

Categorical Exclusion Review

National Environmental Policy Act Nn. DOI-BLM-AK-9630-2009-0009-CX

BLM Office: Alaska State Office AK 963 Serial/Case File No. AA-90832

Title of Proposed Action: 2160.01 a Conservation Easements from Shuyak, Inc.

Location of Proposed Action: Parcels 2A located in T. 21 S., R. 20 W., and Parcel 2B, located in T. 21 S., R. 19 W., Seward Meridian, on Afognak Island, Alaska..

Description of Proposed Action: On-going administration of the Exxon Valdez Oil Spill Restoration plan and implementation of the decisions of the Exxon Valdez Oil Spill Trustee Council. The BLM is to accept a conservation easement for the subject land. The fee title was acquired by the State of Alaska.

Applicant (if any): State of Alaska

LAND USE PLAN CONFORMANCE

The proposed action conforms to Ring of Fire RMP, approved March 2008.

Specifically, the decision on page 9 of the approved RMP; ***I-2h: Acquisitions:*** *The BLM would acquire private lands from willing owners through purchase or exchange provided the lands are located in areas identified for long-term Federal management and retention, in order to further the programs of the Secretary, including access, to meet specific plan objectives.*

NEPA REVIEW.

Categorical Exclusion Review. This proposed action qualifies as a categorical exclusion under Departmental Categorical Exclusion 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 short-term effects).

It has been reviewed under 43 CFR 46.215 (see reverse), and determined that none of the Extraordinary Circumstances described apply.

Jolie Pollet Date: 5/4/09
Jolie Pollet, Supervisory Planner & Environmental Coordinator,
Division of Resources

Remarks:

Carolyn J. Spoon Date: 5/4/09
(I do not concur) Branch Chief, Lands & Realty Branch

Remarks:

Screening for Extraordinary Circumstances (43 CFR 46.215): Will this project...

<u>Yes</u>	<u>No</u>		
<input type="checkbox"/>	X	1)	Have significant impacts on public health or safety?
<input type="checkbox"/>	X	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 (EO 11990); floodplains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas?
<input type="checkbox"/>	X	3)	Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]?
<input type="checkbox"/>	X	4)	Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?
<input type="checkbox"/>	X	5)	Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?
<input type="checkbox"/>	X	6)	Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects?
<input type="checkbox"/>	X	7)	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"/>	X	8)	Have significant impacts on species listed, or proposed to be listed, on the List of Threatened or Endangered Species; or have significant impacts on designated Critical Habitat for these species?
<input type="checkbox"/>	X	9)	Violate a Federal, State, local, or tribal law or requirement imposed for the protection of the environment?
<input type="checkbox"/>	X	10)	Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?
<input type="checkbox"/>	X	11)	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 (EO 13007)?
<input type="checkbox"/>	X	12)	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 EO 13112)?

All of the above questions must be answered negatively before the Categorical Exclusion may be approved.