



# United States Department of the Interior



BUREAU OF LAND MANAGEMENT  
Glennallen Field Office  
P.O. Box 147  
Glennallen, Alaska 99588  
<http://www.blm.gov/ak>

## **Special Recreation Permit for Rick Kinmon DBA Alaska Trophy Hunters** Categorical Exclusion, DOI-BLM-AK-A020-2013-0009-CX

Case File, AA-093540

### **DECISION RECORD**

#### **Decision**

It is my decision to implement the proposed action as described in the attached Categorical Exclusion documentation, DOI-BLM-AK-A010-2013-0009-CX.

Specifically, Rick Kinmon, doing business as Alaska Trophy Hunters, is authorized an initial one-year probationary Special Recreation Permit authorization, with the option to renew.

The proposed action has been reviewed by Glennallen Field Office staff and appropriate stipulations, as specified, will be incorporated during project implementation. Based on the attached Categorical Exclusion review, I have determined that the proposed action involves no significant impact to the human environment and no further analysis is required.

#### **Appeal Opportunities**

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR § 4. To appeal you must file a notice of appeal at the BLM Glennallen Field Office, P.O. Box 147, Milepost 186.5 Glenn Highway, Glennallen, Alaska 99588, within 30 days from receipt of this decision. The appeal must be in writing and delivered in person, via the United States Postal Service mail system, or other common carrier, to the Glennallen Field Office as noted above. *The BLM does not accept appeals by facsimile or email.* The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulation 43 CFR § 4.21 (58 FR 4939, January 19, 1993) for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. Except as otherwise provided by law or other pertinent regulation, a petition for a stay of decision pending appeal shall show sufficient justification based on the following standards: (a) The relative harm to the parties if the stay is granted or denied, (b) The likelihood of the appellant's success on the merits, (c) The likelihood of immediate and irreparable harm if the stay is not granted, and (d) Whether the public interest favors granting the stay.

Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the Office of the Solicitor (see 43 CFR § 4.413); Office of the Regional Solicitor, Alaska Region, U.S. Department of the Interior, 4230 University Drive, Suite 300, Anchorage, Alaska 99508; at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

*/s/ Walter Herzog, Acting for*

March 20, 2013

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Beth Maclean  
Glennallen Field Manager

Date

**Attachments**

Categorical Exclusion, DOI-BLM-AK-A020-2013-0009-CX  
Permit stipulations



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## A. BACKGROUND

**Project Name / Type:** Rick Kinmon, dba Alaska Trophy Hunters Special Recreation Permit (2930)

**NEPA Register Number:** DOI-BLM-AK-A020-2013-0009-CX

**Case File Number:** AA-093540

**Location / Legal Description:** T., 18 S, R.3 E., T. 19 S, R.3 E., Fairbanks Meridian

**Applicant (if any):** Rick Kinmon dba (Alaska Trophy Hunters)

### Description of Proposed Action:

Registered Guide Rick Kinmon, doing business as Alaska Trophy Hunter, has submitted an application for a Special Recreation Permit (SRP) to conduct guided hunting on portions of land administered by the Bureau of Land Management, Glennallen Field Office. Mr. Kinmon is a current registered hunting guide with the State of Alaska and would like to operate on lands that are currently under BLM administration. All activities would be conducted in accordance with State of Alaska hunting regulations. If the BLM approves this permit, the permittee would be issued an initial one-year probationary authorization with the option to renew.

Activities would take place between May 10<sup>th</sup> and June 10<sup>th</sup> each year in line with dates defined in the current Alaska Department of Fish and Game regulations. The target species is brown bear. A typical hunt would last from 7 to 10 days with a maximum of three clients per season. Trash would be packed out and human waste buried in appropriate manner. "Leave No Trace" camping techniques would be utilized on all trips. The access for the proposed use areas would occur by plane (Supercub), primarily landing on gravel bars. All camps would be temporary tent sites and would be completely removed after each trip. No onsite storage or caching of supplies would be permitted.

## B. LAND USE PLAN CONFORMANCE

**Applicable Land Use Plan:** East Alaska Resource Management Plan (EARMP) and Record of Decision (ROD), September 2007

The proposed action is in conformance with the plan even though it is not specifically provided

for because it is clearly consistent with the following planning decisions (EARMP ROD, p. 35):

M. Recreation

M-1: Goal

Manage recreation to maintain a diversity of recreational opportunities.

6. Other Areas

Areas outside those identified above would be managed as Extensive Recreation Management Areas, with recreation management based on maintenance of existing ROS classes in the areas. Inventory and monitoring could occur and standards may be identified for trail density in these areas based on monitoring and inventory information. Some education/interpretation at trailheads may occur, particularly at 17(b) easement trailheads within these areas.

**C. CATEGORICAL EXCLUSION**

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 the Interior Manual, Part 516, Chapter 11, which provides:

H.1: Issuance of Special Recreation Permits for day or overnight use up to 14 consecutive nights; that impacts no more than 3 (cumulative) staging area acres; and/or for recreational travel along roads, trails, or in areas authorized in a land use plan. This CX cannot be used for commercial boating permits along Wild and Scenic Rivers. This CX cannot be used for the establishment or issuance of Special Recreation Permits for “Special Area” management (43 CFR 2932.5).

**D. EXTRAORDINARY CIRCUMSTANCES**

The proposed action must be screened against the Extraordinary Circumstances found in 43 CFR § 46.215 (listed below). Any “yes” finding requires that an Environmental Assessment or Environmental Impact Statement be prepared for the Proposed Action.

