

**DECISION RECORD**

*San Juan Islands CASHE Corrective Actions*

*OR-134-2009-CX-0002*

Bureau of Land Management

Wenatchee Field Office

915 N. Walla Walla Ave

Wenatchee, WA 98801

**Decision and Rationale**

It is my decision to implement the San Juan Islands CASHE Corrective Actions Phase 1 project as described in the attached document (OR-134-2009-CX-0002) and shown on attached maps & drawings. These actions meet the need and will accomplish the purposes for action.

Safety hazards have been identified at Turn Point Light Station that pose a risk to BLM employees and the general public. The San Juan Islands CASHE Corrective Actions Phase 1 project will eliminate the identified hazards. As described in the attached Categorical Exclusion Documentation, it is not anticipated that the project actions will have significant effects.

/s/ Karen Kelleher

7/22/09

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Karen Kelleher,  
Field Manager, Wenatchee Resource Area

\_\_\_\_\_  
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 below) 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) 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.

#### Standards for Obtaining a Stay:

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.

**Attachment:** Categorical Exclusion Documentation

# **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: OR134-2009-CX-0002*

*Proposed Action Title: San Juan Islands CASHE Corrective Actions Phase 1*

*Location of Proposed Action: Turn Point Light Station, Stuart Island, WA*

*Description of Proposed Action:* Corrective actions are needed and have been identified as a priority for the CASHE (Compliance Assessment - Safety, Health, & the Environment) Audit findings which were conducted in September 2008. The proposed action is to implement the following corrective actions as recommended during the CASHE Audit.

Cistern caps: The Cisterns do not currently have a safe cover. The cap at the Shoreline of Turn Point is missing and the cap at the Turn Point barn is severely damaged and not functional. The CASHE Audit identified a safety hazard to the public from the confined space within the cistern without sufficient caps. The BLM proposes to construct caps for 2 cisterns to remedy the current safety deficiencies. To remedy identified close confined space hazards the concrete cistern caps located at Turn Point Light Station are in need of replacement and repair. Replacement caps for the cisterns will be constructed from lightweight concrete. The caps will be very similar in appearance to the original concrete caps. A cam latching mechanism will be integrated into the caps to lock the caps into place. The latching mechanism will not be visible -- it will be embedded inside the concrete caps. The latching mechanism will consist of a cam latch welded to 1/2" square steel bar stock. The latching mechanism will be supported by a steel bearing plate embedded in the concrete. A standard 1/2" ratchet and extension bar will be used to operate the latching mechanism. The holes in the caps used to access the latching mechanism will be filled with matching caulk after the cistern caps are installed and the cam latches are engaged. See attached map and drawings.

Turn Point Historic Barn electrical wiring: The wiring in the historic barn of Turn Point is out of compliance. Hazardous and non-compliant wiring was identified in the Historic Barn building of the Turn Point Light Station during the CASHE Audit. BLM proposes new electrical wiring, outlets and switches will be routed in conduit and incorporated into the existing and recently installed electrical panel to remedy this safety hazard. Identified locations for routing of conduit, placement of switches, outlets and lighting have been established to include the barn loft area. A Tri-meter, electrical systems monitoring device will be installed into the Historic Barn area to be monitored by volunteers and BLM staff. All electrical permits and codes will be followed and documented. See map, photos and drawings.

Turn Point Historic Barn physical hazards: several physical hazards were identified in the Turn Point Historic barn. Replacement of missing components will be conducted for the following items; hand rail to loft, mid rail to loft, toe kick boards installed to loft and replacement of a

broken plank in loft area. All work will be performed utilizing Best Practices to ensure the historical integrity of the barn maintains the highest regard. See attached map, photos and drawings.

**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*): There is no land use plan covering BLM lands in western Washington. In accordance with land use planning regulations (43 CFR 1610.8 (b)(1)), a proposed action on such lands may be authorized, if supported by appropriate analysis.

**C. Compliance with NEPA:**

The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with

43 CFR 46.210(f). Routine and continuing government business, including such things as supervision, administration, operations, maintenance, renovations, and replacement activities having limited context and intensity (e.g., limited size and magnitude or shortterm effects).

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:

<b>CX EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION</b> The proposed categorical exclusion action will:	<b>YES</b>	<b>NO</b>
(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"/>
(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/ Karen Kelleher

7/22/09

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(Authorizing Official Signature)

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(Date)

Name: Karen Kelleher

Title: Wenatchee Field Office Manager

**G. Contact Person**

For additional information concerning this CX review, contact Nick Teague, Outdoor Recreation Planner (360) 468-3754

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

# Turn Point

## STUART ISLAND, WA

LEGEND	
	BLM Administered Land
	Other
	Trail
	Road
	Wildlife Viewing
	Information
	Restroom
	Historic Site

Project area

