Categorical Exclusion Documentation

A. Background

BLM Office: Prineville Field Office **NEPA Log #: OR-P060-2009-0014-CX**
Serial/Case File #: OR 65425
Proposed Action Title/Type: Road Right-of-Way (ROW)

Location: The existing road is located 11½ air miles northwest of Hampton. See the attached map.

Description of the Proposed Action: Donald and Kay Brown are requesting legal access to an existing road that is 14 feet wide and 2,640 feet length, encompassing approximately .85 acre. The proponents are requesting to gravel and potentially pave/asphalt the existing road. Utilities are also included within the same corridor.

B. Land Use Plan Conformance

Land Use Plan Name: Brothers/La Pine RMP Date approved (ROD): July 1989

The proposed action is in conformance with the above plan, even though it is not specifically provided for, because it is clearly consistent with the following land use plan decisions, objectives, terms, or conditions. On page 29, under Rights of Way and Utility and Transportation Corridors, first paragraph states, "Public lands will continue to be available for rights-of-way, including multiple use and single use utility/transportation corridors following existing routes, communication sites and roads."

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, Appendix 1, E., Realty, (16), Acquisition of easements for an existing road or issuance of leases, permits, or rights-of-way for the use of existing facilities, improvements, or sites for the same or similar purposes.

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 DM 2 apply. See attached CX Extraordinary Circumstances Documentation checklist.

D. Signature

Authorizing official: /S/ Molly Brown 5/28/09
Molly Brown, Field Manager, Deschutes Resource Area Date