

U.S. Department of the Interior
Bureau of Land Management
Carson City District Office

**CATEGORICAL EXCLUSION
ENVIRONMENTAL REVIEW AND APPROVAL**

Project Creator: Linda Appel, WHBS

Field Office: Stillwater

Lead Office: Stillwater

Applicable Categorical Exclusion: 516 DM 11.5 (D) 4: Removal of wild horses or burros from private lands at the request of the landowner(s).

NEPA Number: DOI-ELM-NV-C010-2013-0046-CX

Project Name: Burro Bait Trapping in Mina, NV

Project Description:

Proposed Action

Authorize the use of a bait trap to capture approximately 13 burros outside the Marietta Wild Burro Herd Management Area near Mina, NV.

Description of Proposed Action

A bait trap used to catch nuisance burros will be placed on public and/or privately owned land within the area of Mina, NV. Trap site placement will be determined depending on burro movement. When the site area is established, a cultural survey of the site will be conducted, if needed. The need for this trapping is a result of complaints from private citizens about burros on their lands and too close and/or crossing Highway 95. The BLM is gathering these burros to reduce and mitigate a public safety hazard and the potential for wild burro injury or death from motor vehicles traveling on the highway. It is the responsibility of the BLM to manage wild burros on public and adjacent lands under The Wild Free-Roaming Horses and Burros Act of 1971. The plan has been reviewed to determine if the proposed trapping conforms to the land use plan terms and conditions as required by 43 CFR 4720.1 and 4720.2-2.

Applicant Name: Bureau of Land Management, Stillwater Field Office, 5665 Morgan Mill Road, Carson City, NV 89701

Project Location: T6N R35E Mineral Co., NV

Land Use Plan Conformance: The proposed action described above is in conformance with the Carson City Field Office Consolidated Resource Management Plan (2001), even though it is not specifically provided for, because it is clearly consistent with the following CRMP decisions (objectives, terms, and conditions):

Page WHB-1 number 2. Remove excess wild horses and burros from public lands to preserve and maintain a thriving ecological balance and multiple-use relationship. Priority shall be given to removing wild horses and burros from private land when the landowner submits a written request to BLM for their removal.

and

Page WHB-4 number 1. Section four of the Wild Horse and Burro Protection Act of 1971, requires that wild horses and burros that stray from public lands on to privately owned lands be removed on request of the landowners.

Screening of Extraordinary Circumstances: The following extraordinary circumstances apply to individual actions within categorical exclusions (43 CFR 46.215). The BLM has considered the following criteria: (Specialist review: initial in appropriate box)

<i>If any question is answered 'yes' an EA or EIS must be prepared.</i>	YES	NO
1. Would the Proposed Action have significant impacts on public health or safety? (Range-Jill Devaurs)		JD
2. Would the Proposed Action 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 (EO 11990); floodplains (EO 11988); national monuments; migratory birds (EO 13186); and other ecologically significant or critical areas? (Archeology, Recreation, Wilderness, Wildlife, Range by allotment, Water Quality)		pm DW
3. Would the Proposed Action have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA 102(2)(E)]? (PEC)		ADR
4. Would the Proposed Action have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks? (PEC)		ADR
5. Would the Proposed Action establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects? (PEC)		ADR
6. Would the Proposed Action have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects? (PEC)		ADR
7. Would the Proposed Action have significant impacts on properties listed, or eligible for listing, on the NRHP as determined by the bureau or office? (Archeology)		pm
8. Would the Proposed Action 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? (Wildlife)		CK
9. Would the Proposed Action violate federal law, or a State, local or tribal law or requirement imposed for the protection of the environment? (PEC and Archeology)		ADR
10. Would the Proposed Action have a disproportionately high and adverse effect on low income or minority populations (EA 12898)? ((PEC)		ADR
11. Would the Proposed Action 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 (EO 13007)? (Archeology)		pm
12. Would the Proposed Action contribute to the introduction, continued existence, or spread of noxious weeds or non-native 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 EO 13112)? (Range-Jill Devaurs)		JD

SPECIALISTS' REVIEW:

During ID Team review of the above Proposed Action and extraordinary circumstances, the following specialists reviewed this CX:

Planning Environmental Coordinator, Angelica Rose: *AR 8/20/13*
Public Health and Safety/Noxious Weeds, Jill Devaurs: *JD 8-19-13*
Recreation/Wilderness/VRM/LWC, Dan Westermeyer: *DW 8/19/13*
Wildlife/T&E (BLM Sensitive Species), Chris Kula: *CK 8/19/13*
Archeology, Jason Wright: *JW 8/19/13*
~~Water Quality, Gabe Venegas:~~
Grazing/Soils, Jill Devaurs/Linda Appel/Chelsy Simerson: *CS 8/22/13*

CONCLUSION: This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The trap site in question is on privately owned land. The proposed action has been reviewed and none of the extraordinary circumstances described in 516 DM 2 apply (Appendix 2).

