

Checklist for Determination of Existing NEPA Adequacy

Document Title: Dieringer Outfitters Permit Renewal

Document Number: DOI-BLM-PZ-0610-2013-0033-DNA

Case File Number: AZA35841

Preparer Name and Title: James Scott Ford, Outdoor Recreation Planner

Date Scoping Initiated: 8/7/13

Date Scoping CLOSED: 8/23/13

Thomas J. Schnell
Thomas J. Schnell, AFM for Non-Renewable Resources

Tim Goodman - Jeff Conn
Biologist Assigned

Joe David
Joe David, AFM for Renewable Resources (acting)

Scott C. Cooke 8/7/13
Scott C. Cooke, SFO Field Manager

Tom Schnell
NEPA Coord. Assigned

Critical Elements and Other Issues	Specialists	Affected		Comments		Document Review Signature	Date
		Yes	No	Yes	No		
Air Quality*	Appropriate RMS		✓		✓	<i>Joseph</i>	10/22/13
ACECs*	Tom Schnell		✓		✓	<i>John</i> McNeill For T&E	10/18/13
Climate Change	Appropriate RMS		✓		✓	<i>Joseph</i>	10/21/13
Cultural Resources*	Dan McGrew		✓		✓	<i>Dan McGrew</i>	8/9/13
Env. Jus. and Socio-economics	Tim Goodman		✓		✓	<i>Tim Goodman</i>	8/8/13
Floodplains* *	Appropriate RMS		✓		✓	<i>Joseph</i>	10/22/13
Hazardous Materials*	RJ Estes		✓		✓	<i>RJ Estes</i>	10/21/13
Lands/Realty	Roberta Lopez		✓		✓	<i>Roberta Lopez</i>	10/18/13
NEPA Maps	Sharisse Fisher		✓		✓	<i>Sharisse Fisher</i>	10/21/13
Nonnative/Invasive Plants*	Dave Arthun		✓		✓	<i>Dave Arthun</i>	10/22/13
Native American Rel.*	Dan McGrew		✓		✓	<i>Dan McGrew</i>	8/9/13
Prime/Unique Farmlands*	Appropriate RMS		✓		✓	<i>Joseph</i>	10/21/13
Range	Appropriate RMS		✓		✓	<i>Joseph</i>	10/21/13
Soils	Appropriate RMS		✓		✓	<i>Joseph</i>	10/21/13
Solid Waste*	RJ Estes		✓		✓	<i>RJ Estes</i>	10/21/13
T&E Animal Species*	Tim Goodman		✓		✓	<i>Tim Goodman</i>	8/8/13
T&E Fish/Fisheries	Heidi Blasius		✓		✓	<i>Heidi Blasius</i>	8/19/13
T&E Plant Species*	Tim Goodman		✓		✓	<i>Tim Goodman</i>	8/8/13
VRM*	Ron Peru		✓		✓	<i>Ron Peru</i>	10/18/13
Water Quality (Grnd. & Srfc.)*	Appropriate RMS		✓		✓	<i>H. Blasius</i>	8/19/13
Water Rights	Appropriate RMS		✓		✓	<i>H. Blasius</i>	8/19/13
Wetlands/Riparian*	Appropriate RMS		✓		✓	<i>H. Blasius</i>	8/19/13
Wild & Scenic River*	Tom Schnell		✓		✓	<i>John</i> Acting AFM For Schnell	10/18/13
Wilderness*	Tom Schnell		✓		✓	<i>John</i> "	10/18/13
Wilderness Characteristics	Tom Schnell		✓		✓	<i>John</i> "	10/18/13
Wildlife	Tim Goodman		✓		✓	<i>Tim Goodman</i>	8/8/13

Other							
*required by law							
Attachments:							
Planning and Environmental Coordinator: <u><i>MS</i></u>						Date: <u>6/22/13</u>	
<u><i>MS</i></u>						Date: <u>10/22/13</u>	
Assistant Field Manager - Reviewed/Recommended							
						AZ-040-1790-2	
						(Rev. 08/02)	

