

ASDO NEPA DOCUMENT ROUTING SHEET

NEPA Document Number: **DOI-BLM-AZ-A030-2015-0001-CX**

Project Title: **Pakoon, Mt Trumbull Administrative Sites Radio Tower Upgrade**

Project Lead: **Cris Madrigal**

Date that any scoping meeting was conducted: N/A

Date that concurrent, electronic distribution for review was initiated: January 30, 2015

Deadline for receipt of responses: **Friday, February 20, 2015**

ID Team/Required Reviewers will be determined at scoping meeting or as a default the following:

Gloria Benson, Tribal Liaison
Whit Bunting, Range/Vegetation/Weeds/S&G
Laurie Ford, Lands/Realty/Minerals
Diana Hawks, Recreation/Wilderness/VRM
David Van Alfen, Cultural Resources
Chad Cory, GCPNM Supervisory Ranger (Acting)
Jace Lambeth, Special Status Plants
John Sims, Supervisory Law Enforcement
Richard Spotts, Environmental Coordinator
Jeff Young, Wildlife/T&E Animals
Mark Wimmer, Monument Manager, GCPNM (Acting)

Required Recipients of electronic distribution E-mails only (not reminders):

Steve Rosenstock (E-mail address: srosenstock@azgfd.gov)
Daniel Bulletts (E-mail address: dbulletts@kaibabpaiute-nsn.gov)
Peter Bungart (E-mail address: pbungart@circaculture.com)
Dawn Hubbs (E-mail address: dawn.hubbs101@gmail.com)

(Mr. Rosenstock is an Arizona Game and Fish Department (AGFD) Habitat Program Manager. Mr. Bulletts is acting Environmental Program Director for the Kaibab Paiute Tribe (KPT). Mr. Bungart and Ms. Hubbs are cultural staff for the Hualapai Tribe. They may review and/or forward on ASDO NEPA documents to other employees. If a Project Lead receives comments from any AGFD employee on their draft NEPA document, they should include them in the complete set/administrative record and share them with Jeff Young as the ASDO Wildlife Team Lead. Mr. Young will then recommend how these comments should be addressed. If a Project Lead receives comments from any KPT or Hualapai Tribe employee, they should include them in the complete set/administrative record and share them with Gloria Benson as the ASDO Tribal Liaison. Ms. Benson will then recommend how these comments should be addressed.)

Discretionary Reviewers:

**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)
COMPLIANCE RECORD FOR CATEGORICAL EXCLUSIONS (CX)
U.S. Department of Interior
Bureau of Land Management**

PART I. – PROPOSED ACTION

BLM Office: Grand Canyon-Parashant
National Monument

NEPA No.: DOI-BLM-AZ-A030-2015-0001-CX
Case File Nos.: AZA 026544 & AZA 033641

Proposed Action Title/Type: Pakoon/Mt Trumbull Fire Stations, Radio Tower Upgrade

Applicant: BLM, Arizona Strip District Fire, Fuels and Aviation

Location of Proposed Action:

Grand Canyon - Parashant National Monument, Mohave County, AZ

Pakoon Radio Tower: GSRM, T. 36 N., R. 15 W., sec 14, NE 1/4

Nixon Admin Site Tower: GSRM, T.35N. R.8 W., sec33, SE 1/4

Description of Proposed Action: The Pakoon and Mt Trumbull Radio Tower Upgrade is an effort to replace the existing radio tower for the radio base stations, located within the Pakoon Fire Station and Mt. Trumbull Fire Station(Nixon Administrative Site). The upgraded radio towers would meet the current and expected communication needs for these areas. New tower construction would be 40ft tall. This would not need guy wire due to the towers height. A 17ft x 17ft x 6ft deep hole would need to be dug to pour the concrete for the base of the radio towers. This would be done using a backhoe or trackhoe. Concrete would be brought in by a contractor, mixed on site or premixed.

The Pakoon Administrative Station is authorized under an existing right-of-way (ROW)(AZA-026544). The ROW is for an 84.7acre area and was issued to the BLM Arizona Strip District in April 1992. The authorization allows for maintenance and needed renovation to the facilities. The replacement of the existing radio tower would not take place outside of the existing right-of-way area.

The Nixon Administrative Site is authorized under an existing ROW (AZA-033641). The ROW is for a 14.3 acre area, and was issued to the BLM Arizona Strip District in October 1976. The authorization allows for maintenance and needed renovation to the facilities. The replacement of the existing radio tower would not take place outside of the existing right-of-way area.

Right-of-way grants would be subject to all provisions of 43 CFR 2800 including the terms and conditions identified in 43 CFR 2805 and special conditions listed in Part V of this document.

