

DECISION RECORD

*Konnowac Pass Sign and Gate Installation
OR-134-2013-0019*

Bureau of Land Management
Wenatchee Field Office
915 N. Walla Walla Ave
Wenatchee, WA 98801

Decision and Rationale on Action

It is my decision to authorize the Konnowac Pass Sign and Gate Installation project as described in the attached document (DOI-BLM-OR-134-2013-0019-CX) and shown in the attached map. The actions of installing a gate to prohibit motorized access to the BLM parcel and installing “No Shooting” signs meet the need to provide infrastructure that supports prohibiting recreational shooting and target shooting at the BLM parcel. In addition, I have reviewed the plan conformance statement and have determined that the proposed action is in conformance with the approved land use plan and that no further environmental analysis is required.

There are no potential significant impacts to the human or natural environment that would result from implementing this project, as indicated in the attached Categorical Exclusion Documentation.

Implementation Date

This project will be implemented on or after May 16, 2013.

/S/ Linda Coates-Markle

May 14, 2013

Linda Coates-Markle
Field Manager

Date

Administrative Review or Appeal Opportunities

Any party that is adversely affected and determined to be a party to the case, may appeal the implementation of the proposed action to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR Part 4. A notice of appeal must be filed in this office (at the address in the letter head above) within 30 days of receipt of this decision. The appellant has the burden of showing that the decision is in error.

An appellant may also file a petition for a stay (suspension) of this decision during the time that the appeal is being reviewed by the Board pursuant to Part 4, Subpart B, 43 CFR Part 4.21. The

petition for a stay must accompany the notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must be submitted to each party named in this decision, to the Interior Board of Land Appeals, and the Office of the Solicitor (see 43 CFR 4.413) (see addresses below) at the same time the original documents are filed with this office. The appellant has the burden of proof of demonstrating that a stay should be granted.

Office of the Regional Solicitor, Pacific Northwest Region
U. S. Department of the Interior
805 SW Broadway, Suite 600
Portland, Oregon 97205

Interior Board of Land Appeals Office of Hearings and Appeals
801 N. Quincy Street, Suite 300
Arlington, VA 22203.

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of decision pending appeal shall show sufficient justification based on the following standards:

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

Attachments: Categorical Exclusion Documentation
Project Area Map

Categorical Exclusion Documentation

Department of the Interior
Bureau of Land Management, Spokane District
1103 North Fancher Road
Spokane Valley, WA 99212

A. Background

BLM Office: Wenatchee Field Office

Lease/Serial/Case File No.:

NEPA Log Number: DOI-BLM-OR-134-2013-0019

Proposed Action Title: Konnowoc Pass Sign & Gate Installation

Location of Proposed Action: T12N, R20E, S30

Description of Proposed Action: The Konnowoc Pass area (T. 12 N., R. 20 E., Section 30, Unnumbered lot in NW1/4NW1/4, Unnumbered lot in SW1/4NW1/4, Unnumbered lot in NW1/4SW1/4, E1/2NW1/4 and NE1/4SW1/4), is located in the Rattlesnake Hills, near Moxee, Washington. The approximately 200 acre parcel managed by Bureau of Land Management (BLM) has been casually used for target shooting by the public for a number of years, although access to this property is not available via public land. Increased recent use of the site, coupled with serious safety concerns from nearby homeowners, buildup of shooting debris, and hazards to shooters themselves, has resulted in the decision by BLM to move towards closing the area to target shooting.

BLM proposes to install up to eight "No Target Shooting" signs, which will be installed at locations shown on the attached map. BLM also proposes to install one bulletin board kiosk, with information regarding the temporary closure, the reason for the closure, and a map of the closed area (see attached map). This kiosk will be installed at the BLM/private boundary. Both the kiosk and the signs will be posted adjacent to the roads through the site.

BLM will also provide a steel vehicle gate to the private landowner, who will install it on private land along the private access road to the BLM parcel, effectively blocking the access road and ending vehicle access across private land to the 200 acres of BLM land where target shooting has occurred. Visitors wishing to walk in to access the BLM-managed land for legal hunting opportunities or other non-motorized recreation, will be able to do so based on the goodwill of the private landowner.

B. Land Use Plan Conformance

Land Use Plan Name: Spokane Resource Management Plan

Date Approved/Amended: Approved 1987/Amended 1992

Option 1 (conforms with LUP): The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s):

OR

(Option 2: not explicitly provided for in the LUP) The proposed action is in conformance with the applicable LUP, even though it is not specifically provided for, because it is clearly consistent with the following LUP decision(s) (*objectives, terms, and conditions*): The Record of Decision (ROD) for the 1992 RMP Amendment states: "Various types of administrative actions will require special attention beyond the scope of this plan. Administrative actions are the day-to-day transactions required to serve the public and to provide optimal use of the resources. These actions are in conformance with the plan." The proposed action is one of the types of administrative actions referred to by the RODS.

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 11.9 G(2) "Installation of routine signs, markers, culverts, ditches, waterbars, gates, or cattleguards on/or adjacent to roads and trails identified in any land use or transportation plan, or eligible for incorporation in such plan."

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 43 CFR 46.215 apply, as shown in the following table:

CX EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION The proposed categorical exclusion action will:	YES	NO
(a) Have significant impacts on public health or safety.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(b) 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.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(e) Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.	<input type="checkbox"/>	<input checked="" type="checkbox"/>

(f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(g) Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(h) 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.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
No impacts to threatened, endangered, proposed or candidate species were identified during site visits. The proposed action is not within designated critical habitat for any ESA listed species.		
(i) Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(k) 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).	<input type="checkbox"/>	<input checked="" type="checkbox"/>
(l) 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).	<input type="checkbox"/>	<input checked="" type="checkbox"/>

F: Signature

/S/ Linda Coates-Markle
 (Authorizing Official Signature)

May 14, 2013
 (Date)

Name: Linda Coates-Markle
 Title: Field Manager

G. Contact Person

For additional information concerning this CX review, contact Holly Eagleston at (509)665-2100.

Note: A separate decision document must be prepared for the action covered by the CX.