

OVERLAND PASS PIPELINE PICEANCE LATERAL

APPENDIX 4

ENVIRONMENTAL COMPLIANCE MANAGEMENT PLAN

PREPARED FOR:
BUREAU OF LAND MANAGEMENT

PREPARED BY:
CH2M HILL TRIGON, INC.
34 VAN GORDON STREET, SUITE 200
LAKEWOOD, COLORADO 80228

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1.0 INTRODUCTION

Overland Pass Pipeline OPPC (OPPC) will employ Environmental Inspectors (EIs) to ensure compliance with the mitigation measures contained in the project documents during construction of the proposed project. In addition, OPPC has committed to provide funding to implement a third-party environmental compliance monitoring program during construction of the project. The environmental compliance monitoring program will be implemented by a third-party contractor working under the direction of the Bureau of Land Management (BLM).

As the BLM has increasingly moved toward third-party contract arrangements to meet their review and environmental permitting and compliance monitoring obligations, the BLM Compliance Contractor has been a prominent player in developing and implementing these programs.

This document presents the objectives of the environmental compliance monitoring program, describes the responsibilities of the BLM Compliance Contractor, outlines the level of effort anticipated, defines the decision-making authority of the BLM Compliance Contractor, and describes participation by the BLM Compliance Contractor in the project training program. In addition, this document discusses the reporting and documentation requirements, stop work authority, and the variance process.

2.0 PROGRAM OBJECTIVES

The overall objective of the environmental compliance monitoring program is to monitor and document OPPC's compliance and/or noncompliance with the project's environmental requirements during construction of the project. The BLM Compliance Contractor will provide a Compliance Manager and one part-time and two full-time Compliance Monitors to meet this objective. The project environmental requirements include:

- the environmental mitigation measures that were proposed by OPPC throughout the permitting phase of the project;
- construction procedures and mitigation measures included in the BLM Plan of Development (POD) that will be appended to the BLM Right-of-Way Grant;
- the Terms and Conditions of the U.S. Fish and Wildlife Service's (FWS) Biological Opinion, if applicable; and
- additional stipulations included in permits from other authorizing federal, state, and local agencies.

During construction, the Compliance Monitors will conduct inspections of construction activities and mitigation measures and provide regular feedback on compliance issues to the BLM and OPPC's environmental inspection team. The BLM Compliance Contractor will involve other agencies in the environmental compliance monitoring program (e.g., the COE, State agencies) to the extent requested by those agencies and authorized by BLM. Construction progress and environmental compliance will be tracked and documented by the preparation and submittal of daily and weekly reports (see section 4.0). The Compliance Monitors will report directly to the Compliance Manager. The Compliance Manager will report directly to the BLM Project Manager.

- Other objectives of the environmental compliance monitoring program are to:
- facilitate the timely resolution of compliance-related issues in the field;

and support a field team of skilled Compliance Monitors. The BLM Compliance Contractor's proposed Compliance Manager is very experienced at managing compliance during major pipeline construction projects and providing expeditious review of variance requests. The field team consists of individuals experienced with pipeline construction, including projects in the western United States. The BLM Compliance Contractor and Compliance Management and Monitoring Team are described below. Resumes for the key personnel on the team are included in Attachment 1.

3.2.1 Compliance Manager

The Compliance Manager for the project will oversee management of the program, prepare project materials and participate in OPPC's preconstruction environmental training program; supervise the monitoring activities, materials, and schedules; supervise the Compliance Monitors; provide guidance on and review of compliance issues; review and process variance requests; and review and distribute daily and weekly reports. More specifically, the Compliance Manager will:

- report directly to the BLM Project Manager;
- participate in OPPC's environmental training program/kick-off;
- verify OPPC's compliance with the project environmental requirements;
- supervise the monitoring activities, materials, and schedules;
- supervise the Compliance Monitors;
- ensure that all reported noncompliances are tracked for resolution by OPPC;
- review, approve, and distribute monitoring reports, correspondence, and scope of work and schedule changes;
- review work progress, schedules, and budgets;
- confer with the BLM Project Manager on a regular basis;
- serve as the contact between the BLM and OPPC;
- serve as the BLM's representative to permitting agencies, private landowners, and special interest groups regarding the environmental mitigation efforts on the project; and
- coordinate with the BLM and other agencies as determined necessary, on reviewing and approving variance requests.