PART II. – PLAN CONFORMANCE REVIEW

This proposed action is subject to the following land use plan(s): Grand Canyon-Parashant National Monument Resource Management Plan (RMP)

Decisions and page nos.:

MA-LR-05: Pg. 2-72-73- No new ROWs or ancillary public facilities should be processed within the

Monument except for a) ROWs pursuant to existing policies and practices such as, but not limited to, scientific monitoring stations, repeaters, utilities, water facilities, and access or other needs identified on private to state inholdings, public facilities, or administrative sites; and b) ROWs within the boundary of existing ROWs or designated ROW corridors. ROWs will only be authorized where site-specific NEPA analysis determines that the proposed action is consistent with protections required by the Monument proclamations and with Desired Future Conditions described in the Approved Plan. Mitigation measures may include underground placement of linear ROWs along existing roads and special protection measures for archaeological resources, among others. (See Special Status Species and Cultural Resources decisions.) **Date plan approved/amended:** January 29, 2008

This proposed action has been reviewed for conformance with this plan (*43 CFR 1610.5-3, BLM Manual 1601.04.C.2*).

PART III. – NEPA COMPLIANCE DETERMINATION REVIEW

A. The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9, E.13; Amendments to existing right-of-way, such as the upgrading of existing facilities, which entail no additional disturbances outside the right-of-way boundary.

And

B. Extraordinary Circumstances Review: In accordance with **43 CFR 46.215**, any action that is normally categorically excluded must be subjected to sufficient environmental review to determine if it meets any of the 12 Extraordinary Circumstances described. If any circumstance applies to the action or project, and existing NEPA documentation does not adequately address it, then further NEPA analysis is required.

IMPORTANT: Appropriate staff should review the circumstances listed in Part IV, check the appropriate box (yes/no), comment and initial for concurrence. Add any appropriate additional reviewers and applicable manager. Rationale supporting the concurrence should be included in the appropriate block. If no response is received from a mandatory reviewer, enter the comment due date along with the notation “No response received.”

PART IV. – EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION

PREPARERS/REVIEWERS:	DATE:
Cris Madrigal, Project Lead	February 25, 2015
Gloria Benson, Tribal Liaison	February 23, 2015
Whit Bunting, Range/Vegetation/Weeds/S&G	No response received: February 25, 2015
Diana Hawks, Recreation/Wilderness/VRM	February 12, 2015
David Van Alfen, Cultural Resources	February 23, 2015
Chad Cory, GCPNM Supervisory Ranger (Acting)	No response received February 25, 2015
Jace Lambeth, Special Status Plants	February 23, 2015
John Sims, Supervisory Law Enforcement	February 12, 2015
Richard Spotts, Environmental Coordinator	February 9, 2015

Jeff Young, Wildlife/T&E Animals		February 20, 2015
Laurie Ford, Lands and Realty/Minerals/Hazmat		February 12, 2015
Sheldon (Mark) Wimmer, Monument Manager, GCPNM (Acting)		February 13, 2015
The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215(a)-(1)) apply. The project would:		
(a) Have significant impacts on public health or safety.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: The proposed action would be taking place within existing ROWs. There would be no impact to public health or safety. Preparer's Initials <u>CM</u>
(b) 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.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: There would be no significant impacts due to the location of the project in disturbed areas at existing fire stations. There would be no significant impacts to wilderness or wild and scenic rivers because the project is located at existing fire stations outside wilderness and not near wild and scenic rivers. There would be no impact to recreation also because of the location of project within existing fire stations in Grand Canyon-Parashant National Monument. Preparer's Initials <u>DCH</u>
(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: The project is within current ROWs. Preparer's Initials <u>CM</u>
(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Project is within previously disturbed areas. Preparer's Initials <u>CM</u>
(e) Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Project would have no influence on future projects. Preparer's Initials <u>CM</u>

<p>(f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: The action is within existing ROWs and does not have a relation with any other project.</p> <p style="text-align: right;">Preparer's Initials <u>CM</u></p>
<p>(g) Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: The areas do not have any existing building or artifacts to be considered eligible.</p> <p style="text-align: right;">Preparer's Initials <u>DV</u></p>
<p>(h) 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.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: At the Nixon Administrative site there are no Threatened or Endangered Species. The Pakoon site does have the Threatened Mojave desert tortoise. Mitigation measures would be taken to insure that everyone involved would comply with the appropriate mitigation measures. The project would be in compliance with the direction of the 2008 Resource Management Plan (RMP) Biological Opinion (BO) written by the USFWS (22410-2007-F-0463).</p> <p style="text-align: right;">Preparer's Initials <u>JY, JL</u></p>
<p>(i) Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: Project does not violate any law pertaining to Federal, State and local or tribal law for the protection of the environment.</p> <p style="text-align: right;">Preparer's Initials <u>JS,GB</u></p>
<p>(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: The locations of both sites are in an area of little to no population.</p> <p style="text-align: right;">Preparer's Initials <u>CM</u></p>
<p>(k) 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).</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: Both locations are within previous designated ROWs, and would not limit access to Native American sacred sites.</p> <p style="text-align: right;">Preparer's Initials <u>GB</u></p>

(l) 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).

Yes	No	Rationale: Measures would be taken to prevent any spread of noxious weeds or non-native invasive species.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Preparer's Initials CM

PART V. – COMPLIANCE REVIEW CONCLUSION

I have reviewed this plan conformance and NEPA compliance record, and have determined that the proposed project is in conformance with the approved land use plan and that no further environmental analysis is required.