Comments: Report predator kills on BLM
B

To: Specialists

From: J. Scott Ford, Outdoor Recreation Planner(acting)

Date: 08/06/2013

Subject: Scoping of DNA for Dieringer Outfitters, Special Recreation Permit Renewal

NEPA Number: Pending(Sharisse will assign # and produce map upon return from A/L)

Case File: AZA35841

Location: Public Lands administered by BLM within the Safford Field Office boundaries

Quad:

Any Known Issues: None

DESCRIPTION: Dieringer Outfitters to provide guided hunts for big game within the Safford Field Office. Group size would average 2-3 people per trip. There will be no camping on public land. The outfitter would provide meals, snacks, and bottled water. Cooking would be done with a stove and wood fire. All trash and game parts would be hauled out and properly disposed of. Pit toilets would be used for human waste. First aid kits will be carried on each trip. Standard stipulations for all commercial recreation use will apply including noxious weed stipulations. Dieringer Outfitters has had a special recreation permit since 2011. Their current permit expired on 7/31/13. This will be a 5-year permit renewal.

The Proposed action conforms with the following Land-Use Plan: YES NO

The proposed action conforms with the Safford District Resource Management Plan (RMP) and Record of Decision approved September 1992 and July 1994. According to page 22 of the RMP, "Rights-of-way, leases and permits will be considered on a case-by-case basis, in accordance with the decisions of this Resource Management Plan.")

Access: *Include general access description and attach applicable maps and additional materials.*

Worksheet
Documentation of Land Use Plan Conformance and NEPA Adequacy (DNA)

U.S. Department of the Interior
Bureau of Land Management (BLM)
NEPA #: DOI-BLM-AZ-

A. BLM Office: Safford Field Office

Lease/Serial/Case File No. AZA35481

Project Title/Type: Dieringer Outfitters

Location of Proposed Action: Safford Field Office

Description of the Proposed Action: Dieringer Outfitters to provide guided hunts for big game within the Safford Field Office. Group size would average 2-3 people per trip. There will be no camping on public land. The outfitter would provide meals, snacks, and bottled water. Cooking would be done with a stove and wood fire. All trash and game parts would be hauled out and properly disposed of. Pit toilets would be used for human waste. First aid kits will be carried on each trip. Standard stipulations for all commercial recreation use will apply including noxious weed stipulations. Dieringer Outfitters has had a special recreation permit since 2011. Their current permit expired on 7/31/13. This will be a 5-year permit renewal.

Applicant (if any):

B. Conformance with the Land Use Plan (LUP) and Consistency with Related Subordinate Implementation Plans

LUP Name*	Safford RMP	Date Approved	<u>ROD Part I Sept, 1992 and</u> <u>ROD Part II July, 1994</u>
LUP Name*	_____	Date Approved	_____
Other document**	_____	Date Approved	_____

*List applicable LUPs (e.g., Resource Management Plans or applicable amendments).

**List applicable activity, project, management, water quality restoration, or program plans.

The proposed action is in conformance with the applicable LUPs because **it is specifically** provided for in the following LUP decisions:

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 decisions (objectives, terms, and conditions):

The Safford District will endeavor to provide a variety of recreational opportunities that meets public demand and are compatible with the Bureau's stewardship responsibilities.

C. Identify the applicable NEPA document(s) and other related documents that cover the proposed action.

List by name and date all applicable NEPA documents that cover the proposed action.
Special Recreation Permits for Commercial Recreation Activities on Public Lands in Arizona EA Number AZ-931-93-001.