3.2.2 Compliance Monitors

The BLM Compliance Contractor proposes to provide one Compliance Monitor for the each spread. During construction, many factors can affect the specific deployment of the Compliance Monitors. These include the activity occurring at specific times of inspection, any noncompliance or problem areas documented during previous inspections by the Compliance Monitors, landowner complaints received, site-specific conditions at the time of construction, skill levels and attitudes of the contractor crews and foremen, and the number and qualifications of the staff on the project sponsor's inspection team.

The Compliance Monitor is expected to work approximately the same hours as the construction crews including those times during an HDD when these visits will be timed to inspect the site preparation work and erosion controls and ensure that adequate spill prevention and



containment equipment is onsite before the HDD operation begins. Follow-up visits will be timed to occur when the drill bit is in proximity to and beneath the riverbed, which is the time when an in-water release of drilling mud (frac-out) is most likely to occur. The Compliance Monitors are expected to work 60 hours per week during some phases of construction extending up to 72 hours per week once the construction activities are spread out. Despite the lengths of the spreads, the BLM Compliance Contractor expects that this should provide sufficient coverage to adequately monitor construction, including the preparation of necessary reports and documentation.

The BLM Compliance Contractor's proposed monitoring coverage assumes that OPPC's construction contractors will demonstrate a high level of environmental compliance, and OPPC's environmental inspection team will be qualified and experienced.

The BLM Compliance Contractor's Compliance Manager will regularly evaluate the effectiveness of the environmental compliance monitoring in consultation with the BLM Project Manager to ensure adequate staffing. If determined necessary, the BLM Compliance Contractor will provide additional, adequately trained support staff to act as Compliance Monitors on an as-needed basis. It is expected that the Compliance Monitors will live near the construction spreads. Each monitor will be provided with a vehicle and other equipment necessary to properly fulfill his duties (see section 8.0).

The primary responsibility of the Compliance Monitors will be to monitor and document OPPC's compliance and/or noncompliance with the project environmental requirements. Some examples of measures to be monitored include: contractor compliance pertaining to the use of only the approved contractor yards, construction right-of-way, and extra workspaces; methods and locations of topsoil segregation; specific waterbody crossing procedures; dewatering activities; treatment of spills; construction of aboveground facilities; observance of exclusion areas for cultural resources and sensitive species; and restoration requirements.

The Compliance Monitors will provide interpretation and clarification to the environmental inspection team in the field regarding the project environmental requirements. The Compliance Monitors will also review and approve variance requests, as appropriate to their authority level, for implementation of limited variations from mitigation measures previously agreed to by OPPC or stipulated by the BLM and other agencies (see section 5.0).

Before the start of construction, each Compliance Monitor will become familiar with OPPC's environmental compliance management program, participate in OPPC's environmental training program, and receive additional training from the BLM Compliance Contractor. The Compliance Monitors will become familiar with the roles and responsibilities of OPPC's field team, the organizational structure of the construction spreads, environmental reporting responsibilities, and the chain of communication on the spreads. OPPC will provide the Compliance Monitors and the Compliance Manager with all permit requirements for the project prior to initiation of construction.

It is the BLM Compliance Contractor's preference to mobilize the Compliance Monitors to the project area sufficiently ahead of the start of construction activities to allow them time to review the documentation necessary to understand and monitor the project environmental requirements. In addition, mobilization before construction activities begin will allow the Compliance Monitors to become familiar with the pipeline route and specific resources crossed; verify that the construction right-of-way, staging areas, and other extra work areas are correctly delineated in the field; verify that the correct signage is installed; and confirm that the appropriate buffer zones, exclusion areas, and fencing are in place.