MITIGATION MEASURES/OTHER REMARKS:

1. To reduce the potential for the spread of noxious and invasive weeds from vehicles and equipment contaminated with weed seed and/or biomass, the right-of-way grant holder will thoroughly power wash and remove all vegetative material and soil before transporting vehicles/equipment to the work site. This includes trucks, trailers, and all other machinery. In addition, the right-of-way grant holder is responsible for the eradication of noxious weeds within the right-of-way area throughout the term of the right-of-way. The right-of-way grant holder is responsible for consultation with the authorized officer and local authorities for implementing acceptable weed treatment methods. Any use of chemical treatments will be made using only chemicals approved in the Final Vegetation Treatments Using Herbicides on Bureau of Land Management Lands in 17 Western States Programmatic Environmental Impact Statement (June 2007b), by a state certified applicator who will abide by all safety and application guidelines as listed on the product label and Material Safety Data Sheet. Any reclamation efforts requiring seeding will be done with certified, weed-free native seed, using a seed mix approved by the authorized officer.
2. Use of herbicides shall comply with the applicable Federal and state laws. Herbicides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of herbicides, the right-of-way grant holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, weed(s) to be controlled, method of application, location of storage and mixing areas, method of cleansing and disposing of containers, and any other information deemed necessary by the authorized officer. Emergency use of herbicides shall be approved in writing by the authorized officer prior to such use.
3. All vehicles would stay on designated/existing roads, turnouts and parking areas. No cross-country vehicle use, off-road vehicle use, or surface disturbance would be authorized.
4. At no time shall vehicle or equipment fluids (including motor oil and lubricants) be dumped on public lands. All accidental spills must be reported to the authorized officer and be cleaned up immediately, using best available practices and requirements of the law, and disposed of in an authorized disposal site. All spills of federally or state listed hazardous materials which exceed the reportable quantities shall be promptly reported to the appropriate state agency and the authorized officer.

5. Any surface or sub-surface archaeological, historical, or paleontological remains not covered in the Cultural Resource Project Record discovered during use, new construction, or additions shall be left intact; all work in the area shall stop immediately and the authorized officer (435-688-3202) shall be notified immediately. Recommencement of work shall be allowed upon clearance by the authorized officer in consultation with the archaeologist.
6. If in connection with use, any human remains, funerary objects, sacred objects, or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P. L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the right-of-way grant holder shall stop use in the immediate area of the discovery, protect the remains and objects, and immediately notify the authorized officer. The right-of-way grant holder shall continue to protect the immediate area of the discovery until notified by the authorized officer that use may resume.
7. Where California condors visit the area while activities are underway, the contractor would avoid interaction with condors. Construction of towers would be modified, or delayed if those activities have adverse effects on condors. Authorized activities would cease until the bird leaves on its own or until techniques are employed by permitted personnel that result in the individual condor leaving the area. The contractor is required to notify the Bureau of Land Management wildlife team lead (435-688-3373) of this interaction within 24 hours of its occurring.
8. For each authorized project, BLM will designate a field contact representative (FCR) who will be responsible for overseeing compliance with these conservation measures and for coordination on compliance with the USFWS. The FCR will be a qualified biologist approved by BLM, and will have the authority and the responsibility to halt all project activities that are in compliance with these conservation measures. These individuals will have a copy of these conservation measures while on the work site.
9. To the extent possible, project features will be located in previously-disturbed areas or outside of desert tortoise habitat.
10. To the extent possible, project activities will be scheduled when tortoises are inactive (October 15 through March 15). The following project activities will only be authorized between October 15 through March 15: surface disturbance associated with mineral leasing; organized, non-speed vehicular events; construction and non-emergency maintenance activities in rights-of-ways; and non-emergency maintenance of existing roads.
11. Pre-construction surveys will be conducted to locate desert tortoises that may be injured or killed as a result of proposed activities. Projects will be altered or tortoises in harm's way will be relocated to avoid lethal take of tortoises in project areas. Prior to any surface-disturbing activities associated with "projects," work sites will be surveyed for desert tortoises by a qualified biologist approved by BLM. Areas of new disturbance will be surveyed with 100-percent coverage.
12. Between October 15 and March 15 any new disturbance will be preceded by 100-percent surveys conducted within one week of the proposed activities. During surveys, occupied desert tortoise burrows in or within 40 feet of areas to be disturbed will be excavated using hand tools under the supervision of an authorized biologist. Tortoises discovered in burrows will be relocated. Burrows will then be collapsed or blocked to prevent entry by tortoises. Desert tortoises and any desert tortoise eggs found in areas to be disturbed will be relocated in accordance with mitigation measure #15. All handling of desert tortoises and their eggs will be in accordance with mitigation measure #15.

