

KINGMAN FIELD OFFICE SCOPING FORM

Proposal: : Seven Sites Trash Removal

DOI-BLM-AZ-C010-2013-0033-CX
NEPA Document Number

_____ RMP Implementation No.

S:/BLMshare/Nepa/EA-EIS/Trash Dumps 2013:
Document Location

Land Description: Multiple Locations see CX

Applicant: BLM

Authorization: _____

INVOLVEMENT: Indicate in the left column which disciplines need to provide information into the EA.

| Needed Input (X) | Discipline | Signature |
|---------------------|--|--------------------------------|
| | Lands | |
| | Minerals | |
| | Range | |
| | Wild Horse and Burro | |
| | General Recreation | |
| xx | Cultural and Paleontological Resources | /s/ Tim Watkins 08/09/2013 |
| | Wilderness | |
| | Soils | |
| | Surface and Groundwater Quality/Water Rights | |
| | Air Quality | |
| X | Wildlife | /s/ Rebecca L. Peck 07/08/2013 |
| xx | Threatened and Endangered Plants and Animals | /s/ Rebecca L. Peck 07/08/2013 |
| X | Migratory Birds | /s/ Rebecca L. Peck 07/08/2013 |
| | Surface Protection | |
| | Hazardous Materials | |
| X | Areas of Critical Environmental Concern | /s/ Rebecca L. Peck 07/08/2013 |
| | Visual Resources | |
| | Socio-Economics/Environmental Justice | |
| | General Botany/Noxious Weeds | |
| | Energy Policy | |

Writer: /s/ Don McClure

Date: 07/02/2013

Environmental Coordinator: /s/ Ramone B. McCoy

Date: 07/02/2013

Field Manager: /s/ Ruben A. Sánchez

Date: 07/10/2013

DECISION MEMORANDUM
Seven Sites Trash Removal
DOI- BLM-AZ-C010-2013-0033-CX

U.S. Department of the Interior
Bureau of Land Management
Kingman Field Office, Kingman AZ.]

Approval and Decision

Based on a review of the project described in the attached Categorical Exclusion documentation and field office staff recommendations, I have determined that the project is in conformance with the Kingman Resource Management Plan (approved March 7, 1995 and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed.

Administrative Review or 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, Part 4 and the attached Form 1842-1. If an appeal is made, your notice of appeal must be filed at the Kingman Field Office of the BLM located at 2755 Mission Blvd., Kingman AZ, 86401, within 30 days from receipt of this decision. The appellant has the burden of showing how they are harmed and how 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)) (request) for a stay (suspension) 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. A petition for a stay is required to show sufficient justification based on the standards listed below. 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 (Department of the Interior, Office of the Field Solicitor, Sandra Day O'Connor U.S. Court House #404, 401 West Washington Street SPC44, Phoenix, AZ 85003-2151) (see 43 CFR 4.413) 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.

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

Standards for Obtaining a Stay

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 immediate and irreparable harm if the stay is not granted, and
4. Whether the public interest favors granting the stay.

_____/s/ Ruben A. Sánchez
Ruben Sanchez, Field Manager

_____/07/10/2013
Date

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND
APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you

AND

2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF APPEAL.....

A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).

2. WHERE TO FILE

NOTICE OF APPEAL..... BUREAU OF LAND MANAGEMENT, LAKE HAVASU FIELD OFFICE, 2610 SWEETWATER AVE, LAKE HAVASU, AZ 86406

WITH COPY TO..... FIELD SOLICITOR, U.S. DEPARTMENT OF THE INTERIOR, SANDRA DAY O'CONNOR U.S. COURTHOUSE, SOLICITOR SUITE 404, 401 WEST WASHINGTON STREET, SPC 44, PHOENIX, AZ 85003-2151

3. STATEMENT OF REASONS.....

Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).

WITH COPY TO..... FIELD SOLICITOR, U.S. DEPARTMENT OF THE INTERIOR, SANDRA DAY O'CONNOR U.S. COURTHOUSE, SOLICITOR SUITE 404, 401 WEST WASHINGTON STREET, SPC 44, PHOENIX, AZ 85003-2151

4. ADVERSE PARTIES.....

Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).

5. PROOF OF SERVICE.....

Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).

6. REQUEST FOR STAY.....

Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. 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 appropriate Office of the Solicitor (43 CFR 4.413) 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.