List by name and date other documentation relevant to the proposed action (e.g., source drinking water assessments, biological assessment, biological opinion, watershed assessment, allotment evaluation, rangeland health standard's assessment and determinations, and monitoring the report). N/A

D. NEPA Adequacy Criteria

1. Is the current proposed action substantially the same action (or is a part of that action) as previously analyzed?

Documentation of answer and explanation: Yes

The proposed actions are provided in the Safford RMP. Additionally the existing special recreation permit EA for commercial recreation activities on public lands in Arizona analyzes day use and multiple day trips for commercial recreation operators who propose activities that comply with the standard stipulations shown in Attachment A of the EA. Much of the EA analyzes overnight camping, multiple day activities, vehicle use, use of pack stock, use of campfires, and use of latrines.

2. Is the range of alternatives analyzed in the existing NEPA document(s) appropriate with respect to the current proposed action, given current environmental concerns, interests, resource values, and circumstances?

Documentation of answer and explanation: Yes

The trips Dieringer Outfitters proposes are included in the types of activities analyzed in the 1993 SRP EA. The types of activities proposed are covered by the analysis of the existing EA.

3. Is the existing analysis adequate and are the conclusions adequate in light of any new information or circumstances (including, for example, riparian proper functioning condition [PFC] reports; rangeland health standards assessments; Unified Watershed Assessment categorizations; inventory and monitoring data; most recent Fish and Wildlife Service lists of threatened, endangered, proposed, and candidate species; most recent BLM lists of sensitive species)? Can you reasonably conclude that all new information and all new circumstances are insignificant with regard to analysis of the proposed action?

Documentation of answer and explanation: Yes

The existing EA analyzes two alternatives, the Proposed Action Alternative (issues a commercial permit with stipulations) and the No Action Alternative (no permitting). That range of alternatives adequately covers Dieringer Outfitters proposed guided hunts. There has been no significant change in the

circumstances or significant new information germane to the Proposed Action. Additional wildlife species have been listed under the Endangered Species Act since preparation of the existing EA, but state and federal wildlife management agencies have not prohibited or restricted hunting, trail riding, or wildlife viewing and photography on BLM administered public lands in their efforts to manage these species. In the year 2000, the BLM Safford Field Office completed a Sec. 7 consultation on special recreation use permits for riparian areas for commercial and private outfitters who use horses and/or mules. The results of that consultation are included in the permit stipulations. The proposed activities would not significantly impact T&E wildlife species when carried out under the permit stipulations.

4. Are the direct, indirect, and cumulative effects that would result from implementation of the new proposed action similar (both quantitatively and qualitatively) to those analyzed in the existing NEPA document?

Documentation of answer and explanation: Yes

The direct and indirect impacts of the proposed guiding business are not significantly different than those identified in the existing SRP EA. The impacts of these activities would be less than many of the overnight activities analyzed in the existing EA. Further, additional beneficial economic impacts would result from the issuance of a permit for the proposed guiding activity.

The proposed hunting guiding business would not change the analysis of cumulative impacts in the existing EA because it is included in the types of commercial activities analyzed in that EA. Further, the existing environment has not changed substantially since 1993, necessitating further analysis of impacts from commercial recreation uses.

5. Are the public involvement and interagency review associated with existing NEPA document(s) adequate for the current proposed action?

Documentation of answer and explanation: Yes

Public involvement in the existing SRP was substantial. About 700 draft EAs were mailed for review and comment during preparation of the analysis. Many individuals, organizations, and agencies were asked to review the draft EA.

E. Persons/Agencies/BLM Staff Consulted

<u>Name</u>	<u>Title</u>	<u>Resource/Agency Represented</u>
James Scott Ford		Recreation
Dan McGrew		Cultural Resources
Tim Goodman		Wildlife, T&E Species, Environmental Justice
David Arthun		Nonnative/Invasive Plants/Range
Roberta Lopez		Lands/Realty
Heidi Blasius		Fisheries/Riparian/Water Quality

Note: Refer to the EA/EIS for a complete list of the team members participating in the preparation of the

original environmental analysis or planning documents.

CONCLUSION

- Based on the review documented above, I conclude that this proposal conforms to the applicable land use plan and that the existing NEPA documentation fully covers the proposed action and constitute BLM's compliance with the requirements of NEPA.

