

CATEGORICAL EXCLUSION

Project Name/Applicant: Warm Springs Production North Creek Film Permit

Project/Case File Number: IDI-37705

Project Lead: Becky Lazdauskas, Realty Specialist

CE Number: DOI-BLM-ID-I010-2014-0015-CX

Date of Preparation: March 20, 2014

PROPOSED ACTION:

On March 13, 2013, Marianne Wall, on behalf of Warm Springs Production, submitted an application (Form 2920-1) requesting a film permit to authorize commercial filming on public lands within the Upper Snake Field Office area. Warm Springs, a Montana based TV production company, would like to film a segment of a nationally-broadcast TV show (Mountain Man Series) which airs on the History Channel. The film location would be the North Creek area of the Little Lost Valley choosing a location within a 10 mile radius of section 11 of T. 7 N., R. 28 E., B.M., Idaho (see Exhibit A).

The crew would consist of two on camera talent, one producer, two cameramen, and two production assistants. The equipment to be use would be two shoulder mounted cameras and two tripods. The segment would film the Montana resident and his brother who lives in Idaho, hiking through the area. All vehicular traffic would be confined to existing access routes, roads, or trails. The filming would occur March 24 through March 28, 2014.

There would be no surface disturbing activities authorized with this action; therefore, no rehabilitation would be required.

CONSULTATION AND COORDINATION:

A description of the proposed action was posted on March 13, 2014 to the online NEPA register. This is available to members of the public through the BLM USFO webpage.

FINDING AND RECOMMENDATION:

The proposed action is categorically excluded as outlined in 516 DM 6, 11.9, E (19) and none of the extraordinary circumstances described in 43 Code of Federal Regulations (CFR) 46.215 apply. This exclusion states that one-time issuances of short-term (3 years or less) rights-of-way or land use authorizations for such uses as storage sites, apiary sites, and construction sites where the proposal includes rehabilitation to restore the land to its natural original condition may be excluded from further environmental review.

I recommend that film permit, IDI-37705, be issued to allow for commercial filming on public lands located in Butte County (see Exhibit A). The permit would be issued for a 5-day period from March 24 through March 28, 2014. The authorization would be approved subject to the attached stipulations (Exhibit B). The permit would be granted under the authority of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761) and current Bureau regulations found at 43 CFR 2920. Cost recovery and rental would be required in

accordance with 43 CFR 2920 and current Bureau Policy.

DECISION AND RATIONALE FOR THE DECISION:

It is my decision to authorize film permit IDI-37705 allowing Warm Springs Production to conduct commercial filming in the North Creek area of the Little Lost Valley in Butte County. The permit would be issued for 5 day, March 24 through March 28, 2014, subject to the attached current terms and conditions (Exhibit B). All the associated fees would be collected as outlined in 43 CFR 2920 and current Bureau Policy.

Issuance of the permit would cause no significant environmental disturbance. The subject action qualifies as a Categorical Exclusion and meets the criteria contained in 516 DM 11.9, E (19). None of the exceptions found in 43 Code of Federal Regulations (CFR) 46.215 apply.

LAND USE PLAN CONFORMANCE:

The proposed action is in conformance with the Little Lost-Birch Creek Management Framework Plan (1981).

APPEALS INFORMATION:

Appeal procedures may be found at *43 CFR 4.21 (58 FR 4939, January 19, 1993)*

 /s/ Becky Lazdauskas
Becky Lazdauskas, Realty Specialist

 March 21, 2014
Date

 /s/ Jeremy Casterson
Jeremy Casterson, Upper Snake Field Manager

 March 21, 2014
Date

Extraordinary Circumstances Requiring Preparation of an EA or EIS

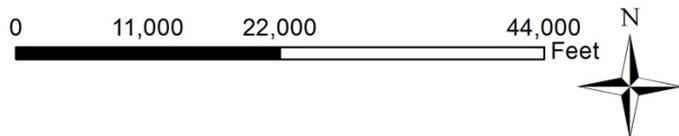
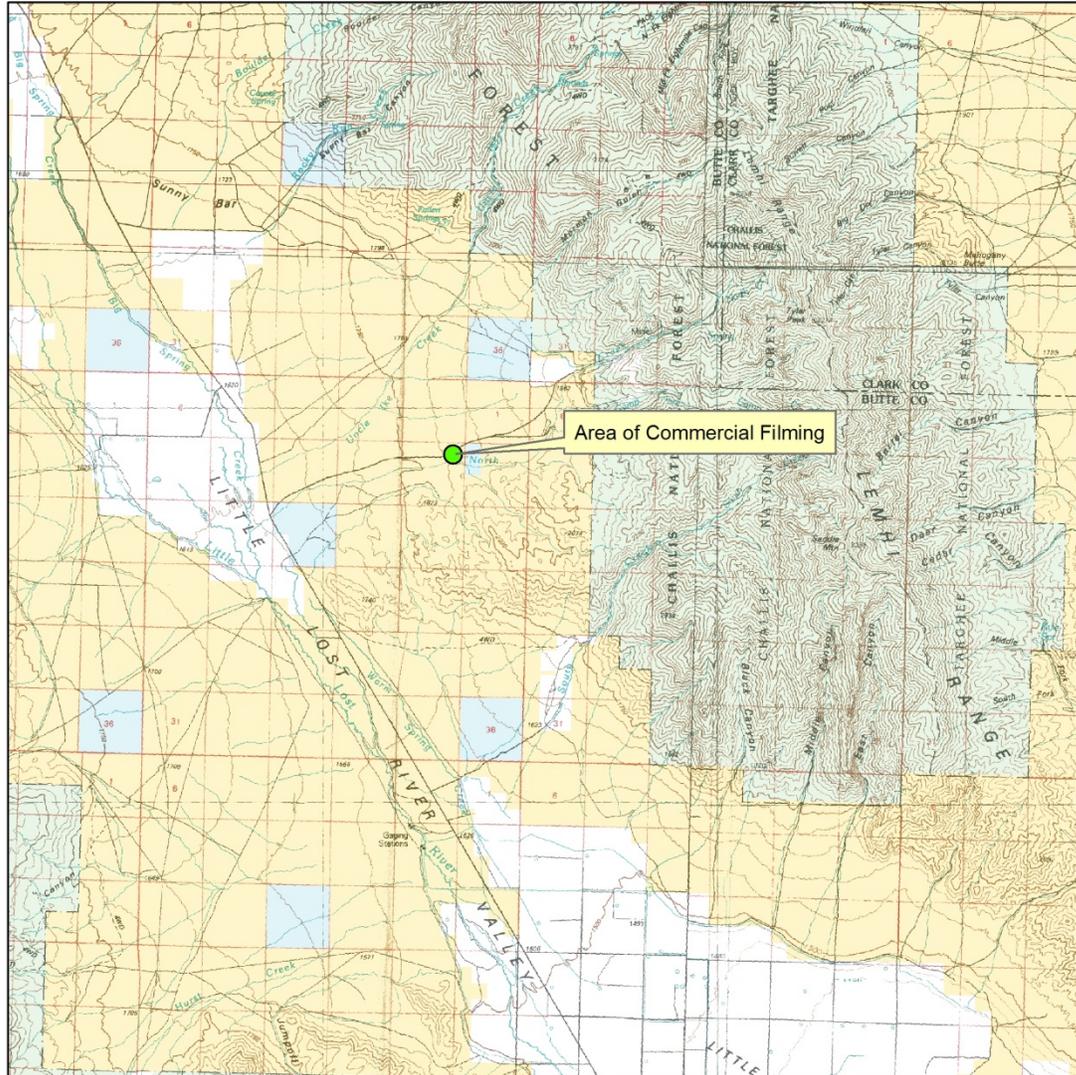
(43 Code of Federal Regulations (CFR) 46.215) The action described in categorical exclusion DOI-BLM-ID-I010-2014-0015-CX (IDI-37705) has been reviewed to determine that none of the extraordinary circumstances listed below pertain to the proposed action.

<u>DM</u> #	<u>Extraordinary Circumstance</u>	<u>YES</u>	<u>NO</u>
2.1	Have significant impacts on public health or safety. <i>The proposed commercial filming would not cause any impact to health or safety of the public.</i>		X
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. <i>No wilderness, wilderness study areas and wild and scenic rivers are present near the project area. The proposed commercial filming would not impede opportunities for recreation. This project is not located within an Area of Critical Environmental Concern (ACEC) or Research Natural Area (RNA). The proposed commercial filming would not have impacts to the values and resources described above. No surface disturbing activities are being proposed</i>		X
2.3	Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]. <i>The proposed commercial filming would not have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources. No surface disturbing activities are being proposed.</i>		X
2.4	Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. <i>The proposed commercial filming would not impact water quality or stream channels and floodplains.</i>		X
2.5	Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. <i>The proposed action would not establish a precedent for future actions. No surface disturbing activities are being proposed and commercial filming does not pose potentially significant effects.</i>		X
2.6	Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. <i>The proposed commercial filming would not have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects .</i>		X
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. <i>As no surface disturbing activities are proposed, there would be in impacts to properties listed or eligible for listing on the National Register of Historic Places</i>		X

<u>DM</u> #	<u>Extraordinary Circumstance</u>	<u>YES</u>	<u>NO</u>
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. <i>As there are no T&E or Proposed species, or critical habitat present within the project area, no significant impacts to these species would occur.</i>		X
2.9	Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. <i>The proposed action does not violate any federal law or a State, local, or tribal law or requirement imposed for the protection of the environment. No cumulatively significant effects would occur due to the commercial filming activities.</i>		X
2.10	Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). <i>The proposed commercial filming would not have an adverse effect on low income or minority populations.</i>		X
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). <i>There are no known sacred sites in the project area. Furthermore, the proposed commercial filming activities would not limit access to Indian sacred sites on Federal lands or impact traditional resource use in the area.</i>		X
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).. <i>Commercial filming would not contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species.</i>		X

IDI-37705 Warm Springs Productions Commercial Film Permit

EXHIBIT A
T. 7 N., R. 28 E., B.M., Idaho
Various Sections
North Canyon Area of the Little
Lost Valley



No warranty is made by the Bureau of Land Management for use of the data for purposes not intended by BLM.

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Exhibit B
IDI-37705
Warm Springs Productions Film Permit
Stipulations – March 21, 2014

1. The holder will have a copy of this permit at all times when filming on the BLM location.
2. The Holder shall ensure that only certified weed free hay is used on public land at all times.
3. All vehicular traffic shall be confined to the right-of-way or designated access routes, roads, or trails.
4. There are no surface disturbance activities authorized with this action.
5. Filming locations shall be maintained in a sanitary condition at all times; waste materials at those sites shall be disposed of promptly at an appropriate waste disposal site. 'Waste' means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.
6. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.
7. The final filming product will have written and/or verbal acknowledgement of filming location on public lands managed by the Bureau of the Land Management, Upper Snake Field Office, if feasible.
8. The holder shall contact Becky Lazdauskas, Realty Specialist, at the Upper Snake Field Office upon completion of filming to report the location and the date of filming and any other pertinent information.