During construction, a critical component of a successful compliance monitoring program is timely, open, and regular communication between all parties. In the BLM Compliance Contractor's experience, the specific details of the communication protocols vary widely between different projects as well as between different spreads on the same project. The communication protocols are usually worked out in advance between the project sponsor, the jurisdictional agencies, the firm selected to implement the compliance monitoring program, and the firm selected by the project sponsor to provide environmental inspection services. On some projects, the Compliance Monitors have been asked to participate in daily morning meetings with all inspection and spread supervisory personnel; on other projects the Compliance Monitors have been asked to communicate only with the project sponsor's environmental inspection team with primary contact through the Lead EI. The communication protocols for the project will be developed in consultation with OPPC and the applicable agency representatives during the training program or at a separate preconstruction meeting.

At a minimum, the Compliance Monitors will maintain daily contact with OPPC's environmental inspection team. Construction activities will be inspected on a daily basis by the Compliance Monitors, and environmentally sensitive areas will be regularly inspected to ensure protection of the resource. As discussed above, the level of monitoring coverage of specific portions of each construction spread will be determined based on several factors, including the construction activity occurring at the time of the inspection, any noncompliance or problem areas documented during previous inspections by the Compliance Monitors or the EIs, and landowner complaints received.

The Compliance Monitors will communicate with OPPC's Lead EI on each spread on a regular basis. This approach will allow the Lead EI and the Compliance Monitors to exchange information on the status of construction and to discuss any significant construction events scheduled over the next 2 or 3 days. The Compliance Monitors may inspect the spread with the Lead EI, other EIs, or independently. The Compliance Monitors will not communicate directly with the construction contractor personnel for the purposes of directing construction activities or to ensure compliance. However, the Compliance Monitors will have the authority to order the halt of a specific noncompliance activity that is damaging or has the potential to damage a sensitive environmental resource.

The Compliance Monitors will record daily observations including digital photo documentation at each location visited. This process will ensure consistent and accurate reporting of site conditions at the time of inspection. Each activity monitored will be assigned a compliance level and documented in a daily report (see section 4.1).

4.0 REPORTING AND DOCUMENTATION

The original third-party compliance monitoring programs used daily field checklists and weekly reports that were not provided to the project sponsor. Instead, the project sponsor was issued only the noncompliance and minor problem reports and was not provided with the reports of other compliance levels. This tended to create an adversarial relationship between the Compliance Monitors and the project sponsor's environmental inspection team. Through the BLM Compliance Contractor's ongoing experience providing compliance monitoring services, the BLM Compliance Contractor has worked with the jurisdictional agencies to evolve the third-party compliance monitoring program into a comprehensive daily and weekly database reporting system that is posted on a project website and available to other jurisdictional agencies and authorized representatives of the project sponsor. Under this program, the entire daily report, consisting of all compliance levels and photographic documentation, is available each day and provides the project sponsor and agencies with a record of construction progress, photographic

documentation, and documentation of compliance with the project environmental requirements. The BLM Compliance Contractor encourages close cooperation between the Compliance Monitors and the project sponsor's environmental inspection team to facilitate construction and document compliance rather than simply identifying noncompliances. Specifics of the reporting and documentation proposed for the Project are described below.

4.1 Daily Reports

Each Compliance Monitor will complete one or more daily report(s) documenting the project-related activities he inspected. The Compliance Monitor will document the milepost and station number; the presence of threatened or endangered species habitat, waterbodies, wetlands, and culturally sensitive sites; and include a brief description of the activities observed. When appropriate, relevant digital photographs will be taken and included in the report.

Each separate activity monitored and documented in a daily report will be assigned a compliance level. The compliance levels for the Project are described below.

Acceptable – An acceptable report will be issued when the activities observed are in compliance with the project environmental requirements.