Based upon the review of this Proposed Action, I have determined that the above-described project is a categorical exclusion, in conformance with the LUP, and does not require an EA or EIS. A categorical exclusion is not subject to protest or appeal.

Approved by:

Teresa J. Knutson
Teresa J. Knutson
Field Manager
Stillwater Field Office

8/23/2013
(date)

0046-CX

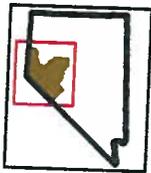
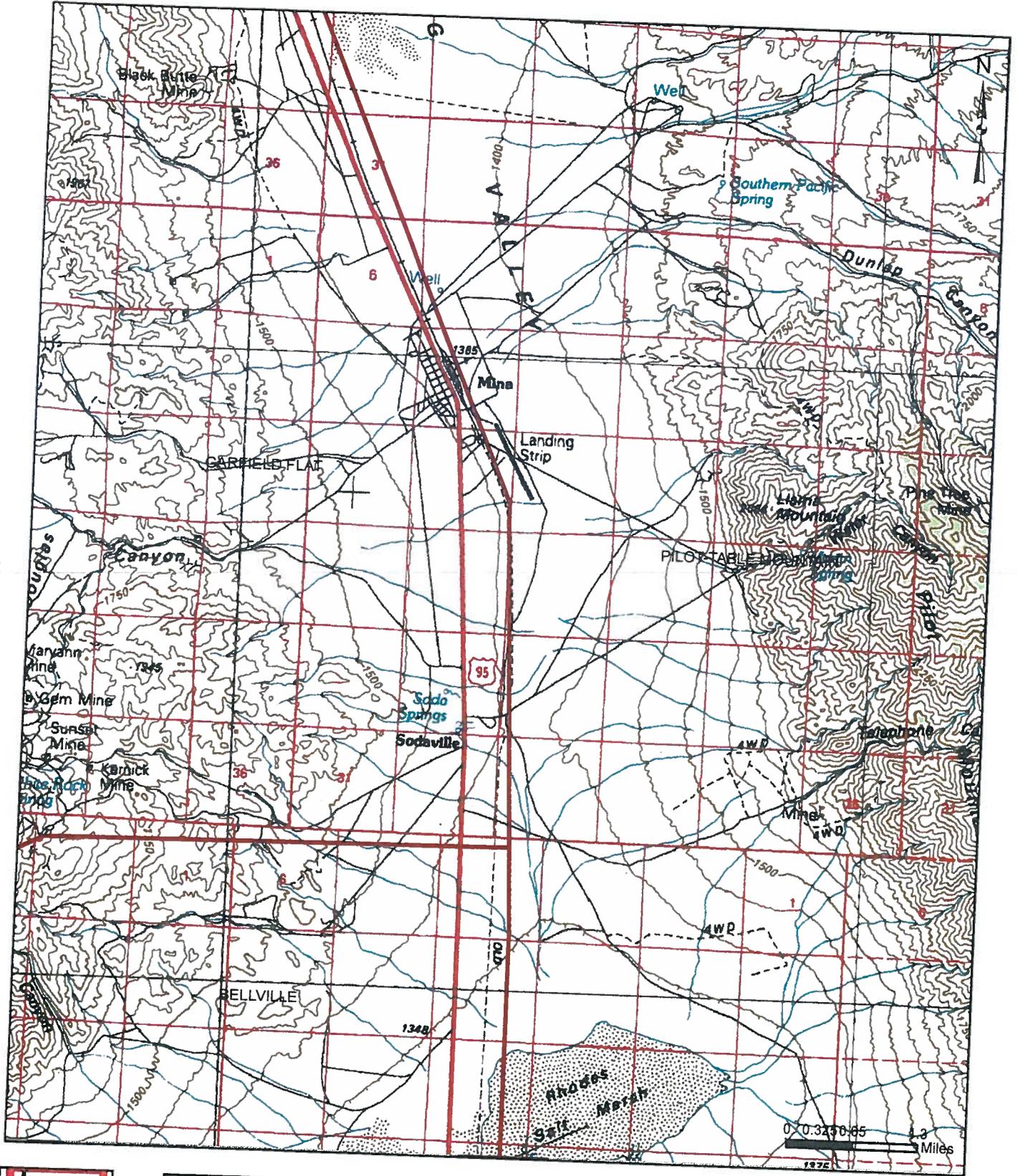
Categorical Exclusion DOI-BLM-NV-C010-2013-0046-CX
Burro Bait Trapping in Mina, NV
Appendix 2: Extraordinary Circumstances

Before any non-Energy Act Categorical Exclusion is used, a sufficient review must be conducted to determine if any of the following extraordinary circumstances listed in Part 516, Chapter 2, Appendix 2 of the U.S. Department of the Interior's Departmental Manual (516 DM 2, Appendix 2) apply. If any of these extraordinary circumstances are applicable to the Proposed Action, an Environmental Assessment or an Environmental Impact Statement must be prepared in accordance with the National Environmental Policy Act of 1969. 516 DM 2, Appendix 2 states that extraordinary circumstances exist for individual actions within Categorical Exclusions which may:

- 2.1 Have significant impacts on public health or safety.
- 2.2 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.
- 2.3 Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].
- 2.4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.
- 2.5 Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.
- 2.6 Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.
- 2.7 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.
- 2.8 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.
- 2.9 Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.

