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**U.S. Department of the Interior
Bureau of Land Management
Kremmling Field Office
P.O. Box 68
Kremmling, CO 80459**

DOCUMENTATION OF LAND USE PLAN CONFORMANCE AND NEPA ADEQUACY

NUMBER: DOI-BLM-120-2012-0019-DNA

PROJECT NAME: Union Telephone Company Communication Site at North Cottonwood

LEGAL DESCRIPTION: 6th PM., T. 1 N., R. 77 W., Section 10: SE1/4SE1/4

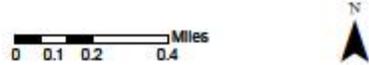
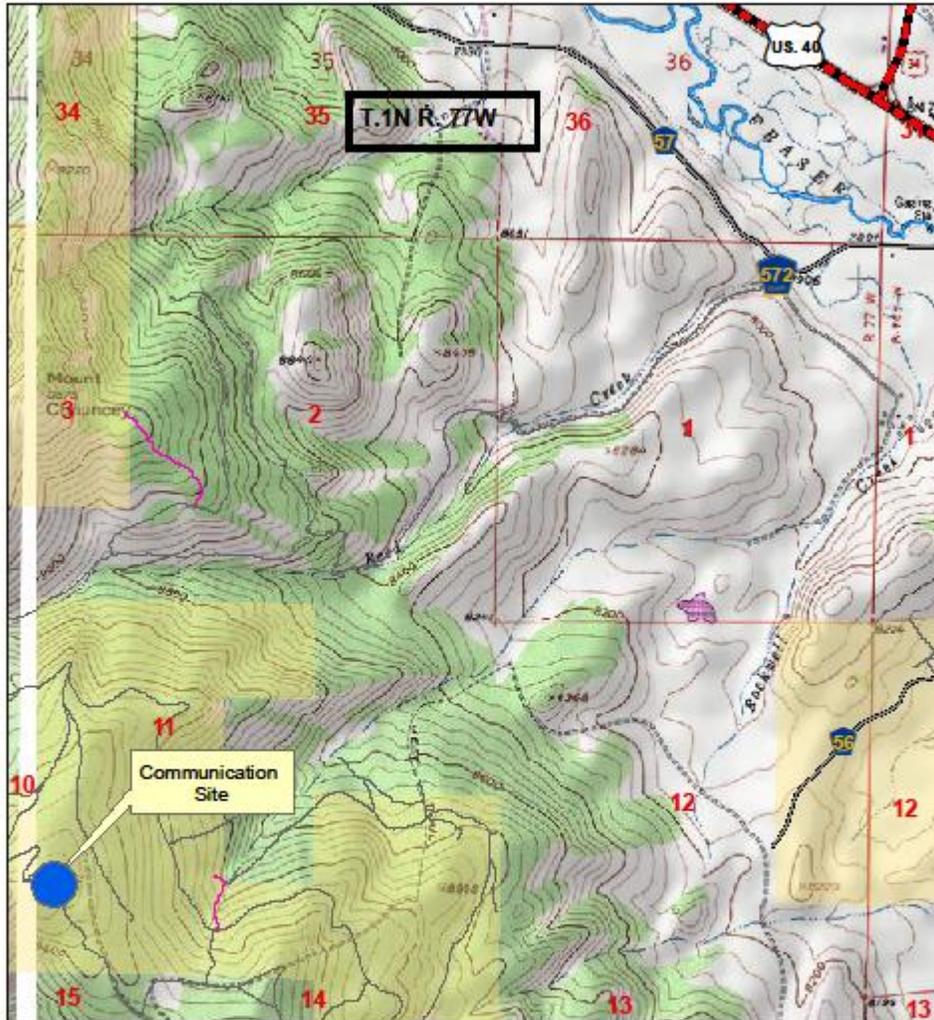
APPLICANT: Union Telephone Company

DESCRIPTION OF PROPOSED ACTION: Union Telephone Company has applied for a Communication Use Lease on the existing North Cottonwood site. Since Granby area has limited cellular communications coverage, Union Telephone Company would like to improve the communications network system in this area and offer another choice of providers. Union Telephone, being a licensed provider for this area, has a responsibility of providing the necessary services to meet customers and consumer needs. Union Telephone does not have adequate network facilities in place to provide the necessary communication service in the Granby area and along State Highway 40. This site would help to increase Union's capacity coverage to meet the needs of these customers. Union would co-locate on the Verizon tower which is 130 feet high. There would be one microwave dish at approximately 30 feet, and one antenna at approximately 100 feet added onto the existing tower. Union is proposing to install an equipment building (8'x16'x9'), and a 500 gallon propane tank on a 30 foot by 20 foot parcel. The power line would come from an existing overhead power pole adjacent to the buildings, and would be buried for a length of 108 feet at a depth of 30 to 36 inches. The access road is through private property easements until reaching public land where there is an existing 3,025 foot access road to the site.

All materials would be transported to the site by semi-trucks with lowboy trailers and pickups. Construction would be completed within three to four weeks after the start of construction. No temporary work areas are needed.



