CATEGORICAL EXCLUSION

FILM PERMIT WYW-165231

DOI-BLM-WY-R01-2011-0081-CX

BLM

Worland Field Office, Wind River/Bighorn Basin District, Wyoming

May 2011

Categorical Exclusion Review

BLM Office: Worland Field Office **NEPA #** DOI-BLM-WY-R01-2011-0081-CX

Case File No: WYW-165231

Title of Proposed Action: Filming Permit **Name of Preparer:** Carol Sheaff

Location of Proposed Action: 6th PM, Washakie County, Wyoming, T. 47 N., R. 89 W., sec. 22-24, 27-30; T. 47 N., R. 90 W., sec. 24-27, 30-35; T. 47 N., R. 91 W., sec. 21-26, 28-30.

Description of Proposed Action: Lion Television has requested a filming permit in order to film a PBS documentary. Lion has requested the permit to film TCT West Inc. workers laying a fiber optic cable between Worland and Ten Sleep, Wyoming, on public land. The TCT West Inc. broadband project is authorized under ROW WYW-165184. The number of personnel on location will be six people plus the TCT West Inc. workers. Equipment, vehicles and aircraft on the location will consist of one camera, two production vans and one helicopter. The dates of the permitted use will be May 19, 2011 or May 20, 2011.

Applicant: Lion Television, 304 Hudson St., Suite 505, New York, NY 10013

Part I: PLAN CONFORMANCE REVIEW This proposed action is subject to the following land use plan:

Name of Plan: Washakie Resource Management Plan *Date Approved*: September 1988

The Proposed Action has been reviewed for conformance with this plan (43 CFR 1610.5, BLM Manual Section 1617.3.)

Reviewer (Environmental Coordinator)

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): WRMP ROD pg 14; The RMP delineates preferred right-of-way corridors, right-of-way avoidance areas, right-of-way exclusion area, and area available for right-of-way under certain circumstances.

This proposal would be within an area available for linear right-of-way generally open to rights-of-way, and thus it would be in conformance with the land use plan.

Part II: NEPA REVIEW

Categorical Exclusion Review: This proposed action qualifies as a categorical exclusion under 516 DM 11.9. It has been reviewed to determine if any of the exceptions of 43 CFR 46.215, described on the following page, apply.

Reviewer (Environmental Coordinator)

The proposed action qualifies as a categorical exclusion under 516 DM 11.9: E(12) "Grants of right-of-way wholly within the boundaries of other compatible developed rights-of-way."

Part III: DECISION. I have reviewed this plan conformance and NEPA compliance record and have determined that the proposed project is in conformance with the approved land use plan and that no further environmental analysis is required. It is my decision to implement the project, as described, with the mitigation measures identified below.

Mitigation Measures/other Remarks: Helicopter use; landing area will be the Worland Airport, located in Worland, Wyoming.

The permittee will be responsible for taking such measures as may be necessary to protect other authorized facilities on public lands from damage.

Production vehicles' shall remain on existing roads, no cross county travel is allowed.

Lion Television, Inc will have a copy of the BLM film permit at all times when filming on the BLM location.

Authorizing Official: Don Rump Date: 5-18-2011

Assistant Field Manager

Screening for Exceptions: Will this project...

Yes	No		
	X	A)	Have significant adverse effects on public health or safety?
	X	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 (EO 11990); floodplains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas.
	X	C)	Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)].
	X	D)	Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.
	X	E)	Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.
	X	F)	Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.
	X	G)	Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.
	X	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.
	X	I)	Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.
	X	J)	Have a disproportionately high and adverse effect on low income or minority populations (EO 12898).
	X	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 (EO 13007).
	X	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 EO 13112).