Incident – An incident report will be issued when an event occurs that would not be considered acceptable but is accidental or unforeseeable and the response to the event is in compliance with the project environmental requirements. An example of an incident is when a fuel leak is observed and the project personnel respond by stopping, containing, and cleaning up the spill in accordance with the project environmental requirements.

Minor Problem – A minor problem report will be issued when there is a minor deviation from the project environmental requirements. An example of a minor problem would be if a small amount of soil or slash is observed off the right-of-way but has no effect on sensitive resources. If the minor problem is not corrected within an established timeframe or multiple occurrences of a similar nature continue, the situation will be elevated to a noncompliance. The Compliance Monitor will inform the EI about a minor problem before issuing the minor problem report and note in the daily report the name of the EI that was notified about the minor problem.

Noncompliance – A noncompliance report will be issued when an activity is observed that violates the project environmental requirements and places resources at unnecessary risk. Examples of noncompliance issues include the failure to install or maintain required erosion control devices; activities conducted outside the approved right-of-way limits or approved temporary use areas and access roads; and lack of required resource monitors. The Compliance Monitor will inform the EI about a noncompliance before issuing the noncompliance report and note in the daily report the name of the EI that was notified about the noncompliance. It will be the responsibility of OPPC's environmental inspection team to develop the noncompliance resolution and provide follow-up documentation in OPPC's daily inspection reports as well as in its biweekly status reports. Once OPPC documents the resolution of a noncompliance, the applicable Compliance Monitor will inspect the area and verify and document that the noncompliance has been adequately resolved.

Serious Noncompliance – A serious noncompliance report will be issued when an activity causes harm or poses a serious threat to environmental resources. An example of a serious noncompliance would be the placement of construction materials within an exclusion zone for a sensitive resource. A serious noncompliance report requires that the BLM Project Manager and the Compliance Manager participate in a conference call with OPPC's applicable Lead EI and assigned OPPC representative to discuss the noncompliance, the proper corrective actions, and follow-up enforcement actions that should be imposed. If the serious noncompliance occurs on

federal land, the applicable BLM Project Manager will participate in the conference call.

It will be the responsibility of OPPC's environmental inspection team to provide follow-up documentation in OPPC's daily inspection reports as well as in its biweekly status reports that are filed with the BLM in accordance with the BLM Certificate conditions. Once OPPC documents the resolution of a serious noncompliance, the applicable Compliance Monitor will inspect the area and verify and document that the serious noncompliance has been adequately resolved.

Communication – A communication report will be issued to document a discussion between a Compliance Monitor and OPPC inspection personnel. An example of a communication would be if a Compliance Monitor is notified of a minor problem or noncompliance that was identified and will be documented by OPPC's inspection team. The Compliance Monitors will not issue duplicative minor problem or noncompliance reports for activities identified by OPPC's inspection team. Communication reports will also be issued to document meetings between various field personnel to resolve issues that arise in the field, and to document an activity that the Compliance Monitors determine is not consistent with the intent of a mitigation measure but is not technically a minor problem or noncompliance. An example of such an activity would be if the contractor is broadcast seeding on an extremely windy day and much of the seed is blowing away.

Other – the BLM Compliance Contractor's reporting system contains one additional category, "other," to be used as necessary to document an activity that does not fall within any of the compliance levels discussed above. This category will also be used to document a Level 1 variance approved in the field by a Compliance Monitor (see section 5.1).

Daily reports and relevant photo documentation completed by each Compliance Monitor will be sent electronically to the BLM Compliance Contractor's database server at the end of each work day. The following morning, the separate reports will be compiled into one Daily Monitoring Report, reviewed by the Compliance Manager, and posted on the non-public password-protected project website (see section 4.3). This system ensures accurate, consistent, and well-written reports. A flow diagram of the electronic web-based reporting system is depicted on figure 3. When the reports are posted, the Compliance Manager will send an e-mail to the authorized distribution that they are available. The e-mail will summarize the compliance levels for the reports issued each day and include the link to the website. Agency, the BLM Compliance Contractor, and authorized OPPC representatives will be included in the distribution for all reports.

