

Categorical Exclusion Documentation

A. Background

BLM Office: Prineville District Office

NEPA Log #: DOI - BLM - OR – P060 - 2014 – 0043 - CX

Project/Lease/Serial/Case File #: NA

Proposed Action Title: Macks Canyon Vault Toilet Replacement

Location: On Public Land at Macks Canyon Recreation Site boat launch area within the BLM Lower Deschutes Recreation Area. The recreation site is in Sherman County on the east side of the Lower Deschutes River at River Mile 24, approximately 24 air miles north of the city of Maupin, Oregon. (T 2S, R 15E, Section 13, Tax Lot 100, Willamette Meridian)

Description of the Proposed Action:

Remove the existing double vault toilet and replace it with two new single vault toilets installed in the same location.

- a. The existing toilet vault would be pumped to remove all waste; the toilet structure and vault demolished and disposed of at an offsite legal location.
- b. Two single CXT toilets with fully-lined concrete vaults would be installed side-by-side in the same location as the existing toilet.

The following additional details pertain to the proposed project:

- The replacement vault toilets would be located within an established recreation site.
- The toilets would meet Department of Environmental Quality (DEQ) vault toilet siting standards as determined by Wasco-Sherman Public Health Department.
- The action would be in compliance with State Scenic Waterway rules as determined by Oregon Parks and Recreation Department.
- The proposed action has been approved by the Sherman County Planning Department.
- Prior to removal, the existing vault toilet would be pumped by a licensed septic company and disposed of according to DEQ regulations.
- All demolition debris would be hauled off site and disposed of legally.
- No blasting would occur with the proposed project.
- All equipment would be cleaned of all dirt, mud, and plant parts prior to use to prevent the spread of noxious weeds.
- The proposed action is not in or near lands containing or being managed for wilderness characteristics.

B. Land Use Plan Conformance

Land Use Plan Name: Two Rivers Resource Management Plan, Record of Decision.

Date approved (ROD): June 1986.

River Management Plan Name: Lower Deschutes River Management Plan, Record of Decision

Date approved (ROD): February 1993.

CX EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION		YES	NO
The proposed categorical exclusion action will:			
2.1	Have significant impacts on public health or safety.		X
Rationale: This proposed action is designed to improve resource conditions, prevent future effects to resource conditions and improve public health and safety.			
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
Rationale: The proposed action would not have an effect on such natural resources and unique geographic characteristics as historic or cultural resources; park, or refuge lands; wilderness areas; 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. It will have a beneficial effect on recreation and protecting and enhancing Wild and Scenic River values, but the effects would not be significant. The proposed action is not within or near Wilderness Study Areas.			
2.3	Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2) (E)].		X
Rationale: There are no highly controversial environmental effects or unresolved conflicts concerning alternative uses of available resources.			
2.4	Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		X
Rationale: There are no predicted effects on the human environment that are considered to be highly uncertain or involve unique or unknown risks. The BLM has successfully implemented similar actions in this and other Districts within OR/WA.			
2.5	Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.		X
Rationale: The proposed action would not establish a precedent for future actions with significant effects or represent a decision in principle about a future consideration.			
2.6	Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		X
Rationale: The BLM interdisciplinary team evaluated the possible actions in context of past, present and reasonably foreseeable actions. Significant cumulative effects are not predicted to occur.			
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
Rationale: The proposed action would not affect districts, sites, highways, structures, or other objects listed in or eligible for listing in the National Register of Historic Places, nor would it cause loss or destruction of significant scientific, cultural, or historical resources.			
2.8	Have significant impacts on species listed, or proposed to be listed, on the		

Decision Record

Action Title: Macks Canyon Vault Toilet Replacement

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BLM Office: Prineville Field Office

Decision

It is my final decision to implement the Proposed Action as described in the categorical exclusion documentation titled Macks Canyon Vault Toilet Replacement.

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 the Central Oregon Resource Area Field Manager, Prineville District Office, 3050 NE Third Street, Prineville, Oregon 97754.

Any person whose interest is adversely affected by a final decision may appeal the decision for the purpose of a hearing before an administrative law judge, following the requirements in 43 CFR 4.470. You are allowed thirty (30) days from the date the final decision becomes effective to file such an appeal with me at the above address (43 CFR 4160.4). Any appeal must state clearly and concisely why you think this decision is in error.

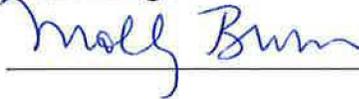
Request for Stay

Should you wish to file a motion for stay pending the outcome of an appeal of this decision, you must show sufficient justification based on the following standards under 43 CFR 4.21:

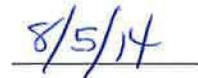
- The relative harm to the parties if the stay is granted or denied.
- The likelihood of the appellant's success on the merits.
- The likelihood of immediate and irreparable harm if the stay is not granted.
- Whether or not the public interest favors granting the stay.

As noted above, the motion for stay must be filed in the office of the authorized officer.

Authorizing official:



Molly Brown, Deschutes Resource Area Field Manager



Date