13. For project activities occurring during the desert tortoise active season (March 15 through October 15), surveys will be conducted within 24 hours of initiation of surface-disturbing activities. For surface-disturbing activities conducted from March 15 to October 15 in desert tortoise habitat, construction and operation activities will be monitored by a qualified desert tortoise biologist approved by BLM. The biologist will be present during all activities in which encounters with tortoises may occur. The biologist will watch for tortoises wandering into construction areas, check under vehicles, check at least three times per day any excavations that might trap tortoises, and conduct other activities necessary to ensure that death or injury of tortoises is minimized.
14. Only biologists authorized and permitted by the USFWS and AGFD will handle desert tortoises. Additional biologists can be authorized if BLM submits the name(s) of the proposed authorized biologist(s) to the USFWS for review and approval at least 15 days prior to the onset of activities that can result in a take. Minimum requirements for authorized biologists include attending the Desert Tortoise Council's training course for handling desert tortoises and/or training by an authorized biologist. Authorized biologists must have all valid state and federal permits.
15. The authorized biologist will maintain a record of all desert tortoises encountered during project activities. This information will include for each desert tortoise:
 1. The locations and dates of observation
 2. General condition and health, including injuries and state of healing and whether animals voided their bladders
 3. Location moved from and location moved to
 4. Diagnostic markings (i.e. identification numbers of marked lateral scutes)Desert tortoises that are handled will be marked for future identification. An identification number (using the acrylic paint/epoxy technique) will be placed on the 4th costal scute (USFWS 1992). No notching of scutes or replacement of fluids with a syringe is authorized.
16. If a tortoise or clutch of tortoise eggs is found in a project area, to the extent practicable activities will be modified to avoid injuring or harming it. If activities cannot be modified, the tortoise/clutch will be moved from harm's way by an the authorized biologist the minimum distance possible within appropriate habitat to ensure its safety from death, injury, or collection associated with the project or other activities. The authorized biologist will have some discretion to ensure that survival of each relocated desert tortoise/clutch is likely. Desert tortoises/clutches will not be translocated to lands outside the administration of the Federal government without the written permission of the landowner. Handling procedures for desert tortoises and their eggs will adhere to protocols outlined in Desert Tortoise Council (1994 with 1996 revisions).
17. Areas of new construction or disturbance will be flagged or marked on the ground prior to construction. All construction workers will strictly limit their activities and vehicles to areas that have been marked. Construction personnel will be trained to recognize markers and understand the equipment movement restrictions involved.
18. A desert tortoise education program will be presented to all project personnel that may encounter tortoises; such as employees, inspectors, supervisors, contractors, and subcontractors; prior to initiation of activities that may result in disturbance of desert tortoise habitat or death or injury of desert tortoises. The education program will include discussions of the following:
 1. Legal protection of the desert tortoise and sensitivity of the species to human activities;
 2. A brief discussion of desert tortoise distribution and ecology;
 3. The terms and conditions of applicable biological opinions;

4. Project features designed to reduce adverse effects to desert tortoises and their habitat, and to promote the species' long-term survival;
 5. Protocols during encounters with desert tortoises and associated reporting requirements; and
 6. The definition of take and penalties for violations of Federal and State laws.
19. During the tortoise active season (March 15 through October 15), project features that might trap or entangle desert tortoises such as open trenches, pits, open pipes, etc. will be covered or modified to prevent entrapment.
 20. Long-term or permanent project sites in which continued encounters with desert tortoises are expected, such as construction of schools under an R&PP lease, roads, power plants, office buildings, and other permanent or long-term projects will be enclosed with desert tortoise barrier fencing to prevent tortoises from wandering onto the project site where they may be subject to collection, death, or injury. Barrier fencing should consist of wire mesh with a maximum mesh size of 1-inch (horizontal) by 2-inch (vertical) fastened securely to posts. The wire mesh will extend at least 18 inches above the ground and preferably 12 inches below the surface of the ground. Where burial is not possible, the lower 12 inches will be folded outward, away from the enclosed site, and fastened to the ground so as to prevent tortoise entry. Any gates or gaps in the fence will be constructed and operated to prevent desert tortoise entry (such as installing "tortoise guards" similar to cattle guards, and/or keeping gates closed). Specific measures for tortoise-proofing gates and gaps will be addressed project by project. Once fence construction is complete, all tortoises within the fence will be relocated outside the fence in accordance with conservation measure #15. If more than 20 tortoises be relocated from any one area enclosed by a fence, the BLM will contact the USFWS in regard to disposition of the animals. After the area within the fence has been cleared of tortoises, construction and operation activities may occur within the fence without the presence and monitoring of a biologist (see mitigation measure #11).
 21. Temporary fencing, such as snow fencing, chain link, and other suitable materials will be used in designated areas as determined by the Bureau to reduce encounters with tortoises from March 15 to October 15 on short-term projects, such as construction of power lines, burial of fiber optic cables, etc, where encounters with tortoises are likely.
 22. Blading of work areas will be minimized to the extent possible. Disturbance to shrubs will be avoided if possible. If shrubs cannot be avoided during equipment operation or vehicle use, wherever possible they will be crushed rather than excavated or bladed.
 23. Project vehicle use will be limited to designated routes (existing routes prior to designation) to the extent possible.
 24. At no time will vehicle or equipment fluids be dumped on public lands. All accidental spills must be reported to BLM and cleaned up immediately, using the best available practices according to the requirements of the law. All spills of federally or State-listed hazardous materials that exceed reportable quantities will be promptly reported to the appropriate State agency and the BLM.
 25. Vehicles associated with Bureau-authorized projects traveling on unpaved roads in desert tortoise habitat will not exceed speed limits established by the Bureau as necessary to protect desert tortoises. These speed limits will generally not exceed 40 mph even on the best-unpaved roads but may be much less than this on some roads.
 26. New paved roads and highways in desert tortoise habitat or major reconstruction or modifications of existing paved roads through desert tortoise habitat will be fenced with desert tortoise barrier

