

# United States Department of the Interior Bureau of Land Management

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Categorical Exclusion Not Established By Statute

DOI-BLM-UT-Y020-2015-0234-CX

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August 2015

## Film Permit UTU-91390

### Locations:

BLM land near & at the Fruit Bowl & access road  
T. 26 S., R. 18 E., sections 15, 16, 17, 20, 21 & 22.

Onion Creek Road  
T. 24 S., R. 23 E., sections 13, 14, 15 & 24.  
T. 24 S., R. 24 E., sections 19-23 & 25-26.

Rose Garden Hill Trail  
T. 24 S., R. 24 E., sections 24 & 25.  
T. 24 S., R. 25 E., sections 7-9 & 17-19.

Fisher Towers Road & Trail  
T. 24 S., R. 23 E., sections 11 & 12.  
T. 24 S., R. 24 E., sections 7, 8, 17 & 18.

SR 279 Dinosaur Tracks  
T. 26 S., R. 21 E., sections 16 & 21.

### Applicant/Address:

**Wazee Motion Pictures**  
185 NE Snohomish Ave, Unit 2527  
White Salmon, WA 98672  
302-521-4605

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Bureau of Land Management  
Moab Field Office  
82 East Dogwood  
Moab, Utah 84532  
435-259-2100  
FAX 435-259-2158



**CATEGORICAL EXCLUSION DOCUMENTATION FORMAT WHEN USING CATEGORICAL  
EXCLUSIONS NOT ESTABLISHED BY STATUTE**

**A. Background**

BLM Office: Moab Field Office

Serial Case File No: UTU-91390

Proposed Action Title/Type: Film Permit for motion photography

Locations of Proposed Action:

SLM,

BLM land near & at the Fruit Bowl & access road

T. 26 S., R. 18 E., sections 15, 16, 17, 20, 21 & 22.

Onion Creek Road

T. 24 S., R. 23 E., sections 13, 14, 15 & 24.

T. 24 S., R. 24 E., sections 19-23 & 25-26.

Rose Garden Hill Trail

T. 24 S., R. 24 E., sections 24 & 25.

T. 24 S., R. 25 E., sections 7-9 & 17-19.

Fisher Towers Road & Trail

T. 24 S., R. 23 E., sections 11 & 12.

T. 24 S., R. 24 E., sections 7, 8, 17 & 18.

SR 279 Dinosaur Tracks

T. 26 S., R. 21 E., sections 16 & 21.

Description of Proposed Action:

On August 14, 2015, Aimee Tetreault, on behalf of Wazee Motion Pictures, filed film permit application UTU-91390 for moving photography to be used in on-line advertising for Ford. The company proposes 3 days of filming from September 14-16, 2015. Photography would be done using hand-held cameras and a car mount. Footage would depict family/lifestyle footage showing children playing, faux camp scenes, tossing a Frisbee, etc. in scenic locations. Photography would mostly likely be done around sunrise and sunset times. There would be up to 16 people on the crew and 6 vehicles involved in the project. All vehicles would remain on designated roads/pull-outs/parking areas. Locations would be at the Fruit Bowl area, along the Onion Creek Road and the Rose Garden Hill Jeep Safari Route, Fisher Towers Road & hiking trail, and the dinosaur track site on SR-279.

**B. Land Use Plan Conformance**

Moab Field Office RMP, Approved October 2008

This is shown on page 65 of the plan and reads as follows: "Meet public needs for use authorizations such as rights-of-way, alternative energy sources, and permits while minimizing adverse impacts to resource values."

**C. Compliance with NEPA**

The Proposed Action is categorically excluded from further documentation under the National

Environmental Policy Act (NEPA) in accordance with 516 DM 11.9(E) 19. This reference states "issuance of short-term (3 years or less) rights-of-way or land use authorizations...where the proposal includes rehabilitation to restore the land to its natural or original condition.

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 43 CFR Part 46.215 applies.

