



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Glenwood Springs Field Office
50629 Highway 6 and 24
Glenwood Springs, Colorado 81601
www.co.blm.gov



CATEGORICAL EXCLUSION

NUMBER: CO140_2008_097CE

CASEFILE/PROJECT NUMBER: COC-59746 Amendment 1/ 286001 / Non-Energy

PROJECT NAME: Williams Hill Communications Site Lease

LEGAL DESCRIPTION: SWNE, section 35, T. 8 S., R. 86 W., 6th P.M., Pitkin County, CO.

APPLICANT: Aspen FM, Inc c/o Entravision, contact: Jon Banks, 970.618.4715

DESCRIPTION OF PROPOSED ACTION:

The proposed action is to construct a six-foot cyclone (chain-link) fence around the Aspen FM tower, approximately sixty by sixty feet to enclose areas identified as exceeding general public RFR (radio frequency radiation) standards. The fence will have a vehicular access and a walk-in gate. The fencing would also provide security to the site.

PLAN CONFORMANCE REVIEW: The Proposed Action is subject to and has been reviewed for and is in conformance with (43 CFR §1610.5 and § 2800, BLM 1617.3) the following plan:

Name of Plan: Record of Decision and Glenwood Springs Resource Management Plan.

Date Approved: January, 1984; revised in 1988; amended in November 1991 - Oil and Gas Leasing and Development - Final Supplemental Environmental Impact Statement; amended Nov. 1996 - Colorado Standards and Guidelines; amended in August 1997 - Castle Peak Travel Management Plan; amended in March 1999 - Oil and Gas Leasing & Development Final Supplemental Environmental Impact Statement; amended in November 1999 - Red Hill Plan Amendment; and amended in September 2002 - Fire Management Plan for Wildland Fire Management and Prescriptive Vegetation Treatment Guidance.

Decision Number/Page: Page 41, Utility and Communication Facility Management.

Decision Language: To respond in a timely manner to requests for utility and communication facility authorizations on public land while considering environmental, social, economic, and interagency concerns.

CATEGORICAL EXCLUSION REVIEW: The proposed action qualifies as a categorical exclusion under the National Environmental Policy Act (NEPA) in accordance with 516 DM

11.9, E. Realty:

(13) Amendments to existing right-of-way, such as upgrading of existing facilities, which entail no additional disturbances outside of the right-of-way boundary, and

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 516 DM 2 apply.

INTERDISCIPLINARY REVIEW:

Jeff O'Connell	Hydrologist	Soil, Air, Water, Geology
Cheryl Harrison	Archaeologist	Cultural Resources and Native American Concerns
Desa Ausmus	Wildlife Biologist	Migratory Birds, Special Status Animals, Terrestrial Wildlife
Carla DeYoung	Ecologist	ACEC, Special Status Plants, Land Health Stds, Vegetation
Tom Fresques	Fisheries Biologist	Aquatic Wildlife, Special Status Fishes
Kay Hopkins	Outdoor Recreation Planner	WSR, Wilderness, VRM
Mike Kinser	Rangeland Management Specialist	Wetlands and Riparian Zones, Range Management
Dereck Wilson	Rangeland Management Specialist	Weeds

REMARKS/MITIGATION to be carried forward into lease:

Cultural Resource/Native American Concerns

The area around the tower and the road have been inventoried (GSFO #'s 591, 5498-7, and 5499-1). No historic properties or areas of Native American concern have been identified. A determination of No Historic Properties Affected has been made in compliance with the National Historic Preservation Act (16U.S.C 470f), National BLM/SHPO Programmatic Agreement (1997), and Colorado Protocol (1998). The Education/Discovery/NAGPRA Stipulation needs to be added and all personnel need to be informed about reporting and protecting cultural/Native American resources.