Standards for Obtaining a Stay. Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal 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 immediate and irreparable harm if the stay is not granted, and (4) whether the public interest favors granting the stay.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401 (a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

43 CFR SUBPART 1821-GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

STATE OFFICES AND AREAS OF JURISDICTION:

- Alaska State Office ----- Alaska
- Arizona State Office ----- Arizona
- California State Office----- California
- Colorado State Office ----- Colorado
- Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota,
Missouri and, all States east of the
Mississippi River
- Idaho State Office ----- Idaho
- Montana State Office ----- Montana, North Dakota and South Dakota
- Nevada State Office ----- Nevada
- New Mexico State Office --- New Mexico, Kansas, Oklahoma and
Texas
- Oregon State Office ----- Oregon and Washington
- Utah State Office----- Utah
- Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

Categorical Exclusion Documentation Format for Actions Other Than Hazardous Fuels and Fire Rehabilitation Actions

Project Name: Seven Sites Trash Removal
NEPA Number DOI- BLM-AZ-C010-2013-0033-CX

A. Background

BLM Office: Kingman Field Office Lease/Serial/Case File No.: NA

Proposed Action Title/Type: Seven Sites Trash Removal

Description and Location of Proposed Action: It is proposed to complete trash (non-hazardous) removal on the following 7 sites:

- a. Warm Springs Dump site (tires, construction debris, tree trimmings, metal barrel, etc.). T19N R18W section 8
- b. Sue B. Dumpsite (Tires piping, fabric, etc.) T26N R18W Section 30.
- c. Verde Road Dumpsite, Golden Valley AZ. (Tires, Mattress frame, Construction Debris, wood, etc.). T22N R18W section 33.
- d. Times Gulch Dumpsite (Shooting debris, canisters, tires, old appliances, etc.). T19N R20W section 7, 8, and 18 and R21W section 13, 14, and 23.
- e. Sleeping Princess Dumpsite (Syringe, construction debris, dirty diapers, etc). Highway 68 milepost 8, T21N R20W section 20.
- f. Fort Mohave Dump site. Fort Mohave, Junction of Willow Road and Vanderslice.
- g. Fill in dump site hole in Meadview. This is an area of a previous cleanup and the citizens of Meadview requested that the hole be filled in so it cannot be used for trash dumping. T30N R17W section 34

Cleanup would be done with a backhoe, bobcat and picking up trash by hand. Cleanup would be done by Force Account, volunteers, prison crew, etc.

See attached for photos or other descriptions.

B. Land Use Plan Conformance

Land Use Plan Name: *Kingman Resource Management Plan/EIS*

Date Approved/Amended: March 1995

The proposed action is in conformance with the LUP, even though it is not specifically provided for, because it is clearly consistent with the following LUP decision(s) (objectives, terms, and conditions): The action is clearly consistent with the direction in the RMP to improve or maintain habitats for wildlife.

C. Compliance with NEPA:

- 1) The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9: *J(10) Removal of structures and materials of no historical value, such as abandoned automobiles, fences, and buildings, including those built in trespass and reclamation of the site when little or no surface disturbance is involved.*
- 2) This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed (See Attachment 1), and none of the extraordinary circumstances described in 516 DM2 apply.

I considered that the trash to be removed is non-hazardous and that a variety of methods would be used. I considered the information provided in the extraordinary circumstances and determined that a CX is warranted and that an EA is not necessary.

D. Signature

Authorizing Official: /s/ Ruben A. Sánchez Date: 07/10/2013
(Signature)