4.2 Weekly Summary Reports

Weekly summary reports will be issued that briefly describe construction activities during the reporting period and summarize by compliance level the number of reports completed by the Compliance Monitors during the reporting period and cumulatively. The weekly summary report will also summarize in a tabular format the minor problem and noncompliance reports issued by the Compliance Monitors during the reporting period and the Level 1, 2, and 3 variances approved during the reporting period. The weekly summary report will also summarize the net acreage of land affected by approved variances on federal land and non-federal land for the reporting period and cumulatively.

The weekly summary report will be posted on the non-public project website (see section 4.3). When the weekly summary report is posted, the Compliance Manager will send an e-mail to the authorized distribution that it is available. The e-mail will include the link to the website. Agency, the BLM Compliance Contractor, and authorized OPPC representatives will be

included in the distribution for the weekly summary report.

4.3 *Non-public Project Website*

The BLM Compliance Contractor will establish and maintain a non-public, password-protected project website to display the daily and weekly monitoring reports and the approved Level 1, 2, and 3 variances (see sections 5.1 and 5.2). The project website may also be used to post meeting minutes, notes from conference calls, and guidance from agencies regarding interpretation of environmental requirements. Agency and the BLM Compliance Contractor representatives will have access to the entire website; OPPC representatives will have access to the portions of the website as authorized by the BLM Project Manager.

5.0 VARIANCES

During construction, unforeseen or unavoidable site conditions can result in the need for changes from approved mitigation measures and construction procedures. Additionally, the need for route realignments, extra workspaces, or access roads outside of the previously approved construction work area may arise. Changes to previously approved mitigation measures, construction procedures, and construction work areas will be handled in the form of variance requests to be submitted by OPPC and reviewed and approved or denied by the BLM, with the delegation of some authority to the BLM Compliance Contractor. The variance process can also be a good mechanism to clarify discrepancies discovered in project materials and/or to distribute information to the entire project team. A system of three variance levels (Levels 1, 2, and 3) will be used to categorize and process variance requests.

The three variance levels, review and distribution process, and decision-making authority proposed for use for the Project are discussed below.

5.1 *Level 1 Variances (Field Decisions)*

Level 1 variances are site-specific, minor, performance-based changes to project specifications or mitigation measures that provide equal or better protection to environmental resources. These minor variance requests can be reviewed and either approved or denied by the Compliance Monitors in the field during normal construction operations. Examples of Level 1 variance requests include:

- allowing rubber-tired vehicles to use additional access roads that would not require any improvement to the road or repairs after construction (“like use”);
- minor variations in site-specific stream crossing plans that reflect differences in site conditions from those that were expected when the plan was developed (e.g., relocation of a spoil storage area within previously approved work areas); and
- shifting extra workspace along the right-of-way a short distance where the overall disturbance remains the same, and completed surveys indicate that no sensitive resources would be affected and landowner approval is granted.

Level 1 variances may also be used to document and disseminate agency-directed changes to mitigation measures.

To initiate a Level 1 variance request, the Lead EI or other designated OPPC representative will fill out a variance request form and obtain the appropriate signatures. The Lead EI will then contact a Compliance Monitor to review the proposed change. The Lead EI and the Compliance Monitor will work together to evaluate the site-specific situation and determine if the request is appropriate.

The Compliance Monitor may approve a Level 1 variance request if the results of implementing the change will provide equal or better protection for the resource than the original mitigation measure or if the original mitigation measure is not applicable to that specific site. If a Level 1 variance request is approved in the field, the Compliance Monitor will sign the variance request form. A Level 1 variance request can be implemented in the field as soon as it is approved by the Compliance Monitor. In some cases, the Compliance Monitor may grant verbal approval and then complete the paperwork.

The Compliance Monitor will document the variance approval in the daily monitoring report (see section 4.1) and transmit the approved form to the Compliance Manager for posting on the project website (see section 4.3). If the variance exceeds the Compliance Monitor's authority level, the Compliance Monitor will inform the Lead EI that a Level 2 or Level 3 variance request is required.

