



# United States Department of the Interior

BUREAU OF LAND MANAGEMENT

COOS BAY DISTRICT OFFICE

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## **In Reply Refer To:**

1792/8300 (ORC030)

DOI-BLM-OR-C030-2011-0002-DNA

Bastendorff Beach Jetty Restroom

May 19, 2011

Dear Citizen:

We have signed the Decision Record for the installation of the Bastendorff Beach Jetty Restroom. We have documented the project was adequately analyzed in the Environmental Assessment (DOI-BLM-OR-C030-2009-0010-EA) and Finding of No Significant Impact (FONSI) of the first restroom installation. This project is designed to implement management objectives and direction described in the 1995 Coos Bay District Resource Management Plan. These documents have been posted on the District Internet Site:

<http://www.blm.gov/or/districts/coosbay/plans/index.php>.

This decision may be appealed to the Interior Board of Land Appeals (IBLA), Office of the Secretary, in accordance with regulations contained in 43 CFR, Part 4. If an appeal is taken, your notice of appeal must be filed at the Umpqua Field Office, Coos Bay BLM, 1300 Airport Lane, North Bend OR 97459. The appellant has the burden of showing that the decision being appealed is in error.

For further information, contact Nancy Zepf at (541) 751-0100 at the address above, or e-mail questions to [OR\\_CoosBay\\_Mail@blm.gov](mailto:OR_CoosBay_Mail@blm.gov) Attn: Nancy Zepf.

Sincerely,

*/s/ A. Dennis Turowski*

A. Dennis Turowski  
Umpqua Area Manager

**United States Department of Interior  
Bureau of Land Management  
Coos Bay District**

**Decision Record for DOI-BLM-OR-C030-2011-0002-DNA  
Bastendorff Beach Jetty Restroom**

**Background**

The Bureau of Land Management (BLM) previously prepared an Environmental Assessment Bastendorff Beach Restroom and Parking Lot EA No. DOI-BLM-OR-CO30-2009-0010-EA, August, 2009, Coos Bay BLM. and a Finding of No Significant Impact (FONSI) which evaluated the effects of double vault restroom installation. The action as described in DOI-BLM-OR- DOI-BLM-OR-C030-3011-0002-DNA proposes to install a second double vault restroom in the same vicinity. This proposed project is of like action and similar design to that analyzed in Bastendorff Beach Restroom and Parking Lot EA No. DOI-BLM-OR-CO30-2009-0010-EA.

**Decision:**

It is my decision to implement the installation of a second double vault restroom at Bastendorff Beach jetty lot. The design features and actions of this project and the anticipated environmental consequences are essentially the same as those analyzed in the existing NEPA document.

**Conformance and Compliance**

This DNA is in conformance with the *Coos Bay District Resource Management Plan/Final Environmental Impact Statement* (USDI 1994) and its *Record of Decision* (ROD/RMP), as supplemented and amended.

The Coos Bay ROD/RMP is supported by and consistent with the *Final Supplemental Environmental Impact Statement (EIS) on Management of Habitat for Late Successional and Old Growth Forest Related Species Within the Range of the Northern Spotted Owl* (Northwest Forest Plan) (USDA and USDI 1994a) and its *Record of Decision* (USDA and USDI 1994b).

This project was initiated and designed to conform and be consistent with the Coos Bay District 1995 RMP. Following the March 31, 2011 decision by the United States District Court for the District of Columbia in *Douglas Timber Operators et al. v. Salazar*, which vacated and remanded the administrative withdrawal of the Coos Bay District 2008 ROD and RMP, this project was evaluated for consistency with both.

- The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decisions: “Manage scenic, natural, and cultural resources to enhance visitor recreation experience expectations and to satisfy public land users.” P. 46.
- The proposed action is in conformance with the applicable LUPs, even though it is not specifically provided for, because it is clearly consistent with the following LUP decisions (Objectives, terms, and conditions): Bastendorff Beach area was designated as a Special Recreation Management Area (SRMA), included in the Coos Bay Shorelands SRMA. P. 48 RMP; and The Coos Bay Shorelands Management Plan 1995, BLM Coos Bay District, Umpqua Field Office.

There are no known threatened or endangered species in the project area.

This project also complies with the Oregon and California Lands Act (O&C Act) and the Federal Land Policy and Management Act (FLPMA), the Endangered Species Act, the Clean Water Act, the Magnuson-Stevens Fishery Conservation Act and the BLM Special Status Species Program. The EA and FONSI analyzed the selected alternative and found no significant impacts that would require the development of an EIS.

**Public Involvement**

Scoping for the Bastendorff Beach Restroom and Parking Lot EA occurred from 09/25/09-10/10/09. The public was informed of the EA and FONSI through a direct notification and via a published Legal Notice in The World newspaper 09/25/09. The Final Decision was published on 11/2/09. No comments were received. There was no

protest on the decision.

**Decision Rationale:**

The proposed action has been reviewed by Resource Area Staff and appropriate project Design Features as specified will be incorporated into the proposal. Based on this review, I have determined that the proposed action is adequately analyzed in the existing NEPA document No. DOI-BLM-OR-CO3O-2009-0010-EA, August, 2009, Coos Bay BLM and is in conformance with the Coos Bay RMP and no further analysis is required.

**Signature of Authorizing Official:**

/s/ A. Dennis Turowski  
Field Manager

Date: 5/13/2011

**Administrative Remedies:**

This decision may be appealed to the Interior Board of Land Appeals (IBLA), Office of the Secretary, in accordance with regulations contained in 43 CFR Part 4. If an appeal is taken, your notice of appeal must be filed with the Umpqua Field Office, Coos Bay BLM, 1300 Airport Lane, North Bend OR, 97459 (43 CFR 4.411 and 4.413). A copy of the Notice of Appeal must also be sent to the BLM Regional Solicitor, Pacific Northwest Region, 500 NE Multnomah St., Suite 607, Portland, OR 97232.

The appellant has the burden of showing that the decision being appealed is in error.