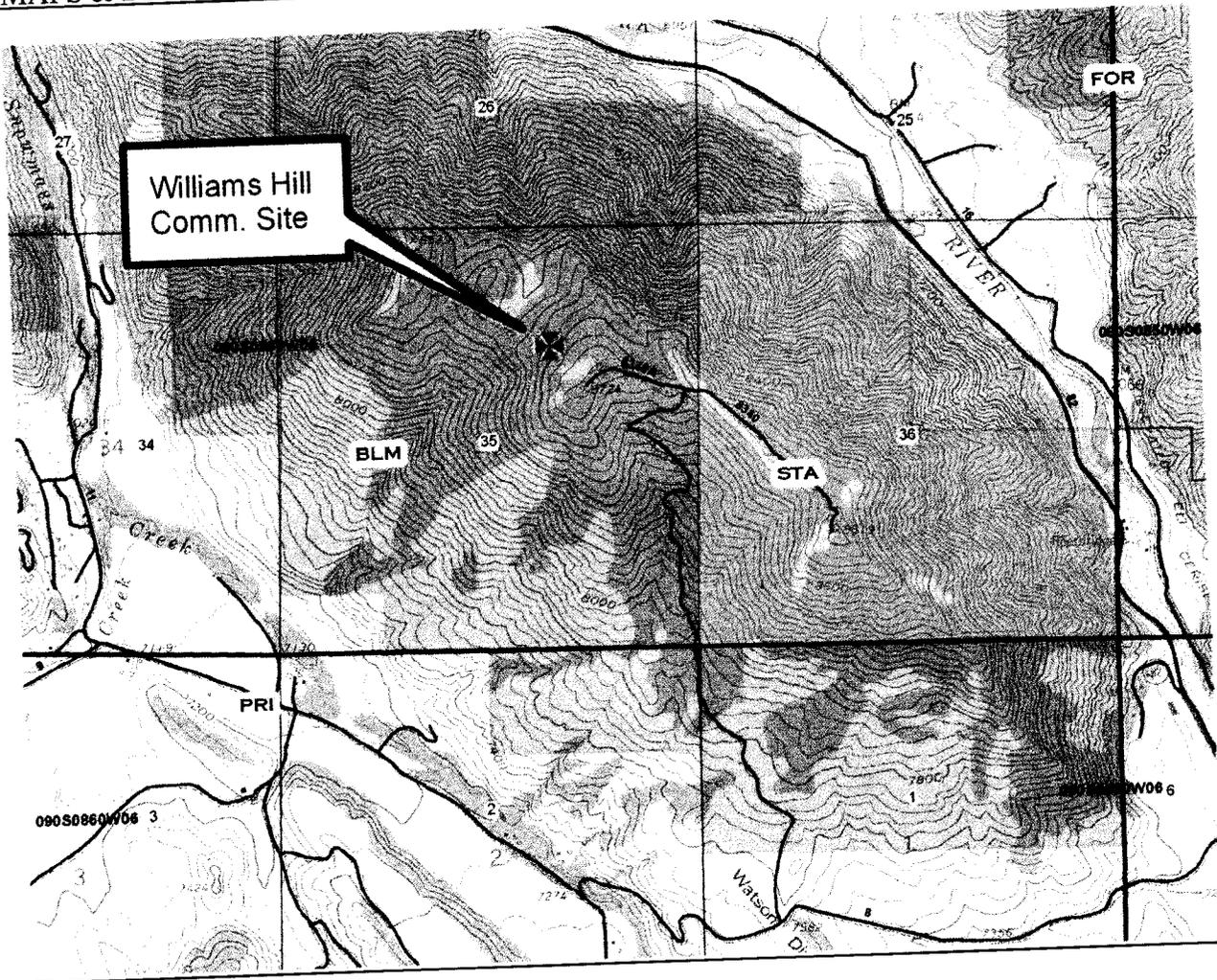
Education/Discovery/NAGPRA Stipulation

The National Historic Preservation Act (NHPA) requires that if newly discovered cultural resources are identified during project implementation, work in that area must stop and the agency Authorized Officer notified immediately (36 CFR 800.13). The Native American Graves Protection and Repatriation Act (NAGPRA), requires that if inadvertent discovery of Native American Remains or Objects occurs, activity must cease in the area of discovery, a reasonable effort made to protect the item(s) discovered, and immediate notice made to the BLM Authorized Officer, as well as the appropriate Native American group(s) (IV.C.2). Notice may be followed by a 30-day delay (NAGPRA Section 3(d)). Further actions also require compliance under the provisions of NHPA and the Archaeological Resource Protection Act.