5.2 *Level 2 Variances*

A Level 2 variance request exceeds the field decision authority of the Compliance Monitor and requires processing by the Compliance Manager. Before the Compliance Manager can issue approval of a Level 2 variance request on federal land, the BLM Project Manager must approve the request. Level 2 variance requests generally involve project changes that would affect an area outside of the previously approved work area, but within the corridor previously surveyed for cultural resources and sensitive species. Level 2 variance requests typically require the review of supplemental documents, correspondence, and records. Examples of Level 2 variance requests include:

- the use of extra workspace outside of the previously approved work area but within the previously surveyed corridor;
- the use of existing access roads that have not been previously approved if the use would not be considered "like-use" that could be approved as a Level 1 variance (see section 5.1);
- modifying a previously approved access road in ways not previously identified;
- increasing the width of the construction right-of-way at locations other than those allowed by the Environmental Protection Plan (Appendix 12 of the POD); and
- increasing the width of the construction right-of-way beyond 25 feet at the locations allowed by section IV.A.2. of OPPC's Environmental Protection Plan (Appendix 12 of the POD).

To initiate a Level 2 variance request, the Lead EI or other designated OPPC representative will fill out a variance request form, prepare the appropriate supporting documentation, and obtain the required signatures.

If the Level 2 variance request is on federal land, the designated OPPC representative will complete and submit the variance request form and supporting documentation by e-mail (scanned copy) or fax to the applicable BLM Project Manager. Once the approval of the BLM Project Manager is obtained, the Compliance Manager will process the request.

If the Level 2 variance request is not on federal land, the designated OPPC representative will complete and submit the variance request form and supporting documentation by e-mail (scanned copy) or fax to the Compliance Manager. The Compliance Manager will review the request and supporting documentation and consult with other agencies as necessary. The Compliance Manager may also discuss the request with the appropriate Compliance Monitor.

If the Level 2 variance request is approved, the Compliance Manager will sign the variance request and e-mail the approved form (scanned copy) to the designated OPPC representatives, the Compliance Monitors, and, if on federal land, the applicable BLM Project. The variance may be implemented in the field as soon as the approved variance is received. In some cases on non-federal land, the Compliance Manager may grant verbal approval and then complete the paperwork. The approved variance request form will be posted on the project website (see section 4.3).

5.3 *Level 3 Variances*

Level 3 variance requests generally involve project changes that would affect an area outside of the previously approved work area that are outside the corridor previously surveyed for cultural resources and sensitive species.

To initiate a Level 3 variance request, the Lead EI or other designated OPPC representative will fill out a variance request form, prepare the appropriate supporting documentation, and obtain the required signatures.

If the Level 3 variance request is on federal land, the designated OPPC representative will complete and submit the variance request form and supporting documentation by e-mail (scanned copy) or fax to the applicable BLM Project. Once the approval of the BLM Project Manager is obtained, the Compliance Manager will process the request.

If the Level 3 variance request is not on federal land, the designated OPPC representative will complete and submit the variance request form and supporting documentation by e-mail (scanned copy) or fax to the Compliance Manager. The Compliance Manager will review the request and supporting documentation and consult with other agencies as necessary. The Compliance Manager may also discuss the request with the appropriate Compliance Monitor. Regarding cultural resources, the process outlined in the Programmatic Agreement for the project must be completed before the Compliance Manager can approve the variance. If sensitive biological species and/or habitat are encountered during the additional surveys, documentation of consultation with applicable agencies must be provided with the variance request. The Compliance Manager must consult with the BLM Project Manager and receive appropriate agency approvals before authorizing the variance. All agency-approved mitigation measures and the Terms and Conditions of the FWS' Biological Opinion (if applicable) must be adhered to for the variance if it is approved by the Compliance Manager.

