

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

I. Decision:

It is my decision to authorize the Proposed Action. The proposed action would require a BLM permit to the Northern Southeast Regional Aquaculture Association to dig nine monitoring pits in the flood channel of the Klehini River: CRM, T. 28 S., R. 56 E, section 29 lot 8 and section 32 Lots 6-13, SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>. The mitigation measures adopted from the EA are listed below as stipulations and attached to the permit.

II. Rationale for the Decision:

The decision was made in support of the need to identify potential sites for artificial spawning channels. This action takes place in area where no land-use plan exists. However, this environmental analysis assesses the impacts of Proposed Action and provides a basis for a decision on the proposal (43 CFR 1610.8 (b)(1)).

III. Finding of No Significant Impact (FONSI):

Based on the analysis of potential environmental impacts contained in the attached environmental assessment, I have determined that impacts are not expected to be significant and an environmental impact statement is not required.

IV. ANILCA Section 810 Compliance:

The decision will not significantly restrict subsistence uses, decrease the abundance of subsistence resources, alter the distribution of subsistence resources, or limit subsistence user access from currently existing conditions. No further analysis is necessary at this time.

V. Adverse Energy Impact Compliance:

This action has been analyzed as required by Washington Office Instruction Memorandum 2002-053 to determine if it will cause an adverse impact on energy development. The action will not have an adverse direct or indirect impact on energy development, production or distribution. The preparation of a Statement of Adverse Energy Impact is not required.

Gary Reimer  
Anchorage Field Manager

February 2, 2006  
Date

Special Stipulations

1. Cultural Resources:

The Permittee will have a qualified archeologist on-site while the test pits are being excavated. Permittee shall submit to the BLM Anchorage Field Office, an Archaeological Monitoring Report within 10 days of completion.

The Permittee will be held legally and financially responsible for historical, archaeological, cultural, or ecological values damaged, destroyed, or removed by the construction of the monitoring pits.

2. Invasive, Nonnative Species:

The excavator will be washed prior to being used in the project area. All equipment and apparel will be checked and cleaned before going into the project area during the construction and monitoring phases.

Standard Stipulations

1. Permittee shall comply with restoration, revegetation and curtailment of erosion of the surface of the land, or any other rehabilitation measure determined necessary by the Authorized Officer.
2. Permittee activities in connection with the permit shall not violate applicable air and water quality standards or related facility siting standards established by or pursuant to applicable Federal or State law.
3. Permittee will ensure that the facilities to be constructed, used and operated will control or prevent damage to scenic, esthetic, cultural and environmental values (including damage to fish and wildlife habitat), damage to Federal property and hazards to public health and safety.
4. Permittee will protect the interests of individuals living in the general area who rely on the fish, wildlife and biotic resources of the area for subsistence purposes.
5. Permittee will ensure that the facilities to be constructed, used and operated on the prescribed location are maintained and operated in a manner consistent with the permit.
6. Permittee will comply with State standards for public health and safety, environmental protection and siting, construction, operation and maintenance when those standards are more stringent than Federal standards.

7. The Permittee shall not allow any use of the authorization to another entity without the prior written authorization of the Authorized Officer. Prior to authorizing additional uses within the Permit, the Authorized Officer will consult the Permittee and determine whether the use will interfere with the purposes for which the Permit was issued. The Authorized Officer will consider laws, regulations and policy prior to authorizing additional uses of the Granted use.
8. The Permittee will comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated regarding toxic substances or hazardous materials. In any event, the Permittee will comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, et seq.) with regard to any toxic substances that are used, generated by or stored on the grounds or on facilities authorized under this Permit. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 will be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances will be furnished to the Authorized Officer concurrent with the filing of the reports to the involved Federal agency or State government.
9. The Permittee will make sure that personal sanitation and disposal of human waste is not permitted within 100 feet of a water source, or trail.
10. The Permittee will make sure that no burning of trash, litter, trees, brush or other vegetative material generated by clearing the authorized facility will be allowed under this Permit.