fencing (see DT-1.I. and J.). Culverts, to allow safe passage of tortoises, will be constructed approximately every mile of new or reconstructed paved road (culverts can also serve the more typical purpose of conducting water under roads). The culvert diameter needed to encourage tortoise use is correlated with culvert length, but generally short culverts of large diameter are most likely to be used. The floor of the culvert will be covered with dirt and maintenance should be performed as necessary to maintain an open corridor for tortoise movement. Culvert design will be coordinated with and approved by the USFWS.

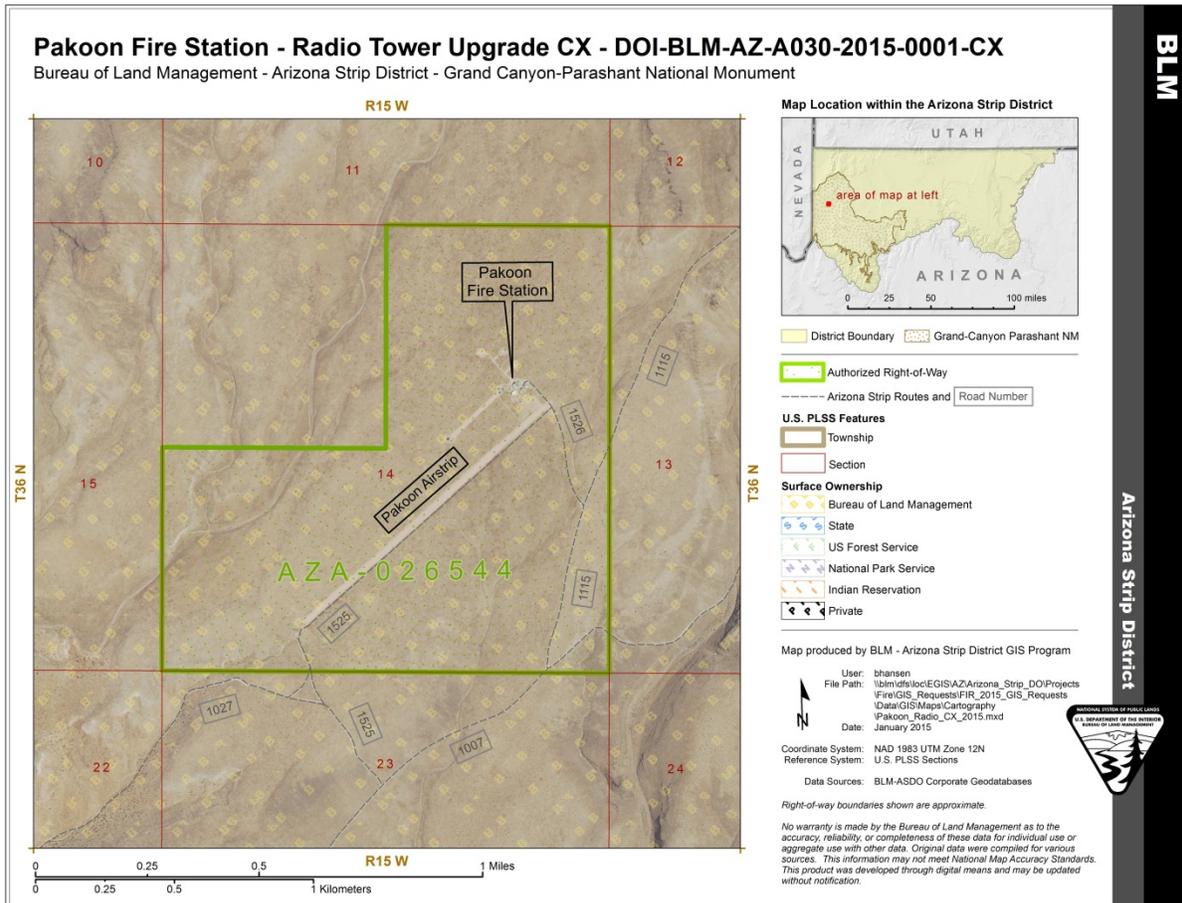
27. Unleashed dogs will be prohibited in project areas.
28. Temporary access routes created during project construction will be modified as necessary to prevent further use. Closure of access routes can be achieved by ripping, barricading, posting the route as closed, and/or seeding and planting with native plants.
29. To reduce attraction of potential desert tortoise predators, project sites in desert tortoise habitat will be maintained in a sanitary condition at all times; waste materials at those sites will be placed in covered receptacles and disposed of promptly at an appropriate waste disposal site. "Waste" refers to all discarded matter, including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment. All reasonable effort will also be taken to reduce or eliminate water sources associated with project activities that might attract ravens and other predators.
30. After completion of the project, trenches, pits, and other features in which tortoises can be entrapped or entangled, will be filled in, covered, or otherwise modified so they are no longer a hazard to desert tortoises.
31. After project completion, measures will be taken to facilitate restoration. Restoration techniques will be tailored to the characteristics of the site and the nature of project impacts. Techniques may include removal of equipment and debris, re-contouring; and seeding, planting, transplanting of cacti and yuccas, etc. Only native plant species, preferably from a source on or near the project area, will be used in restoration.

