

**FINDING OF NO SIGNIFICANT IMPACT
AND
DECISION RECORD**

Reference:

- a. Mining and Reclamation Plan: T-Abbs Allotment, 109-1G & 1H, Muckleshoot Tribe, Auburn, Washington; prepared by La Pianta LLC; February 1, 2007.
- b. Environmental Assessment, OR-130-07-EA-001, prepared by La Pianta LLC, February 1, 2007.

Scope and Content of the Environmental Assessment: The Bureau of Land Management (BLM) has independently reviewed Environmental Assessment OR-130-07-EA-001 (see Reference b.) prepared by La Pianta LLC, and assumes responsibility for its scope and content.

Finding of No Significant Impact: The Bureau of Land Management (BLM) and the Bureau of Indian Affairs (BIA) have reviewed Environmental Assessment OR-130-07-EA-001 (Reference b.) and find that the proposed action, which is also described in the Mining and Reclamation Plan for T-Abbs Allotment, 109-1G & 1H (Reference a.) would not result in significant impacts to the human environment. The assessment identifies potential impacts to soils, cultural resources, air quality, water quality, vegetation, wildlife, and visual resources. It also identifies potential impacts from noise, light, and traffic. However, all of these impacts are either insignificant or will be minimized through mitigation and reclamation.

Decision and Rational: Based on the subject EA (OR-130-07-EA-001), and considering cumulative effects and the FONSI above, the BLM Spokane District Manager and BIA Puget Sound Agency Superintendent, it is our decision to implement the proposed action as described in the EA. The BLM Spokane District Manager, in accordance with 25 CFR 211.4 and 43 CFR 3590.2, will write a separate decision for approval of the La Pianta, LLC's Mining and Reclamation Plan on T-Abbs Allotment, 109-1G & 1H (see Reference a.) which proposes to mine 500,000 cubic yards of sand and gravel from lands owned by the Muckleshoot Tribe in Auburn, Washington. Mining of this material will benefit the Tribe, its members, families, and the community by supplying revenue and construction materials. Anticipated environmental impacts from the plan, as described in the Environmental Assessment (OR-130-07-001), are minimal.

Appeals

As specified in 43 CFR 3000.4 (Appeals) and 43 CFR 4.411, any party that feels they are adversely affected by this decision has 30 days from the date this decision is made available at the Spokane District Office to file an appeal. The document will also be available on the District internet site at <http://www.blm.gov/or/districts/spokane/index.htm>. This decision is effective upon expiration of this appeals period.

A notice of appeal must be sent to:

District Manager
Spokane District, Bureau of Land Management
1103 N. Fancher Rd.
Spokane, WA 99212

A copy of your notice of appeal must also be sent to:

Regional Solicitor
Pacific Northwest Region
U.S. Department of the Interior
500 N.E. Multnomah St., Suite 607
Portland, OR 97233

You may include a statement of reasons when you file the notice of appeal with the BLM District Manager and Regional Solicitor, or you may file the statement of reasons within 30 days after you file the appeal. If you file the statement of reasons separately, you must send it to:

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

Any appeal should be sent certified mail, return receipt requested.

/S/ Richard Bailey (Acting)

2/28/07

Robert B. Towne
Spokane District Manager
Bureau of Land Management

Date

/S/

3/1/07

Judith R. Joseph
Superintendent
Puget Sound Agency
Bureau of Indian Affairs

Date