

Categorical Exclusion Documentation

A. Background

BLM Office: Upper Willamette Resource Area, Eugene District

Lease/Serial/Case File No.: DOI-BLM-OR-E090-2009-0016-CX

Proposed Action Title/Type: Issue O. and C. Logging Road Right-of-Way Permit E-997 to Virginia Warren.

Description of Proposed Action:

The Proposed action is to issue a new O. and C. Logging Road Right-of-Way Permit E-997 to Virginia Warren for a period not to exceed ten years from date of issuance, pursuant to the authority of Title V of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1761), subject to the terms and conditions in 43 CFR 2812 and those additional stipulations in the attached draft permit amendment. The permit would authorize the hauling of an additional 375 MBF of timber, approximately, over 1.50 miles (7,920 feet) of BLM controlled Road No. 19-1-33.1.

B. Lane Use Plan Conformance.

On July 16, 2009 the U.S. Department of the Interior, withdrew the Records of Decision (2008 ROD) for the Western Oregon Plan Revision and directed the BLM to implement actions in conformance with the resource management plans for western Oregon that were in place prior to December 30, 2008.

Although projected planning and preparation of National Environmental Policy Act documentation for this project began after the effective date of the 2008 ROD, this project was designed to comply with the land use allocations, management direction, and objectives of the 1995 resource management plan (1995 RMP).

This project is in conformance the 1995 Record of Decision for Amendments to Forest Service and Bureau of Land Management Planning Documents within the Range of the Northern Spotted Owl (Northwest Forest Plan (NSO-ROD) USDA Forest Service and USDI Bureau of Land Management, April 1994), and the 1995 Eugene District Resource Management Plan (1995 RMP) including the 2007 Record of Decision To Remove the Survey and Manage Mitigation Standards and Guidelines from Bureau of Land Management Resource Management Plans within the Range of the Northern Spotted Owl.

C: Compliance with NEPA:

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 2 (1.9) and 516 11.9 E(16).

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 516 DM2 apply.

Administrative Remedies

The action is subject to appeal to the Interior Board of Land Appeals under 43 CFR Part 4. The decision is effective upon signing by the authorized officer and shall remain in effect pending an appeal (43 CFR Part 2801.10).

D: Signature

Authorizing Official: William O'Sullivan _____
(Signature)

Date: 09/14/09 _____

William O'Sullivan
Field Manger, Upper Willamette Resource Area

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Categorical Exclusion Documentation - list of Extraordinary Circumstances

Extraordinary circumstances do not exist for the proposed action within the categorical exclusion. The list of extraordinary circumstances is provided for in 516 Department Manual 2, Appendix 2 (5/27/2004). The proposed categorical exclusion action will:

	CE Extraordinary Circumstances	YES	NO
2.1	Have significant impacts on public health or safety		X
2.2	Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.		X
2.3	Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].		X
2.4	Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		X
2.5	Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.		X
2.6	Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		X
2.7	Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.		X
2.8	Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.		X
2.9	Violate a federal law, or a state, local, or tribal law or requirement imposed for the protection of the environment.		X
2.10	Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).		X
2.11	Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).		X
2.12	Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).		X

Reviewed by: _____

Title: _____

O. and C. Logging Road Right-of-Way Permit 1791A
E-997 Virginia Warren

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Date: _____

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