



United States Department of the Interior



BUREAU OF LAND MANAGEMENT
Anchorage Field Office
4700 BLM Road
Anchorage, Alaska 99507-2591
<http://www.blm.gov/ak>

Raw TV Film Permit

Categorical Exclusion, DOI-BLM-AK-A010-2013-0032-CX

Case File, AA-93612

DECISION RECORD

Decision

Raw TV produces the mining reality television show, Gold Rush Alaska. Raw TV has requested a land use permit to film mining-related activities on unpatented Federal mining claims approximately 15 miles west of Klukwan, Alaska.

It is my decision to implement the proposed action on BLM-managed lands as described in the attached Categorical Exclusion documentation, DOI-BLM-AK-A010-2013-0032-CX, including all Required Operating Procedures and Permit Stipulations listed therein and attached to this decision.

Specifically, Raw TV is hereby authorized a 2920 Land Use Permit for commercial filming purposes to film mining exploration activities on unpatented federal mining claims on Cahoon Creek, beginning August 19, 2013 through September 30, 2013. Additionally, the film crew is authorized to tent-camp on the claims while they are on the ground filming; however, no sleeping platforms or other above-ground structures may be built in support of the filming effort.

This Land Use Permit does not authorize the storage of fuel, equipment, or gear nor re-fueling on BLM-managed lands. All human waste and litter must be removed from BLM-managed lands.

This land use authorization applies only to Raw TV's proposed aerial and on-the-ground filming activities and associated tent camping needs. The "mining" activities of filming interest are actually exploration activities being conducted on Federal mining claims (managed by the BLM) consistent with Notice-level operations described in 43 CFR § 3809.21 and § 3809.300.

Rationale for the Decision

My decision is based on Ring of Fire Approved Resource Management Plan (RMP) guidance and 43 CFR § 2920, *Leases, Permits, and Easements*.

The RMP states that the BLM may issue land use permits, which includes commercial filming permits, if it "...will not cause appreciable damage or disturbance to the public lands [and] their resources," (RMP, p.9). Therefore, Raw TV's proposal is in conformance with the applicable land use plan and can be approved.

Furthermore, consistent with 43 CFR § 2920.0-6(b), I have considered the duration of the anticipated use, the impact of the proposed activity on the public lands and resources, and the investment required by the anticipated use. The proposed filming activity would be completed in less than two months and is therefore short-term in duration. The authorized activities, filming and tent-camping, are not ground disturbing activities. The impacts on the public lands and resources are expected to be minimal. Finally, beyond permit monitoring and compliance, the permitted activities do not require any investment on behalf of the BLM.

The proposed action has been reviewed by Anchorage Field Office staff and appropriate Project Design Features, 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 Anchorage Field Office, 4700 BLM Road, Anchorage, Alaska 99507, 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 Anchorage Field Office as noted above. *The BLM does not accept appeals by facsimile, email, or other electronic means.* 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/ Alan Bittner

August 14, 2013

Alan Bittner
Anchorage Field Manager

Date

Attachments

1. Categorical Exclusion documentation (DOI-BLM-AK-A010-2013-0032-CX), including attachments