Note: If one or more of the criteria are not met, a conclusion of conformance and/or NEPA adequacy cannot be made and this box cannot be checked



Signature of Project Lead



Signature of NEPA Coordinator



Signature of Responsible Official

Date 10/22/13

Note: The signed CONCLUSION on this Worksheet is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. However, the lease, permit, or other authorization based on this DNA is subject to protest or appeal under 43 CFR Part 4 and the program-specific regulations.

DECISION:

I have reviewed this plan conformance and NEPA compliance record and have determined that the proposed action is either (a) in conformance with or (b) clearly consistent with terms, conditions, and decisions of the approved land use plan and that no further environmental analysis is required. It is my Decision to implement the project, as described, with the mitigation measures identified below.

Mitigation measures or other remarks:



Field Manager



Date



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Safford Field Office
711 14th Avenue
Safford, Arizona 85546
928-348-4400
www.az.blm.gov



Memorandum

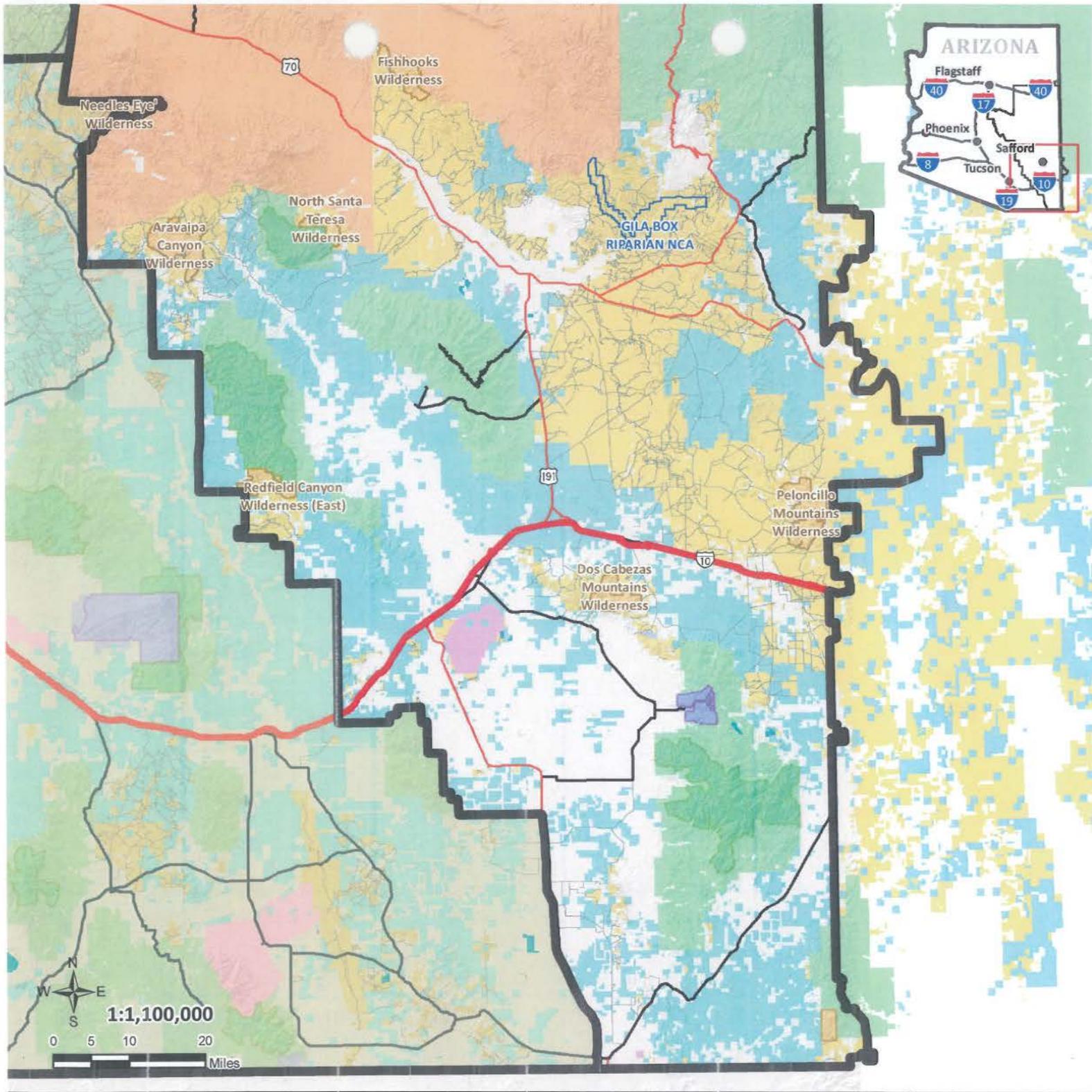
To: Scott Ford, Outdoor Recreation Planner
From: Heidi Blasius, Fisheries Biologist
Subject: Dieringer Outfitters
Date: August 19, 2013