If the Level 3 variance request is approved, the Compliance Manager will sign the variance request and e-mail the approved form (scanned copy) to the designated OPPC representatives, the Compliance Monitors, and, if on federal land, the applicable BLM Project Manager. The variance may be implemented in the field as soon as the approved variance is received. The approved variance request form will be posted on the project website (see section 4.3).

Some Level 3 variance requests on non-federal lands may require a formal approval letter from the BLM Project Manager. These Level 3 variance requests include:

- extra workspaces, access roads, or route realignments for which landowner approval has not been obtained;
- certain changes to mitigation measures or construction/restoration procedures; and
- extra workspaces, access roads, or route realignments outside the previously surveyed corridor that require additional surveys and agency approvals that affect resources of sufficient sensitivity to require a formal letter approval from the BLM as determined by the BLM Project Manager.

The designated OPPC representative will complete the variance request form, including appropriate supporting materials, and submit it to the Compliance Manager who will review the request for completeness and then forward it to the BLM Project Manager. The BLM Project Manager will review the variance request and then issue a formal approval or denial letter.

6.0 STOP WORK AUTHORITY

The BLM has the authority to stop construction if an activity is determined to be a deviation from the project environmental requirements. The agency may delegate this authority to the Compliance Manager and the Compliance Monitors.

7.0 TRAINING

Based on discussions with OPPC, the BLM Compliance Contractor anticipates that there will be a 2-week advance training program that will be attended by OPPC's environmental inspection team (e.g., the Environmental Coordinator, Lead EIs, and EIs) and the BLM Compliance Contractor's Compliance Manager and Compliance Monitors. The program will consist of 2 or 3 days of classroom training followed by field review of the entire project.

The advance training program will be followed by spread-specific training/kick-off sessions that will be held closer to the start of construction. The BLM Project Manager will participate in OPPC's spread-specific training/kick-off sessions as applicable to present an overview of the environmental compliance monitoring program and to become familiar with OPPC's environmental inspection program and personnel. The Compliance Manager and BLM Project Manager will explain the various components of the program, emphasizing the objectives of the monitoring program. The discussion will focus on the daily activities of the Compliance Monitors and their interactions with OPPC's inspection and construction personnel.

Documentation of compliance issues and construction progress will be described. A clear and concise explanation will be presented with respect to the variance request decision authority that the Compliance Monitors will have in the field. Procedures that may be required to address variance requests will also be presented, as well as the timeframe required for decisions to be made prior to implementation.

OPPC may invite other jurisdictional agencies to the environmental training/kick-off sessions to discuss their participation in the environmental compliance monitoring program.

In addition to OPPC's training, the BLM Compliance Contractor will train the Compliance Monitors in all procedures, duties, responsibilities, reporting requirements, and authorities, including the authority to grant variances, to complete their assigned tasks.

8.0 EQUIPMENT

The environmental compliance monitoring program will require field support equipment such as notebook computers and associated software, digital cameras, cellular phones, and vehicles for field personnel as described below. All equipment will be leased to OPPC by the BLM Compliance Contractor and will remain the property of the BLM Compliance Contractor after completion of the project.

Each Compliance Monitor will be equipped with a notebook computer and appropriate software to facilitate the compilation, transfer, and storage of data. Each Compliance Monitor will also be equipped with a digital camera, cellular phone, and vehicle adapter. A 4-wheel drive vehicle will be provided to each full-time Compliance Monitor throughout construction to maintain access to all areas of the right-of-way; the part-time Compliance Monitor will use his personal 4-wheel drive vehicle.



9.0 POST-CONSTRUCTION INSPECTIONS

Once construction is complete and the contractors have demobilized, the BLM Project Manager has requested that the BLM Compliance Contractor conduct five follow-up post-construction inspections. The primary purpose of these inspections is to evaluate the status of revegetation of the right-of-way, monitor the effectiveness of erosion controls, and document areas that may need follow-up work. It is anticipated that a Compliance Monitor will conduct the remaining four post-construction inspections. The interval between inspections will be determined at a later date.