

DECISION RECORD

U.S. Department of the Interior
Bureau of Land Management
Tucson Field Office

Pima County; State Route 86 Expansion, Right-of-Way Grant
DOI-BLM-AZ-G020-2013-0034-EA
AZAR-07474, AZA-30483-01 and AZA-32485

Project Description: On September 25, 2013 Tucson Electric Power Company (TEP) filed for applications in order to alleviate the conflict with the expansion of Arizona Department of Transportation (ADOT) SR 86 on public lands.

These authorizations will include the development, maintenance and location adjustment for the powerline.

AZAR-07474 is was originally granted and located in T. 15 S., R. 12 E., Section 7, E $\frac{1}{2}$ SW $\frac{1}{4}$. this portion will be reduced to 60' in width and 1605' in length for a total of 2.21 acres. AZAR-07474 will be amended.

AZA-30483-01 was originally granted and located in T. 15 S., R. 12 E., Section 3, Lots 1, 2, 13 and 15 the portions in Lots 1 and 2 will be moved, the portion being relocated is 16' X 1881 with four off sets the are 10' wide with varying lengths from 40' to 114' for a total of 0.78 acres . AZA-30483-01 will be amended.

AZA-32485 is a line that is in the process of being renewed located in T. 15 S., R. 12 E., Section 4, Lot 1 and SE $\frac{1}{4}$ NE $\frac{1}{4}$. There are two powerlines in the section that are being relocated. One line runs north to south and is 16' X 1318' located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ portion of the section. The other line runs east to west and is 25' X 1629' located in Lot and SE $\frac{1}{4}$ NE $\frac{1}{4}$. AZA-32485 will be amended to include the north to south portion.

In summary the following table lists the actions that will occur under the decision:

Permit Number	Permit type	Location	Powerlines dimensions	Acres added
AZAR-07474	ROW amended	Segment 1 T.15 S., R. 12 E., Section 7, E $\frac{1}{2}$ SW $\frac{1}{4}$.	60' X 1605'	2.21 acres
AZA-30483-01	ROW amended	Segment 2 T.15 S., R. 12 E., Section 3, Lots 1	16' X 1881' 4 off sets are 10' X varying lengths	0.78 acres

AZA-32485	ROW amended	and 2 Segment 3 T. 15 S., R. 12 E., Section 4, SE ¹ / ₄ NE ¹ / ₄ .	16' X 1318'	0.48 acres
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An active & authorized LR2000 record search was done on the public lands. There are numerous lands actions that are being corrected at the same time. There are no active mining claims.

Mitigations regarding the biological resources resulting from construction and maintenance of these grants and permits can be found in Federal Highway Administration (FHWA) environmental assessment (EA) numbered STP-086-A (APA) 086 PM 156 H6806 01C dated April 16, 2010 and amended August 14, 2014 and will be made a part of the amendments for these grants according to Title V of FLPMA.

Decision: It is my decision to select the proposed action which is to amend 3 grants to TEP for AZAR-07474, AZA-30483-01, and AZA-32485 on the public lands associated with the expansion of State Route 86.

Alternatives Considered: The “No Action” alternative was analyzed in the environmental assessment. The No Action alternative was not selected because it would not meet the purpose and need for the project.

Rational for Decision: The proposed action is specifically provided for in the Phoenix RMP. The environmental assessment analyzed the potential impacts to the environment and the public should the applications be amended. A FONSI has been signed; therefore there are no significant impacts to the environment that would require an environmental impact statement. By selecting the proposed action, the Tucson Field Office is implementing this portion of the Phoenix RMP.

Therefore, pursuant to 43 CFR (2800), it is my decision to approve grant to Qwest Corporation/dba CenturyLink including the mitigation measures shown in the Federal Highway Administration (FHWA) environmental assessment (EA) numbered STP-086-A (APA) 086 PM 156 H6806 01C dated April 16, 2010 and amended August 14, 2014.

Administrative Review Opportunities

This decision may be protested or appealed under the procedures outlined in BLM Handbook 8720-1 Chapter IV (8) and 43 CFR Part 4 and the enclosed Form 1842-1.

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 enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in writing to the Tucson Field Manager, Tucson Field Office, 3201 East Universal Way, Tucson, Arizona, 85756 within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulations at 43 CFR 2801.10 or 43 CFR 2881.10 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. 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 (see 43 CFR 4.413) at the same time the original documents are filed in 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.

/s/ Bruce Sillitoe
Bruce Sillitoe, Acting Tucson Field Manager

03/18/2015
Date

Attachments:

Finding of No Significant Impact dated
Environmental Assessment – Federal Highway Administration (FHWA) environmental
assessment (EA) numbered STP-086-A (APA) 086 PM 156 H6806 01C dated April 16, 2010
and amended August 14, 2014