The proposed action of guiding hunts for big game within the Safford Field Office by Dieringer Outfitters will not adversely affect threatened, endangered, or sensitive fish species (TES) or their proposed or designated critical habitat due to stipulations in place for aquatic and riparian habitats, small (2-3) group size per trip, and activities primarily being conducted in the uplands, which are located outside of areas supporting TES fish species or their habitat.

If you have any questions please let me know.

Sincerely,

Heidi Blasius, Fisheries Biologist
Bureau of Land Management, Safford Field Office
711 South 14th Avenue
Safford, Arizona 85546



**Dieringer Outfitters SRP Renewal
DOI-BLM-AZ-G010-2013-0032-DNA**

- | | | | | |
|----------------|--------------------------------|--------------|----------|---------------------|
| Interstates | BLM National Conservation Area | BLM | Military | State |
| US Highways | BLM Wilderness Area | Indian Lands | NPS | State Wildlife Area |
| State Highways | Local or State Parks | Private | USFS | |



United States Department of the Interior
Bureau of Land Management
Gila District Office
Safford Field Office

While every effort has been made to ensure the accuracy of this information, the BLM makes no warranty, express or implied, as to its accuracy and expressly disclaims liability for the accuracy thereof.

Special Recreation Permit
OPERATING PLAN
For Commercial Outfitters and Guides

sent email 11/9
with additional
info needed

It is important that you fill out the form as completely as possible. If something does not apply to you, note "n/a" in that section. Incomplete plans will delay permit processing.

1. Business Information:

Business Name: Dieringer Outfitters

Classification: Individual Partnership Corporation
(if applicable, attach Articles of Incorporation, Operating Agreement and/or Bylaws)

Owner/Partner(s) Names: Sam Dieringer

Business Address: PO Box 441 City: Pima State: AZ Zip: 85543

Business Phone Number: 928 485 8900 Cell Phone Number: 322-2627

Fax Number: _____ E-mail Address: sam@dieringeroutfitters.com

Website Address: dieringeroutfitters.com

Brief description of your business operations and services offered: Hunting guide services

Others authorized to represent your business (office managers, agents, etc.):

Name	Position
------	----------

_____	_____
_____	_____

2. Trip Information:

Average Group Size: 2-3 Maximum Group Size: 5

Average Length of Trip (breakdown by location/route if applicable): _____

Up to 10 days

Number of Guides per Group: 1-2

Number of Trips per Week: 1

No changes 10/22/13
Jed York

If you propose to provide one or more of the following services, please complete this section.