Union Telephone North Cottonwood Comm. Site COC-75080



- Legend**
- Land Status**
- Bureau of Land Mgt
 - Division of Wildlife
 - National Park
 - US Forest Service
 - National Wildlife Refuge
 - Private
 - State
 - State Forest

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Annie Sperandio, 11-28-2011
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LAND USE PLAN (LUP) CONFORMANCE REVIEW: The Proposed Action is subject to the following plan:

Name of Plan: Kremmling Resource Management Plan (RMP), Record of Decision (ROD)

Date Approved: December 19, 1984; Updated February 1999

Decision Number/Page: II-B-12 pg. 14

Decision Language: Provide the opportunity to utilize public lands for development of facilities which benefit the public, while considering environmental and agency concerns.

REVIEW OF EXISTING NEPA DOCUMENTS:

List by name and date all existing NEPA documents that cover the Proposed Action.

Name of Document: DOI-BLM-CO-120-2009-0065EA

Date Approved: 10/15/09

NEPA Adequacy Criteria	Yes	No
<p>1. Is the Proposed Action substantially the same action and at the site specifically analyzed in an existing document?</p> <p>Explanation: Yes, the original EA was for the same site specifically analyzed in an existing document. The action analyzed in the original EA was for a communication site. The ground disturbance analyzed in the previous EA would be the same.</p>	X	
<p>2. Was a reasonable range of alternatives to the Proposed Action analyzed in the existing NEPA document(s), and does that range and analysis appropriately consider current environmental concerns, interests, and resource values?</p> <p>Explanation: Yes the NEPA document analyzed current environmental concerns, interests and resource values. There was a proposed and no action alternative considered.</p>	X	
<p>3. Does the information or circumstances upon which the existing NEPA document(s) are based remain valid and germane to the Proposed Action? Is the analysis still valid in light of new studies or resource assessment information?</p> <p>Explanation: Yes the information upon which the existing NEPA</p>	X	

document is based remains valid and germane to the proposed action. There are no new studies or resource assessment information.		
4. Does the methodology and analytical approach used in the existing NEPA document(s) continue to be appropriate for the Proposed Action? Explanation: Yes, the methodology and analytical approach used in the existing NEPA document continues to be appropriate for the Proposed action.	X	
5. Are the direct and indirect impacts that would result from implementation of the Proposed Action unchanged from those analyzed in the existing NEPA document? Explanation: Yes, the direct and indirect impacts that would result from implementation of the Proposed Action remain unchanged from those analyzed in the existing NEPA document.	X	
6. Are the cumulative impacts that would result from implementation of the Proposed Action unchanged from those analyzed in the existing NEPA document(s)? Explanation: Yes, cumulative impacts for this forecasted development were analyzed in the original EA. To date, there are four buildings, two towers, two propane tanks, at this communication site. Electric lines come up the side of the mountain for power to all the facilities.	X	
7. Is the public involvement and interagency review associated with the existing NEPA document(s) adequate for the Proposed Action? Explanation: Yes, as this is the same type of disturbance, Native American Consultation is not needed again. No comments were received from the public on the original EA.	X	

INTERDISCIPLINARY REVIEW:

Name	Title	Area of Responsibility	Date Review Completed
Bill B. Wyatt	Archaeologist	Cultural Resources and Tribal Consultation	1/18/2011
Paula Belcher	Hydrologist	Soil, Water, Air and Riparian	1/26/2012
Hannah Schechter	Outdoor Recreation Planner	Visual Resources	1/27/2012
Megan McGuire	Wildlife Biologist	T&E Species	1/31/2012
Susan Cassel	Assoc. Field	NEPA	1/31/2012

	Manager		
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COMPLIANCE PLAN: The right-of-way would be inspected and monitored periodically during terms of the lease to ensure compliance with the terms and conditions of the lease. The right-of-way would also be inspected after any maintenance activities to determine compliance with and effectiveness of reclamation measures.

NAME OF PREPARER: Annie Sperandio

NAME OF ENVIRONMENTAL COORDINATOR: Susan Cassel

DATE: 01/31/2012

ATTACHMENTS: Communication Site Stipulations
Site Plan
Seed Mix

CONCLUSION

DOI-BLM-120-2012-0019-DNA

Based on the review documented above, I conclude that this proposal conforms to the land use plan and that the NEPA documentation previously prepared fully covers the Proposed Action and constitutes BLM's compliance with the requirements of NEPA.

SIGNATURE OF RESPONSIBLE OFFICIAL: /s/ Susan L. Cassel

DATE SIGNED: 1/31/2012

Note: The signed Conclusion on this worksheet is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision.

