

**Bureau of Land Management  
Winnemucca District Office  
Categorical Exclusion/Cultural Resources Inventory Needs Assessment Form**

[x] HRFO (1000)	[ ] BRFO (3000)	[ ] District (    )
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<b>CX#: DOI-BLM-NV-W010-2013-0002-CX</b>	<b>Date: 8/6/12</b>
Regulatory Authority (CFR or Law): 43 CFR 2920.1-2	Lease / Case File / Serial #: N-61258,N51493 and Hazmat File N26-89-02HM.
BLM Manual:	
Subject Function Code: 2920	
Project Lead Preliminary Review: Is the project located within a Sage Grouse Preliminary Priority Habitat and/or Preliminary General Habitat? No	

1. BLM District Office: Winnemucca District Office
2. Name of Project Lead: John Callan
3. Project Title: Callahan Road Imlay Dump Site Clean-up  
(Resolution and closure of Harris Trespass Case #N-51493, Realty # N-61258 and Hazardous Materials Dump site case # N26-89-02HM).
4. Applicant: BLM Winnemucca District Office
5. Project Description: (briefly describe who, what, when, where, why, how)

The Callahan Road Site is located approximately 1 mile west of Imlay, Nevada. The site consists of approximately 20 to 25 tons of refinery slag in opened 55 gallon drums.

The Site measures approximately 400-feet by 600-feet, and is located south of, and adjacent to the road. The site is located along the southern edge of a 30-acre parcel of government owned property (i.e., the S1/2 of the SE1/4 of the SW1/4, & SW1/4 of the SW1/4 of the SE1/4, of Section 5, T. 32 N., R. 34 E., Mount Diablo Meridian, Pershing County, Nevada) managed by the BLM. The property is very flat with minor sloping or drainage to the south towards Interstate 80.

BLM Land Records dated January 1999 indicate that approximately 520 tons of slag and powder from precious metals refining have been stored at the site since 1989. Slag, powder, and drums were sampled by NDEP on 3-16-1995. Sampled as "Slag," the TCLP Analysis for metals dated 3-27-1995 indicated that the slag/drummed material contained higher than normal concentrations for Selenium, Lead, and Chromium. NDEP conducted a second round of sampling on 5-20-2009. These results indicated exceedance of reporting limits for Chromium, Barium, Selenium, and Lead for metals, and high concentrations or presence of petroleum hydro-carbons and/or oil in three specific composite samples.

This proposed project would be to reduce the types and amounts of hazardous and non-hazardous waste at the site as an interim measure until funding is obtained to remove remaining material and reach closure at the site.

BLM Winnemucca District Office in response to Trespass Notice #N-51493 would initiate

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removal actions of material non-hazardous empty discarded drums, solid waste, approximately 5 cubic yards of petroleum contaminated soils and ~170 cubic yards of white ash material. Place a 4 barbed wire fence to BLM specifications around the remaining materials stored at this site. These actions would be carried out under BLM oversight by a contracted firm.

Project dimensions (length, width, height, depth): 400 x 600 feet Acreage: .5

Will the project result in new surface disturbance? Yes X No     

No new road construction or grading of existing roads would be proposed for this project. Some minor soil disturbance would be required to remove existing piles of drums and to ensure that no buried or partially buried drums remain on-site. Any potentially contaminated soils would be removed from the site by the proponent and shipped to an approved landfill or disposal facility. Total existing and new surface disturbance is estimated at less than 0.5 acres.

Has the project area been previously disturbed? Yes X No      N/A     . If yes, what percent of the project area has been disturbed? 100%. If only part of the project area has been disturbed, indicate disturbed area on map. Describe disturbance (and attach photo of disturbed area if you have one):

6. Legal Description: T. 32 N., R. 34 E., sec. 5, S1/2 SE ¼ SW ¼ & SW1/4 SW1/4, MDBN, Pershing County NV

USGS 24k Quad name: Imlay

100k map name: Eugene Mountains

Land Status: BLM X Private      Other     

7. Create PDFs of 1:24000 Project Location Map and 1:100,000 general vicinity map. (See S:\NEPA\NEPA\_2012\NEPA 2012 Templates\Proposed Action\CX Proposed Action Form and Instructions

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**8. To be completed by Cultural Resource Specialist (CR):**

Area of Potential Effect:

APE Acreage:

Records Check:

Records Examined:

Results:

Inventory Type Needed:

None\_\_\_\_\_

Categorical Exemption (Number\_\_\_\_\_)

Reconnaissance\_\_\_\_\_

Class I\_\_\_\_\_

Class II\_\_\_\_\_

Class III\_\_\_\_\_

Architectural\_\_\_\_\_

Rationale for Inventory Type determination:

Tribal Notification/Consultation Needs:

Rationale:

Tribe(s) to be contacted:

Public Notification Needs:

Rationale:

Person(s), group(s) to be contacted:

CRS Approval:

Date:

Field or other appropriate Manager Concurrence:

Date:

**Part I: Plan Conformance Review**

The proposed Action is subject to the:

- Paradise-Denio Management Framework Plan
- Sonoma-Gerlach Management Framework Plan
- Black Rock Desert-High Rock Canyon Emigrant Trails NCA and Associated Wilderness and Other Contiguous Lands in Nevada RMP

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

**Part II: NEPA Review**

Categorical Exclusion Review: This Proposed Action qualifies as a categorical exclusion under:

- 516 DM11.9, (BLM) \_\_\_\_\_  
Appendix 4 BLM NEPA Handbook (H-1790-1) Subsection J- other Bullet 10

**ESA and BLM Sensitive Status Species**

Evaluation Criteria	Yes	No
1. Are species listed under the Endangered Species Act likely to occur in the project area? If yes, list the species in Table 1 below. Verify with USFWS or use approved list.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2. Are BLM NV Sensitive Species, based upon the current IM, likely to occur in the project area? If yes, list the species in the Table 1 below.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. Could the proposed action result in “take” under the Migratory Bird Treaty Act? If yes, attach appropriate mitigation measures.	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Table 1. Special Status Species that may occur in the project area:**

ESA	BLM	Common ( <i>Scientific</i> ) Name	May Be Affected?	Mitigation for BLM Sensitive Species (Attach ESA Section 7 Compliance to Form)
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes	

			<input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No	

**Table 2 Migratory Bird Treaty Act Consideration**

Potential MBTA Species w/in the Project Area Common ( <i>Scientific</i> ) Name	May Be Affected?	Proposed Mitigation
	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Conduct removal of waste and fencing activities from September 1 through February 28 to minimize impacts to nesting birds. If implementation of this project is not feasible during this time period, a pre-disturbance migratory bird nesting survey shall be conducted by a qualified biologist within potential breeding habitat prior to any surface disturbance proposed during the avian breeding season (March 1st through August 31st). Surveys must be conducted no more than 10 days and no less than 3 days prior to initiation of disturbance.
	<input type="checkbox"/> Yes <input type="checkbox"/> No	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	

The Proposed Action has been reviewed to determine if any exceptions described in 43 CFR 46.215 Categorical Exclusions: Extraordinary Circumstances apply. (See attached page)

*Mitigation Measures/Remarks:*

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**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 other environmental analysis is required. It is my decision to implement the project, as described, with the mitigation measures identified above.

Remarks reserved for authorized officer:

Authorized Official \\Vern Graham\\  
(Signature)

Date: 2 April 2013

Administrative Review or Appeal Opportunities

See 43 CFR 4.401(a) Part 4 for general rules relating to procedures and practice involving appeals.