Guide Service Deer/Elk Lion/Bear Other Game Fishing
 Packing Service (camps, game, etc.) Horseback Trail Rides Mountain Bike Rides
 4 Wheel Drive Tours Horse and Pack Animal Rental/Delivery
 Services for People with Disabilities (Describe): _____

Duration: Day Use Overnight Use

3. Logistics:

No Camping on BLM Land

Animals:

Type(s) used (indicate number): Horses _____ Mules _____ Other _____

Describe how animals are fed, watered, and controlled when on public lands (corrals, tethers, etc.):

Corral Panels - Feed & water containers

Camp Set-up:

Type of Camp(s) (check what applies): Base _____ Spike _____

Please describe your facilities below (if you move around, complete as necessary):

Location: _____ Dates of use: _____

Facilities: _____

Location: _____ Dates of use: _____

Facilities: _____

* Sanitation (check what applies):

Toilets: Pit Portable _____ Chemical _____ Carryout _____

Solid Waste Removal (explain removal of human, game, trash, etc. waste removal):

* *All trash & game parts will be hauled out & properly disposed of.*

Liquid Waste Removal (explain human, gray water, etc. waste removal):

Do you provide food? Yes No _____ (if yes, check which meals)

Breakfast Lunch Dinner _____ Snacks _____

Do you provide potable water? Yes No _____ (if yes, check method used)

Bottled water Filter _____ Boiled _____ Chemicals _____ Other _____

Cooking facilities (check all that apply):

Stove Wood Fire Charcoal _____ Fire _____ Firepan _____

Transportation:

List all vehicles used (trucks, vans, jeeps, hummers, ATVs, etc.):

Type	Year	Make	Model	Color	License #	State
PJ	99	Ford	F-250	White	943-JSF	AZ
PJ	2001	Ford	F-450	White	CB-11192	AZ

Do your vehicles have your business logo on them? Yes _____ No
(if yes, please attach an example or photo of your logo)

River Related Services(List # of craft owned and check all other services provided): *None*

Oar Rafts Canoes Kayaks Shuttle Service
 Other(describe)

Do you rent boats or other equipment? Yes No
If yes, describe: _____

Location where you propose to operate:

River Name/Section: _____
Put-In: _____
Take-Out: _____
Frequent Stops/Camps: _____

4. Subcontractor Information:

Do you use subcontractors to supplement your business? Yes _____ No
(if yes, complete below for each subcontractor used)

Subcontractor Name	Phone Number	Service Provided

Do you retain operational control of the tour when using subcontractors?

Yes No (if no, explain circumstances below)

Fee Information:

List your fee schedule including discounts (brochure with prices can be attached):

\$2,000 - \$5,000 5-10 day hunts

Do clients pay fees to you or to a third party (i.e. travel agent or subcontractor)?

To Me

6. Safety:

Equipment and Training (check all that are carried on each trip):

First Aid Kit Fire Extinguisher Signaling Device PFD,s

Cellular Phone Radio/CB Extra food and water

Throwable Rescue Device Other

Do you have an emergency plan in the event someone is lost or injured? (if so, please describe):

Cell phones when in service, PLB otherwise

Do you or your employees have training or certification in the following:

First Aid CPR Emergency Training Other

List employee names and what safety training and certifications they have:

Name	Training/Certifications
<u>Scott Dieringer</u>	<u></u>
<u>Nicholas Dieringer</u>	<u></u>
<u>Wade Eckel</u>	<u></u>

7. Background Information:

List other permits you have held (include Forest Service permits, etc.):

In the past five years, have you or any of your company representatives or employees been convicted of a federal, state, or local violation in connection with outfitting/guide operations or associated activities (including AZ Game & Fish violations)? Yes _____ No

Have you had a BLM or USFS permit denied, suspended, or revoked?

Yes _____ No _____ If yes to either question, please explain: _____

I certify that the information given by me in this application is true, accurate, and complete to the best of my knowledge. I acknowledge that I am required to comply with requirements and stipulations on Form 8370-1. Any additional stipulations that are required by the authorized officer when the permit is issued. I further understand that the provision of false information or the failure to keep this Operating Plan or other permit information updated are grounds for probation, suspension, or revocation of the permit.

Sam Denny _____ 11-3-11 _____
Applicant Signature Date