STIPULATIONS
FOR
UNION TELEPHONE COMPANY
NORTH COTTONWOOD COMMUNICATION SITE
COC-75080

- 1) The holder shall contact the authorized officer at least five (5) days prior to the anticipated start of construction and/or any surface disturbing activities. The authorized officer may require and schedule a preconstruction conference with the holder prior to the holder's commencing construction and/or surface disturbing activities on the right-of-way. The holder and/or his/her representative shall attend this conference. The holder's contractor, or agents involved with construction and/or any surface disturbing activities associated with the right-of-way, shall also attend this conference to review the stipulations of the grant.
- 2) The holder shall conduct all activities associated with the construction, operation, and termination of the right-of-way within the authorized limits of the right-of-way.
- 3) Holder shall maintain the right-of-way in a safe, usable condition, as directed by the authorized officer
- 4) The holder(s) shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder(s) shall 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 right-of-way or on facilities authorized under this right-of-way grant. (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 shall 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 shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.
- 5) The holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The holder is responsible for consultation with the authorized officer for acceptable weed control methods (within limits imposed in the grant stipulations). All equipment shall be washed for unwanted plant material prior to any construction activities on BLM lands.

- 6) Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, the holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. Use of pesticides shall be approved in writing by the authorized officer prior to such use.
- 7) The holder shall seed all disturbed areas, using an agreed upon method suitable for the location if necessary. Seeding shall be repeated if a satisfactory stand is not obtained as determined by the authorizing officer upon evaluation after the second growing season.
- 8) The Permittee shall not construct new roads for tower site access. No road traffic will be allowed during wet conditions.
- 9) Diesel fuel and any hazardous materials stored on site will need to be contained in an OSHA approved flammable storage cabinet capable of containing any spills.
- 10) The holder is responsible for informing all persons in the area who are associated with this project that they will be subject to prosecution for disturbing historic or archaeological sites, or for collecting artifacts.
- 11) The holder shall immediately bring to the attention of the Authorized Officer any and all antiquities, or other objects of historic, paleontological, or scientific interest including but not limited to, historic or prehistoric ruins or artifacts DISCOVERED as a result of operations under this authorization (16 U.S.C. 470.-3, 36 CFR 800.112). The holder shall immediately suspend all activities in the area of the object and shall leave such discoveries intact until written approval to proceed is obtained from the Authorized Officer. Approval to proceed will be based upon evaluation of the object(s). Evaluation shall be by a qualified professional selected by the Authorized Officer from a Federal agency insofar as practicable (BLM Manual 8142.06E). When not practicable, the holder shall bear the cost of the services of a non-Federal professional.

Within five working days the Authorized Officer will inform the holder as to:

- Whether the materials appear eligible for the National Register of Historic Places;
- The mitigation measures the holder will likely have to undertake before the site can be used (assuming in situ preservation is not necessary); and,
- A timeframe for the Authorized Officer to complete an expedited review under 36 CFR 800.11 to confirm, through the State Historic Preservation Officer, that the findings of the Authorized Officer are correct and that mitigation is appropriate.

If the holder wishes, at any time, to relocate activities to avoid the expense of mitigation and/or the delays associated with this process, the Authorized Officer will assume responsibility for whatever recordation and stabilization of the exposed materials may be

required. Otherwise, the holder will be responsible for mitigation costs. The Authorized Officer will provide technical and procedural guidelines for the conduct of mitigation. Upon verification from the Authorized Officer that the required mitigation has been completed, the holder will then be allowed to resume construction.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest that are outside of the authorization boundaries but directly associated with the impacted resource will also be included in this evaluation and/or mitigation.

Antiquities, historic, prehistoric ruins, paleontological or objects of scientific interest, identified or unidentified, that are outside of the authorization and not associated with the resource within the authorization will also be protected. Impacts that occur to such resources, which are related to the authorizations activities, will be mitigated at the holder's cost.

- 12) Pursuant to 43 CFR 10.4(g), the holder of this authorization must notify the authorized officer, by telephone, with written confirmation, immediately upon the discovery of human remains, funerary items, sacred objects, or objects of cultural patrimony. Further, pursuant to 43 CFR 10.4 (c) and (d), you must stop activities in the vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.
- 13) All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be a color which simulates "Standard Environmental Colors" designated by the Rocky Mountain Five-State Interagency Committee. The color selected for this site is Shadow Grey.
- 14) One month prior to termination of the right-of-way, the holder shall contact the authorized officer to arrange a joint inspection of the right-of-way. This inspection shall be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities and equipment, drainage structures, or surface material, recontouring, topsoiling, or seeding. The authorized officer must approve the plan in writing prior to the holder's commencement of any termination activities.

SUGGESTED SEED MIX* FOR RECLAMATION

Western Wheatgrass	Pascopyrum smithii	6.0 lbs PLS**/acre
Bluebunch Wheatgrass	Pseudoroegneria spicata	6.0 lbs PLS/acre
Slender Wheatgrass	Elymus trachycaulus ssp: trachycaulus	6.0 lbs PLS/acre
Canby bluegrass	Poa canbyii	2.0lbs PLS/acre
Indian ricegrass	Achnatherum hymenoides	<u>4.0 lbs PLS/acre</u>
	TOTAL	24.0 lbs PLS/acre

Seeding rates are for broadcast seeding. If drilled, seeding rates may be halved.

*All seed must be certified weed free

**PLS = pure live seed