APPROVING OFFICIAL:  DATE: March 6, 2015

TITLE: *Acting* Monument Manager, Grand Canyon-Parashant National Monument

Note: The signed conclusion on this compliance record is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. A separate decision to implement the action should be prepared in accordance with program specific guidance.

Figure 1 Pakoon Admin Station



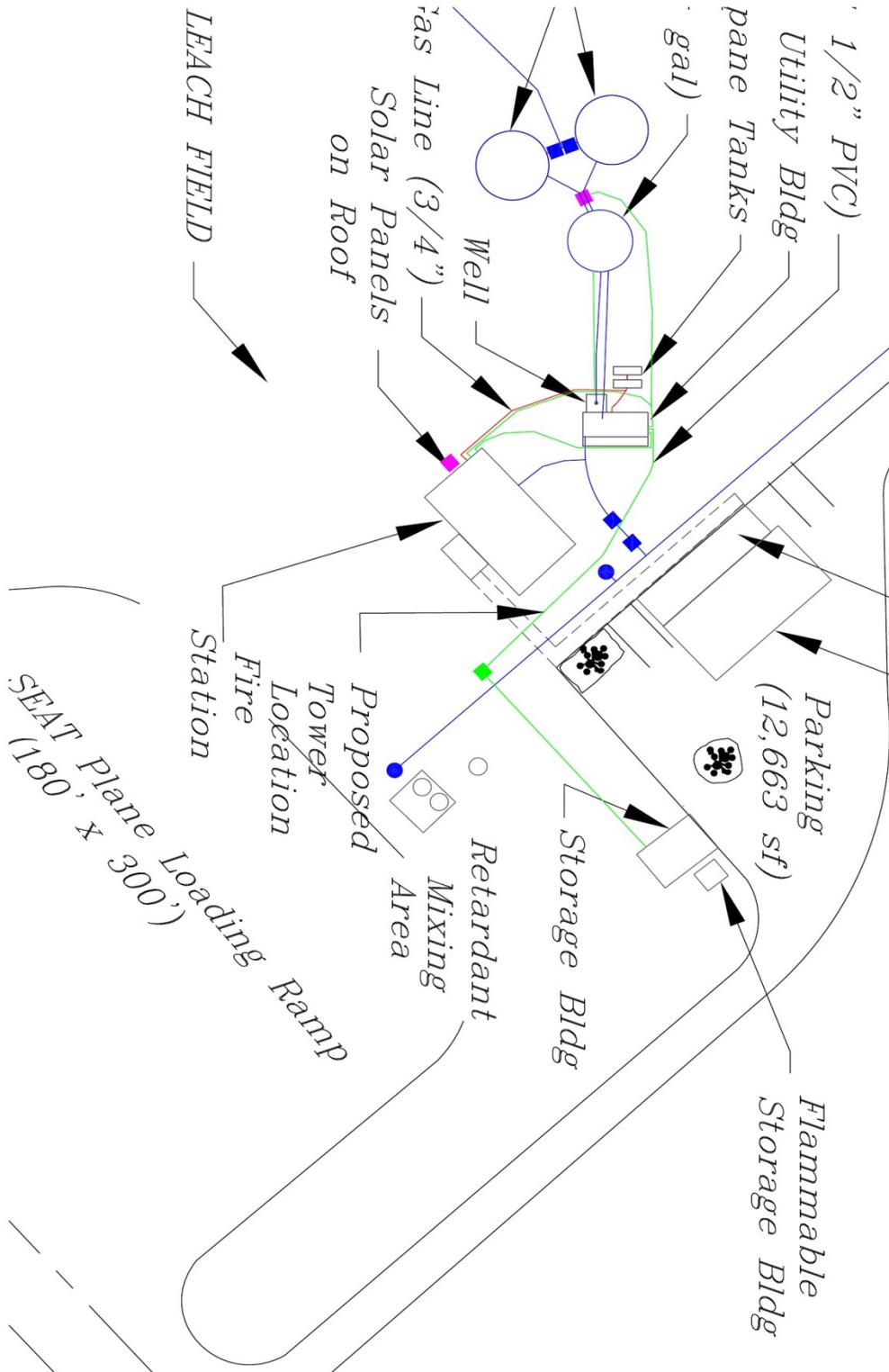
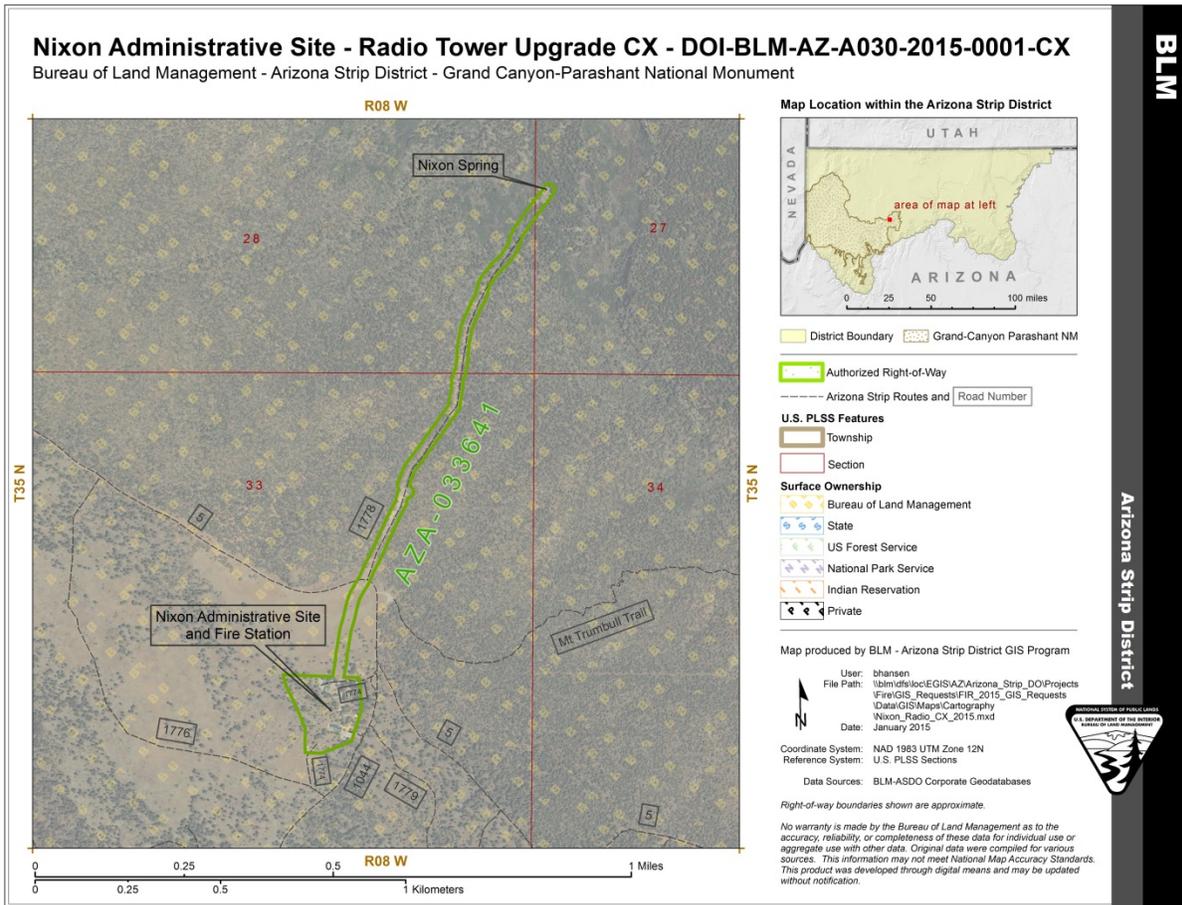
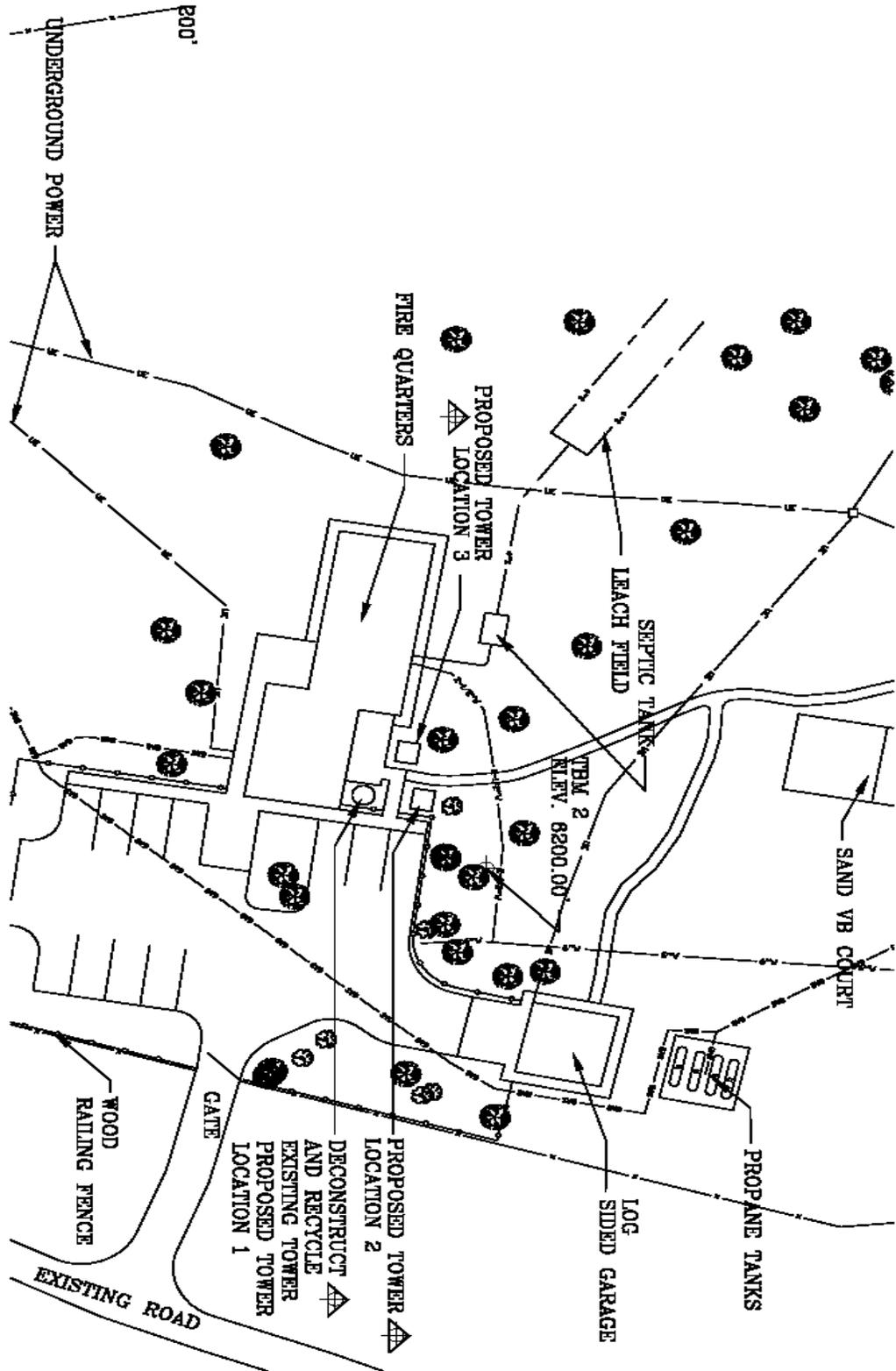


