

Decision Record - Memorandum

Prepared by
U.S. Department of the Interior
Bureau of Land Management

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Table of Contents

1. Moose Collar Retrieval	1
1.1. Compliance	1
1.2. Selected Action	1
1.3. Compliance with NEPA:	1
1.4. Public Involvement:	1
1.5. Rationale:	1
1.6. Appeal or Protest Opportunities:	1
1.7. Authorizing Official:	2
1.8. Contact Person	2

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Chapter 1. Moose Collar Retrieval

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1.1. Compliance

The proposed action is in conformance with the approved Bureau of Land Management Utility Corridor Resource Management Plan approved January 11, 1991 and the Central Yukon Resource Management Plan approved March 1986.. The project has been considered in the context of public health and safety and consistency with regards to Federal, State, and local laws.

1.2. Selected Action

The proposed action described in the Category Exclusion mentioned below is the selected action. A three (3) year permit F-96522 will be issued to the State of Alaska, Department of Fish and Game authorizing them to use snow machines for day trips during winter months to retrieve moose collars in Game Units 24A/B. Retrievals will not begin until there is a snow cover of 12" and frost depth to 6".

1.3. Compliance with NEPA:

The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with United States Department of the Interior 43 CFR §46.210 or United States Department of Interior Manual, Part 516, Chapter 11 which provides:

11.9 E (Realty)

(19) Issuance of short-term (3 years or less) rights-of-way or land use authorizations for such uses as storage site, apiary sites, and construction sites where the proposal includes rehabilitation to restore the land to its natural or original condition.

1.4. Public Involvement:

It was determined that no public involvement was needed due to the remoteness of the action.

1.5. Rationale:

The proposed action is consistent with the use of public lands under the authority of Title III of the Federal Land Policy and Management Act and the regulations found in 43 CFR 2920. All concerns are appropriately addressed in the DOI-BLM-AK-F030-2013-0004-CX. This includes cultural resources and subsistence concerns (see attached ANILCA 810 findings, boundary fish and wilderness characteristic assessments and essential fish habitat).

1.6. Appeal or Protest Opportunities:

This decision may be appealed to the Interior Board of Land Appeals, Office of Hearings and Appeals, in accordance with 43 CFR Part 4 and DOI Form 1842-1. The notice of appeal must be filed in the Bureau of Land Management Central Yukon Field Office, 1150 University Avenue, Fairbanks, Alaska 99709 within 30 days from receipt of this decision.

If you decide to file an appeal, you must carefully follow the procedure described on the enclosed form 1842-1. If you don't file your appeal at the locations specified on the form within 30 days, the Board may dismiss your appeal as untimely without considering its merits. Be sure to send a copy of your notice of appeal to each party named in this decision and to all of the addresses on the enclosed form 1842-1.

You may also ask the Board to stay or suspend the effect of this decision while your appeal is pending. If you desire a stay, you must enclose your request for a stay with your notice of appeal. You have the burden of showing a stay is justified.

The Board will grant a stay only if you provide sufficient justification based on the following standards:

1. The relative harm to the parties if the Board grants or denies the stay,
2. The likelihood of the success of your appeal on its merits,
3. The likelihood of immediate and irreparable harm if the Board does not grant the stay, and;
4. Whether the public interest favors granting a stay.

1.7. Authorizing Official:

/s/ Nichelle W. Jacobson

Nichelle W. Jacobson
Field Manager, Central Yukon Field Office

March 26, 2013

Date

1.8. Contact Person

For additional information concerning this finding, contact:

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