<b>EXTRAORDINARY CIRCUMSTANCES</b>	<b>YES/NO</b>
1. Have significant adverse impacts on public health or safety.	No
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 (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.	No
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	No
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	No

<b>EXTRAORDINARY CIRCUMSTANCES</b>	<b>YES/NO</b>
5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.	No
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.	No
7. Have significant impacts on properties listed, or eligible for listing on the National Register of Historic Places as determined by either the bureau or office.	No
8. 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.	No
9. Violate Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.	No
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	No
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 (Executive Order 13007).	No
12. Contribute to the introduction, continued existence, or spread of weeds or non-native invasive species known to occur in the area or area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).	No

#### **E. SIGNATURE**

The proposed action is in conformance with the applicable land use plan and is an action that can be categorically excluded. The Proposed Action does not trigger any of the Extraordinary Circumstances found in 516 FM Chapter 2, Appendix 2. I recommend that the Proposed Action be allowed and that no further environmental analysis is required.

*/s/ Walter Herzog, Acting for*

March 20, 2013

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Beth Maclean  
Glennallen Field Manager

Date

**CONDITIONS AND STIPULATIONS**  
**for**  
**SPECIAL RECREATION PERMIT**  
**Rick Kinmon/Alaska Trophy Hunters**

**#AA93540**

In addition to the terms included on the back of your Special Recreation Application and Permit (SRP) (Form 2930-1), the following special stipulations are a part of this permit and are applicable to BLM-administered lands and water, including State and Native Selected areas. Failure to comply with any of these conditions or stipulations knowingly or willfully is a violation of 43 CFR 2932.57, punishable by up to a \$1,000 fine and/or a year in jail.

**Use Limitations**

This permit authorizes day use or overnight use up to 14 consecutive nights and use of no more than three cumulative staging area (base and spike camps) acres on BLM lands.

This permit shall be terminated or adjusted accordingly, two days prior to approval of conveyance of State or Native selected lands which affect your operating area.

Permittee shall make their employees and clients aware of responsible low-impact practices and techniques, as outlined in the enclosed Alaska Wildlands Leave No Trace Skills and Ethics booklet.

Gray water and human waste shall be disposed of at least 100 feet beyond the ordinary high water mark of any water body. Bury all gray water and human waste. When possible, we encourage the use of portable toilet systems along rivers (e.g. porta-potties).

There shall be no disturbance of any archaeological or historical sites, including graves and remains of cabins, and no collection of any artifacts whatsoever. Also, collection of vertebrate fossils, including mammoths and mastodon bones, tusks etc., is strictly prohibited. If historic resources are encountered then all artifacts will be respectfully left in place and the Glennallen Field Office's cultural resources staff will be notified immediately.

**Vehicle Use**

No vehicle traffic is allowed off established trails. Pioneering new trails with any motorized vehicle, and the use of motorized vehicles exceeding 1,500 pounds gross vehicle weight rating (GVWR) on established trails is prohibited without prior authorization from the authorized officer (AO). GVWR includes the weight of the vehicle itself plus fuel, driver, passenger, and manufacture's specified load limits. Permittee shall make every reasonable effort to avoid streams, lake shores, meadows, muddy trails, steep hillsides, and observed wildlife.

All-terrain vehicles (ATVs) should be thoroughly cleaned prior to accessing BLM managed lands. Washing and/or brushing ATVs to remove material that can contain weed seeds is a good way to insure equipment that is being driven across or onto BLM lands are weed and weed seed free. High pressure washing is recommended to treat the insides of wheel wells, undercarriages, inside belly plates, wheels, etc.

### **Fuel and Waste Management**

Waste water, non-hazardous solid waste, hazardous substance storage containers, and spills shall be managed in accordance with Title 18 Alaska Administration Code (see Attachments 1 and 2).

To avoid conflicts with bears, sealed bear proof containers are suggested for food and unburned waste until such waste can be removed from all camps. Meat and animal parts shall be removed from all camps as soon as possible to avoid attracting bears.

### **Federal, State, Local Laws and Regulations**

Copies of Alaska Master or Registered Guide/Outfitter license(s) for people authorized to conduct business with BLM concerning the permit shall be submitted to the BLM before authorization or re-authorization is approved for every year the permit is in effect. If applicable, Assistant Guide/Outfitter license(s) are also required. Fishing is allowed, subject to applicable State and Federal regulations and licensing requirements as stated above.

### **Commercial Filming**

You are authorized to perform commercial filming in conjunction with this permit only when this activity takes place at the same time, location, and in association with your activities permitted under this SRP. In this instance, both the SRP fee and commercial filming fee will be charged and submitted to the BLM.

Filming is limited to the use of handheld and tripod mounted cameras. Use of dollies, tracks, cranes, high lines, aircraft and other camera support devices are not allowed, unless the camera support device is part of the recreation activity authorized under this SRP.

Construction or removal of vegetation for the creation of a camera platform or to clear a shot is not allowed. No more than two, battery-powered, auxiliary lighting sources may be used.

I declare I have read and understand all of the stipulations associated with this Special Recreation Permit. I acknowledge that as signee of the permit and these stipulations that I am fully responsible for all of the mitigation measures and compliance with stated permit stipulations and that non-compliance with any permit stipulations will be grounds for denial of future permits, and/or cancellation, and/or prosecution of applicable Federal, State and/or Local laws.

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Applicant's Name (Print)

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Signature

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Date