

Determination of NEPA Adequacy (DNA)

U.S. Department of the Interior Bureau of Land Management

Office: Medford District, Ashland Resource Area

Proposed Action Title/Type: Rio Trespass Road Rehabilitation Project

Project Number: DOI-BLM-OR-M060-2013-0011-DNA

Location/Legal Description: T. 37 S., R. 1 E., Section 27

A. Describe the Proposed Action and any applicable mitigation measures.

The Ashland Resource Area of the Medford District Bureau of Land Management (BLM) plans to implement the Rio Trespass Road Rehabilitation Project during the late spring and summer of 2013. The project would repair and rehabilitate federal land where a trespass occurred during the winter of 2013. The trespass involved a bulldozer that constructed a road for approximately 1,600 feet to an existing natural surface BLM road in order to gain access to another private parcel adjacent to the BLM-managed land. The impact to federal land from the trespass actions resulted in displaced soil and surface vegetation, compaction and rutting (hydrologic channeling). Restoration activities would consist of mobilizing an excavator to the site to re-contour disturbed ground to match the existing topography so that surface flow is dispersed. The compacted ground would be lightly scarified and any stockpiled soil would be spread. Additionally, slash, logs and other debris would be scattered to discourage motorized use. All disturbed ground would then be seeded with a locally adapted native seed and mulched with weed free straw or other organic matter. The revegetation component would utilize hand crews to manually spread the seed and mulch. In addition to the resource damage, road damage to BLM Road 37-1E-22.1/23.0, which is referred to as the Burnt Canyon Road, was evident and appeared related to the same trespass. This road would need to be bladed to repair the ruts and drainage re-established in some areas.

The proposed action will incorporate all appropriate project design features included in the Environmental Assessment for the *Aquatic and Riparian Habitat Enhancement* (April 2009).

B. Land Use Plan (LUP) Conformance

LUP Name: Medford District Resource Management Plan/ROD

Date Approved: August 1995

The proposed action is in compliance with the 1995 Medford District Resource Management Plan, which incorporated the Record of Decision for Amendments to Forest Service and Bureau of Land Management Planning Documents Within the Range of the Northern Spotted Owl and the Standards and Guidelines for 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 1994). The 1995 Medford District Resource Management Plan was later amended by the 2001 Record of Decision and Standards and Guidelines for Amendments to the Survey and Manage, Protection Buffer, and other Mitigation Measures Standards and Guidelines.

This proposed action is consistent with the 2001 Record of Decision and Standards and Guidelines for Amendments to the Survey and Manage, Protection Buffer, and other Mitigation Measures Standards and Guidelines (2001 ROD), as modified by the 2011 Settlement Agreement.

The proposed action is also in conformance with the direction given for the management of public lands in the Medford District by the Oregon and California Lands Act of 1937 (O&C Act), Federal Land Policy and Management Act of 1976 (FLPMA), the Endangered Species Act (ESA) of 1973, the Clean Water Act of 1987, Safe Drinking Water Act of 1974 (as amended 1986 and 1996), Clean Air Act, the Archaeological Resources Protection Act of 1979, and the National Historic Preservation Act of 1966 as Amended (NHPA).

C. Identify applicable NEPA documents and other related documents that cover the proposed action.

The following documents cover the proposed action:

-Revised Environmental Assessment for Aquatic and Riparian Habitat Enhancement, DOI-BLM-OR-M000-2009-0004-EA, June 2009

-Decision Record for the Aquatic and Riparian Habitat Enhancement Environmental Assessment, DOI-BLM-OR-M000-2009-0004-EA, June 9, 2009

-The Oregon Department of Fish and Wildlife' *Guide to Placing Large Wood in Streams* (1995) and *Habitat Restoration Guide* (1999).

-The Decision Record, signed 6/5/98, for the *Integrated Weed Management Plan* with the associated FONSI and Medford District Integrated Weed Management Plan.

-The U.S. Fish and Wildlife Service (USFWS) Biological Opinion (#13420-2007-F-0055) and Letter of Concurrence (#13420-2008-1-01045 and Plant LOC 134202008-1-0136) for *Programmatic Aquatic Restoration Activities in Oregon and Washington that Affect ESA-listed Fish, Wildlife, and Plant Species and their Critical Habitats*.

