

Decision Record

INTRODUCTION

The Bureau of Land Management (BLM) has conducted an environmental analysis (DOI-BLM-AKF010-2013-0015-EA) to evaluate the effects of implementation of a right-of-way (ROW) for overland/tundra travel to Point Lonely and on to Camp Lonely, and use of the former Point Lonely Distant Early Warning Line (DEW-Line) Site to aid in the clean-up of Camp Lonely.

MAJOR LAWS PERTINENT TO DECISION

Major laws pertinent to the decision to accept the environmental assessment are: the Endangered Species Act, the National Historic Preservation Act, the Sustainable Fisheries Act, and the Alaska National Interest Lands Conservation Act.

SELECTED ALTERNATIVE

The Husky Oil Operations Limited's (Husky) proposed action of overland/tundra travel and use of the former Point Lonely DEW-Line Site to aid in the clean-up of Camp Lonely as presented to the BLM is the selected alternative. The proposed action meets the purpose and need of the EA. Neither the no action alternative nor alternatives considered and eliminated would meet the purpose and need. The no action alternative would prevent the applicant from receiving a right-of-way grant on BLM managed lands, and this would prevent the clean-up at Camp Lonely, or delay it; staging from another site would be more expensive and likely cause more environmental damage than the selected alternative.

FINDING OF NO SIGNIFICANT IMPACT (FONSI)

Based upon a review of the EA and the supporting documents, the proposed action will not have a significant effect on the quality of the human environment, individually or cumulatively with other actions in the general area. Therefore, an environmental impact statement is not required. See FONSI for more information.

PUBLIC INVOLVEMENT

The proposed action was announced on the BLM Arctic Field Office website NEPA register beginning March 28, 2013. No comments have been received.

No major issues with the proposed exploration program were identified. Public involvement during the development of the EA also included discussions and coordination with the U.S. Fish and Wildlife Service and communities of Nuiqsut and Barrow.

RATIONALE FOR DECISION

The decision to allow the proposed action does not result in any undue or unnecessary environmental degradation of the public lands. The proposed action is in conformance with the objectives outlined in the National Petroleum Reserve-Alaska Integrated Activity

Plan/Environmental Impact Statement (IAP/EIS) dated November 2012. This EA is tiered to this document and the documents incorporated by reference. All practicable alternatives and measures to reduce or eliminate impacts to wetlands and floodplains, done in compliance with Executive Orders 11990 and 11988, in the project area have been taken. The action, as proposed, is not in conflict with other resources in the area and in conformance with current policy of the Fairbanks District Office, BLM.

DECISION

I have reviewed the Environmental Assessment including the explanation and resolution of any environmental impacts. I have determined that the proposed action with mitigation measures described therein will not have any significant direct, indirect, or cumulative impacts on the human environment and that an EIS is not required. I have determined that the proposed project is in conformance with the approved IAP. It is my decision to authorize a right-of-way (ROW) grant to Husky for overland/tundra travel and the use the former Point Lonely DEW-Line Site to aid in the clean-up of Camp Lonely.

The environmental protection measures afforded by the NPR-A IAP/EIS ROD (February 2013) and the additional mitigation of the EA and FONSI are to be included in all authorizations.

APPEAL PROVISIONS

This decision shall take effect immediately upon the date it is signed by the authorized officer, May 23, 2013, and shall remain in effect while any appeal is pending unless the Interior Board of Land Appeals issues a stay (43 CFR 2801.10(b)). Any appeal of this decision must follow the procedures set forth in 43 CFR Part 4. Within 30 days of the decision, a notice of appeal must be filed in the office of the authorized officer at Arctic Field Office, 1150 University Avenue, Fairbanks Alaska 99709. If a statement of reasons for the appeal is not included with the notice, it must be filed with the Interior Board of Land Appeals, Office of Hearings and Appeals, U.S. Department of the Interior, 801 North Quincy St., Suite 300, Arlington, VA 22203 within 30 days after the notice of appeal is filed with the authorized officer. If you wish to file a petition for stay pursuant to 43 CFR Part 4.21(b), the petition for stay should accompany your notice of appeal and shall show sufficient justification based on the following standards: (1) The relative harm to the parties if the stay is granted or denied, (2) The likelihood of the appellant's success on the merits, (3) The likelihood of irreparable harm to the appellant or resources if the stay is not granted, and (4) Whether the public interest favors granting the stay. If a petition for stay is submitted with the notice of appeal, a copy of the notice of appeal and petition for stay must be served on each party named in the decision from which the appeal is taken, and with the IBLA at the same time it is filed with the authorized officer. A copy of the notice of appeal, any statement of reasons and all pertinent documents must be served on each adverse party named in the decision from which the appeal is taken and on the Office of the Solicitor, U.S. Department of the Interior, 4230 University Drive Suite 300, Anchorage, AK 99508, not later than 15 days after filing the document with the authorized officer and/or IBLA.

/s/Lon Kelly
Arctic Field Manager

Date May 24, 2013