Figure 2 Nixon Admin Site





DECISION MEMORANDUM

Pakoon, Mt Trumbull Administrative Sites Radio Tower Upgrade
NEPA No.: DOI-BLM-AZ-A030-2015-0001-CX
U.S. Department of the Interior
Bureau of Land Management
Grand Canyon-Parashant National Monument

Approval and Decision

Based on a review of the project described in the attached Categorical Exclusion (CX) documentation and resource staff recommendations, I have determined that the project is in conformance with the Grand Canyon-Parashant National Monument Resource Management Plan (approved January 29, 2008) and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed with the mitigation measures/special conditions identified in Part V of the CX.

Administrative Review or 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, Part 4 and the attached Form 1842-1. If an appeal is taken, your notice of appeal must be filed in the Grand Canyon-Parashant National Monument, 345 East Riverside Drive, St. George, Utah 84790 within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

In accordance with 43 CFR 2801.10(b), this decision remains in effect pending appeal unless a stay is granted. If you wish to file a petition pursuant to regulations at 43 CFR 2801.10 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 Department of the Interior, Office of the Field Solicitor, Sandra Day O'Connor U.S. Court House #404, 401 West Washington Street SPC44, Phoenix, AZ 85003-2151 (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.



Mark Wimmer, Monument Manager (Acting)



Date

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

- 1. NOTICE OF APPEAL**..... A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).
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- 2. WHERE TO FILE**..... Grand Canyon-Parashant National Monument
345 East Riverside Drive
NOTICE OF APPEAL..... St. George, UT 84790
- Office of the Field Solicitor
Sandra Day O' Conner US Courthouse, Suite 404
401 West Washinton Street, SPC-44
WITH COPY TO SOLICITOR... Phoenix Arizona, 85003-2151
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- 3. STATEMENT OF REASONS** Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).
- WITH COPY TO SOLICITOR..... Office of the Field Solicitor AND COPY TO...Field Manager, Grand Canyon-Parashant National Maonument
Sandra Day O' Conner US Courthouse, Suite 404 345 East Riverside Drive
401 West Washinton Street, SPC-44 St. George, UT 84790
Phoenix Arizona, 85003-2151
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- 4. ADVERSE PARTIES**..... Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).
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- 5. PROOF OF SERVICE**..... Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).
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- 6. REQUEST FOR STAY**..... Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). 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 (43 CFR 4.413) 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.
- 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.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that **all** communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

43 CFR SUBPART 1821--GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska
Arizona State Office ----- Arizona
California State Office ----- California
Colorado State Office ----- Colorado
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri
and, all States east of the Mississippi River
Idaho State Office ----- Idaho
Montana State Office ----- Montana, North Dakota and South Dakota
Nevada State Office ----- Nevada
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas
Oregon State Office ----- Oregon and Washington
Utah State Office ----- Utah
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.