-The National Marine Fisheries Service' *Aquatic Restoration Biological Opinion* (Fisheries BO 2008/03506).

D. NEPA Adequacy Criteria

1. Is the current proposed action substantially the same action (or is a part of that action) as previously analyzed? Is the current proposed action within the same analysis area of the previously analyzed project? The *Aquatic and Riparian Habitat Enhancement EA*, listed above, analyzed programmatically a suite of activities for maintaining and restoring watershed conditions, including a suite of activities intended to restore watershed conditions, across the Medford District BLM. This site-specific project is repairing displaced soil in order to restore hydrological processes modified by water routing and compaction, and project design features required under the above referenced EA are included in this project.

2. Is the range of alternatives analyzed in the existing NEPA documents appropriate with respect to the current proposed action, given current environmental concerns, interests, and resource values? The range of alternatives analyzed in the above Environmental Assessment document is appropriate with respect to the current proposed action.

3. Is the existing analysis valid in light of any new information or circumstances? This project is consistent with the suite of activities analyzed in the above referenced EA (p. 8). The ID Team planning and overseeing the implementation of this site-specific project reviewed the anticipated effects of this project against those documented in the above referenced EA and found the existing analysis to be valid for this proposed action. No new information exists.

4. Do the methodology and analytical approach used in the existing NEPA documents continue to be appropriate for the current proposed action? The interdisciplinary team approach was used in evaluating the proposed action. The present methodology continues to be appropriate, because the action is the same.

5. Are the direct, indirect, and cumulative effects of the current proposed action similar to those identified in the existing NEPA documents? The ID Team planning and overseeing the implementation of this site-specific project reviewed the anticipated effects of this project against those documented in the above referenced EA and the effects disclosed are the same as those identified and analyzed. No new information or circumstances would affect the predicted environmental impacts as stated in the above referenced EA.

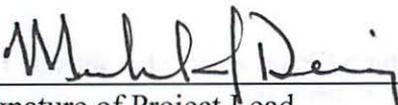
7. Are the public involvement and interagency review associated with existing NEPA document(s) adequately for the current proposed action? The above referenced EA was made available for public review on BLM's Medford District Website in March of 2009. This level of public and interagency review is adequate for the current proposed action.

E. Interdisciplinary Analysis: This worksheet was distributed to the appropriate members of the Ashland Resource Area Interdisciplinary Team (table below) for review and input.

Name	Title	Resource
Ted Hass	Asst. Field Manager	NEPA consistency
Armand Rebeschke	Botanist	Botany, Noxious Weeds
Steve Godwin	Wildlife Biologist	Wildlife
Chris Volpe	Fisheries Biologist	Fisheries
Amy Meredith	Soil Scientist	Soils
Michael Derrig	Hydrologist	Water Resources
Lisa Rice	Archeologist	Cultural Resources
John McNeel	Engineering Tech	Transportation Systems
Dennis Byrd	Outdoor Recreation Planner	Recreation
Steve Slavik	Range Conservationist	Range

Conclusion

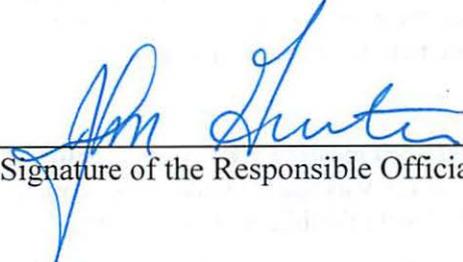
Based on the review documented above, I conclude that this proposal conforms to the applicable land use plan and that the NEPA documentation fully covers the proposed action and constitutes BLM's compliance with the requirements of the NEPA.


4/29/13

 Signature of Project Lead Date


4/29/13

 Signature of NEPA Coordinator Date


4/29/13

 Signature of the Responsible Official Date

Note: The signed *Conclusion* on this Worksheet is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. However, the lease, permit, or other authorization based on this DNA is subject to protest or appeal under 43 CFR Part 4 and the program-specific regulations.