Name: Ruben Sanchez

Title: Field Manager

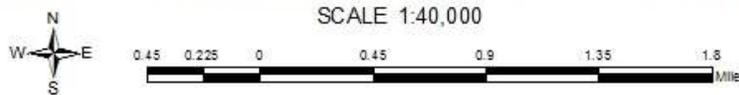
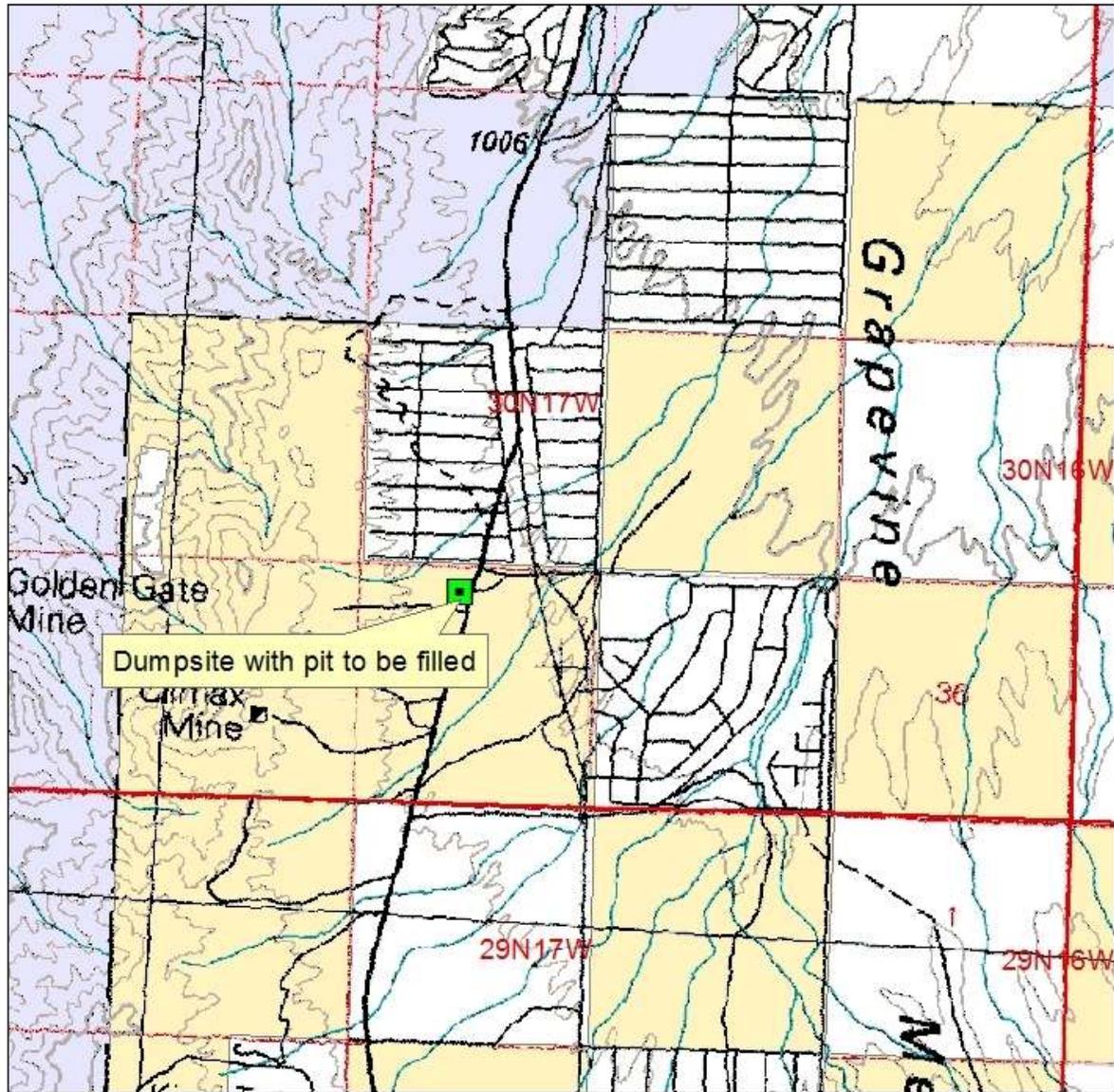
3) **Contact Person**

For additional information concerning this CX review, contact Don McClure Assistant Field Manager, Kingman Field Office, 2755 Mission Blvd, Kingman AZ 86401 928-718-3700.

Note: A separate decision document must be prepared for the action covered by the CX. See Attachment 2.

| Extraordinary Circumstances | Comment (Yes or No with supporting Rationale) |
|--|---|
| 1. Have significant effects on public health or safety. | The health and safety of potential users of the land (hikers, OHV, riders) would be improved by removing the trash from public lands. |
| 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. | There would be little surface disturbance when cleaning up the trash so none of the characteristics noted are expected to be affected. |
| 3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]. | Trash site cleanup have taken place many times on KFO and no controversial or unique or unknown effects were ever noted. |
| 4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. | Trash site cleanup have taken place many times on KFO and no controversial or unique or unknown effects were ever noted. |
| 5. Establishes a precedent for future action or represents a decision in principle about future actions with significant environmental effects. | No precedent established. Each trash site in the future will be analyzed and cleaned up as warranted with no connection to the current list of cleanups noted in this CX. |
| 6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. | None noted. |
| 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. | Archaeologist noted that these are not historic trash sites so are not eligible for listing. |
| 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. | Clearance completed on each site by Wildlife biologist note no impacts to TE species. |
| 9. Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. | No known laws would be violated by the proposed cleanups. |
| 10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). | None in the area. |
| 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 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 Executive Order 13112). | No weeds in the cleanup area. |

Backfill Pit (Meadview)



Legend

- | | | | |
|---------------------------|---|--------------------------------|--|
| Private Lands | Bureau of Land Management (BLM) | BLM Wilderness Area | BLM National Monument |
| State Lands | National Forest Lands (USFS) | Forest Service Wilderness Area | National Conservation Area |
| State Wildlife Area | National Park Service (NPS) | NPS Wilderness Area | Military Reservations/Corps of Engineers |
| City, State, County Parks | USFW Service, National Wildlife Refuges | USFW Service Wilderness Area | Bureau of Reclamation (BOR) |
| County Lands | Indian Lands or Reservations | | |



United States Department of the Interior
 Bureau of Land Management
 Arizona State Office
 Land Status updated as of November 2012
 Map Prepared: 5/2/2013

Document Path: T:\AZ\AZ_BASE_PROJECT_S\11P\Print\mxd

The Bureau of Land Management (BLM) makes no representations or warranties regarding the accuracy or completeness of this map. This map does not address encroachments or questions of location, boundary, and area, which an accurate survey may disclose. This map is intended and is to be used as an illustration only. The map is merely representative, it and the data from which it was derived are not binding on the BLM and may be revised at any time in the future. The BLM shall not be liable under any circumstances for any direct, indirect, special, incidental, or consequential damages with respect to any claim by any user or any third party, on account of or arising from the use of this map or the data from which it was derived.