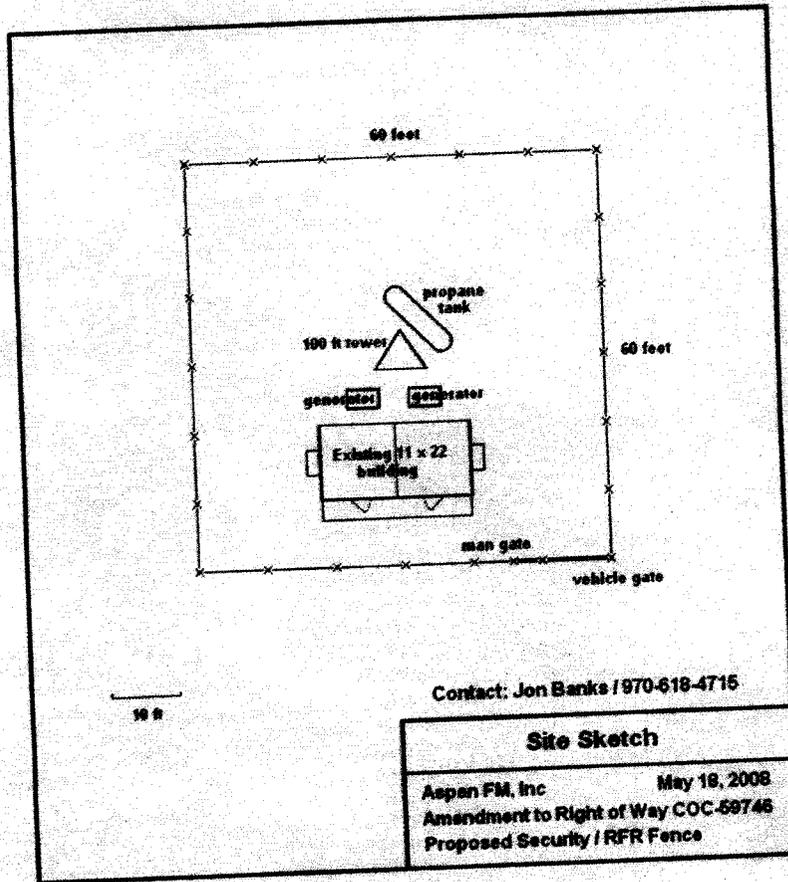
Realty Stipulation

The Williams Hill Communication Site Plan approved on March 13, 2008 shall be adhered to.

MAPS & DRAWINGS:

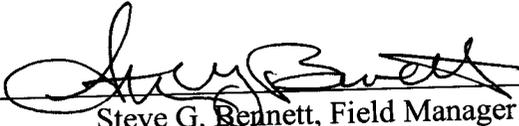


Proposed Fence Location



DECISION AND RATIONALE: I have reviewed this Categorical Exclusion Report and have decided to implement the proposed action. The mitigations listed above shall be incorporated grant and attached to the existing right-of-way grant.

This action is listed in the Department Manual as an action that may be categorically excluded. I have evaluated the action relative to the 10 criteria listed above and have determined that it does not represent an exception and is, therefore, categorically excluded from further environmental analysis.

AUTHORIZING OFFICIAL: 
Steve G. Bennett, Field Manager

DATE SIGNED: 7/9/08

CONTACT PERSON: For additional information concerning this CX review, please contact Carole Huey, Realty Specialist, Glenwood Springs Field Office, 50629 Highway 6 & 24, Glenwood Springs, CO. 81601, 970.947.2800.

COC59746 Amendment 1/WilliamsHillCommSite/AspenFM