- 2.10 Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).
- 2.11 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).
- 2.12 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).

Area of Mina, NV

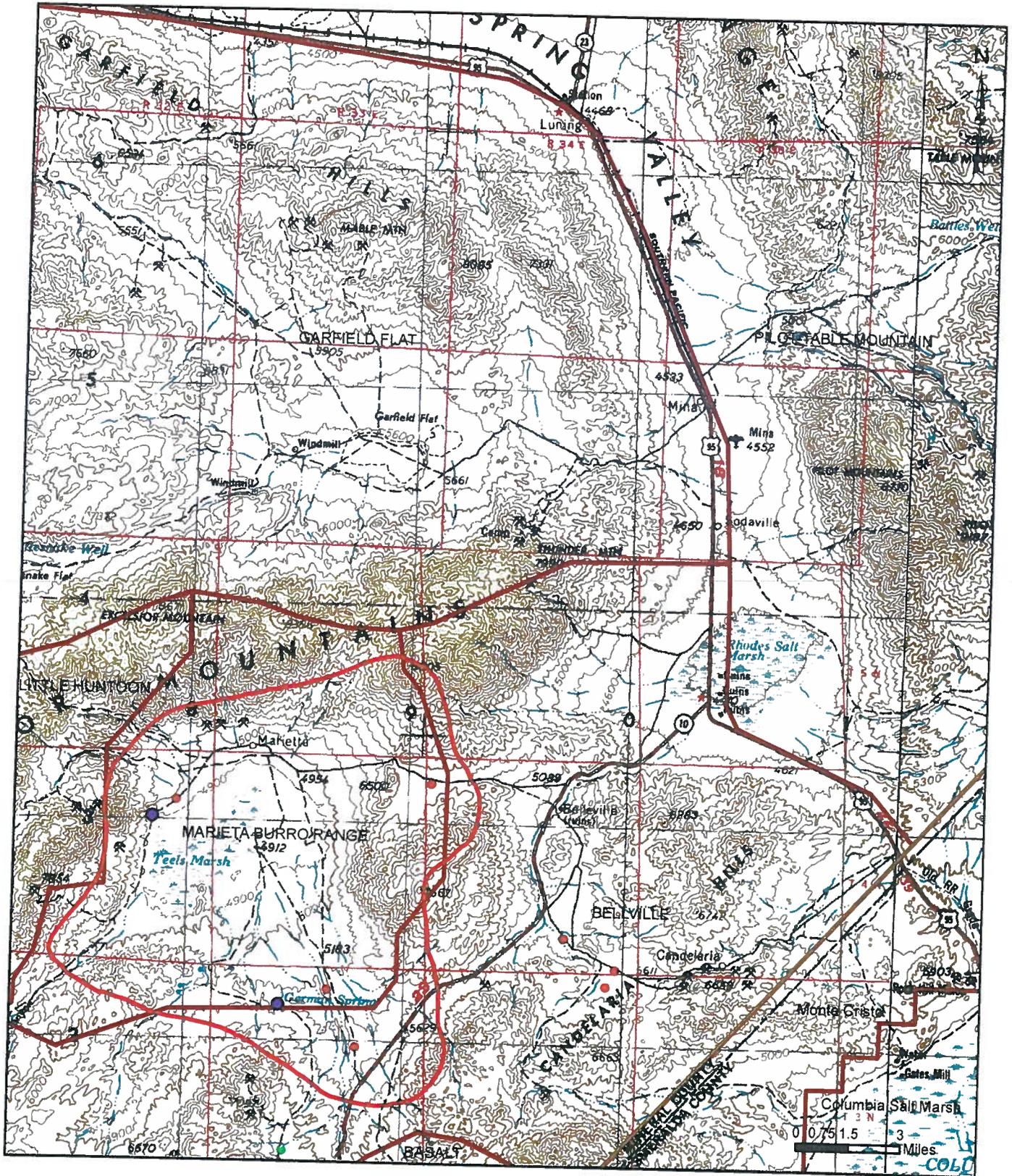


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Map Produced by: Jill Devaurs
 08/13/2013

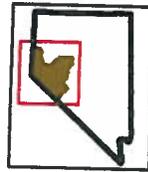
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Proximity of Marietta Burro Range to Mina, NV



Legend

Marietta Burro Range Boundary



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