#### Stainless Steel Butt-Weld Pipe Fittings From Korea; Notice of Preliminary Results and Partial Rescission of Antidumping Duty Administrative Review

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of Preliminary Results and Partial Rescission of the Antidumping Duty Administrative Review for the Period February 1, 2002 through January 31, 2003.

**SUMMARY:** On March 25, 2003, in response to a request made by Flowline Division of Markovitz Enterprises, Inc., Gerlin, Inc., Shaw Alloy Piping Products, Inc., and Taylor Forge Stainless, Inc. (collectively, petitioners), the Department of Commerce (the Department) published a notice of initiation of antidumping duty administrative review of stainless steel butt-weld pipe fittings from Korea for the period February 1, 2002 through January 31, 2003. The review covers three manufacturers/exporters of subject merchandise, Sam Sung Stainless Commerce & Ind. Co., Ltd. (Sam Sung), Sungkwang Bend Co., Ltd. (Sungkwang), and TK Corporation. On May 28, 2003, petitioners withdrew their request for review of Sungkwang and TK Corporation. Because the petitioners submitted the only request for review of these two respondents, and also requested the rescission within the 90-day time limit, the Department is rescinding the review with respect to these respondents in accordance with 19 CFR 351.213(d)(1). Sam Sung failed to respond to the Department's questionnaire. As a result, we are basing our preliminary results for Sam Sung on adverse facts available.

**EFFECTIVE DATE:** September 29, 2003.

**FOR FURTHER INFORMATION CONTACT:** Fred Baker or Robert James, Enforcement Group III, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230;

telephone (202) 482-2924 and (202) 482-0649, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On February 23, 1993, the Department published the antidumping duty order on certain stainless steel butt-weld pipe fittings from Korea. *See Antidumping Duty Order: Certain Welded Stainless Steel Butt-Weld Pipe Fittings from Korea*, 58 FR 11029 (February 23, 1993). On February 3, 2003, the Department published a notice of opportunity to request administrative review of this order. *See Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation: Opportunity to Request Administrative Review*, 68 FR 5272 (February 3, 2003). On February 28, 2003, petitioners requested that the Department conduct an administrative review of TK Corporation, Sungkwang, and Sam Sung for the period February 1, 2002 through January 31, 2003. There were no other requests for review. On March 25, 2003, the Department published a notice of initiation of antidumping duty administrative review of stainless steel butt-weld pipe fittings from Korea, in accordance with 19 CFR 351.221(c)(1)(i). *See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part*, 68 FR 14394 (March 25, 2003). On March 25, 2003 we issued the questionnaires to TK Corporation, Sungkwang, and Sam Sung. We received responses from TK Corporation and Sungkwang, but no response from Sam Sung. On May 28, 2003, petitioners withdrew their request for review of TK Corporation and Sungkwang. On August 14, 2003 we sent a letter to Sam Sung allowing it until August 25, 2003 to respond to the questionnaire. We again received no response from Sam Sung.

##### Rescission of Review

Pursuant to its regulations, the Department will rescind an administrative review "if a party that requested the review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review." *See* 19 CFR 351.213(d)(1). The petitioners' withdrawal of their request for review of TK Corporation and Sungkwang was within the 90-day time limit; accordingly, we are rescinding the administrative review for the period February 1, 2002 through March 31, 2003 with respect to these two companies, and will issue appropriate assessment instructions to the U.S.