**D: Signature**

Authorizing Official:  Date: 8/27/15  
*Beth Ransel, Field Manager*

**Contact Person**

For additional information concerning this CX review, contact

Judie Chrobak-Cox  
 Moab Field Office  
 82 E. Dogwood  
 Moab, Utah 84532  
 435-259-2100

The following BLM Specialists have reviewed the proposed action and have determined that none of the 12 exceptions below apply to this project:

| Name              | Title                                       | Critical Element(s)  |
|-------------------|---|--|
| Ann Marie Aubry   | Hydrologist                                 | Air Quality, Water Quality, Floodplains, Wetlands/Riparian Zones |
| Dave Williams     | Range Mgmt. Specialist                      | T, E or C Plant Species  |
| Kim Allison       | Range Mgmt. Specialist                      | Invasive Species/Noxious Weeds                                   |
| Pam Riddle        | Wildlife Biologist                          | T, E or C Animal Species, Migratory Birds                        |
| Katie Stevens     | Recreation Planner                          | Areas of Critical Environmental Concern, Wild & Scenic Rivers    |
| Bill Stevens      | Recreation Planner                          | Wilderness, Environmental Justice                                |
| Don Montoya       | Archaeologist                               | Cultural Resources, Native American Religious Concerns           |
| David Pals        | Geologist                                   | Wastes (hazardous or solid)                                      |
| Judie Chrobak-Cox | Lead Visitor Services Information Assistant | Lead Preparer  |

Lead Preparer:  Date: 8-31-15

Exceptions to Categorical Exclusion Documentation

The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215) apply. The project would:

| <b>Extraordinary Circumstances</b>  |                       |   |
|---|-----------------------|---|
| 1. Have significant impacts on public health or safety.   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale</b> The proposed filming project is not likely to result in significant impacts to public health or safety. To keep impacts to a minimum and not impair public health or safety, the applicant would obtain, maintain and abide by all relevant Federal, state and local government requirements.  |
| 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. |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> Conformance with the Land Use Plan and Categorical Exclusion Review Records has been completed indicating none of the above concerns are present in the described locations and that significant impacts are not anticipated as a result of the proposed filming activity.  |
| 3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> As described, the proposed action is categorically excluded under 11.9E(19). Categorically excluded actions generally have very predictable consequences well established as insignificant and, therefore, would not create environmental effects that would generate controversy or involve unresolved conflicts concerning alternative uses of available resources. No controversial effects or conflicts have been identified with this filming project. |
| 4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.  |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The proposed project would not result in uncertain or unknown environmental risks.  |
| 5. Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects.  |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The proposed project is not connected to another action and would not set a precedent for future actions that would normally require environmental analysis.  |
| 6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.  |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> Filming in the requested locations would not have a direct relationship to other actions that would create cumulatively significant environmental effects.  |
| 7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The nature of the proposed action is such that no impact can be expected on significant cultural resources.   |
| 8. Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or   |                       |   |

| <b>Extraordinary Circumstances</b>  |                       |   |
|---|-----------------------|---|
| Threatened Species, or have significant impacts on designated Critical Habitat for these species.   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The filming project would not have impacts of this kind. All vehicles would stay on designated routes, turnouts, parking areas and trail heads. |
| 9. Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The applicant would be required to maintain and abide by all relevant Federal, state and local laws throughout the term of the permit.          |
| 10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).  |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The proposed filming project would not have an adverse effect on low income or minority populations.  |
| 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).   |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> There are no known Indian ceremonial or sacred sites within the proposed locations.   |
| 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). |                       |   |
| <b>Yes</b>  | <b>No</b><br><b>X</b> | <b>Rationale:</b> The proposed filming project should not result in introduction or spread of noxious weeds.  |

**Attachments**  
**Categorical Exclusion Review Record**  
**Maps**

**Categorical Exclusion Review Record**  
**Film Permit UTU-91390**  
**DOI-BLM-UT-Y010-2015-0234-CX**  
**Wazee Motion Pictures**

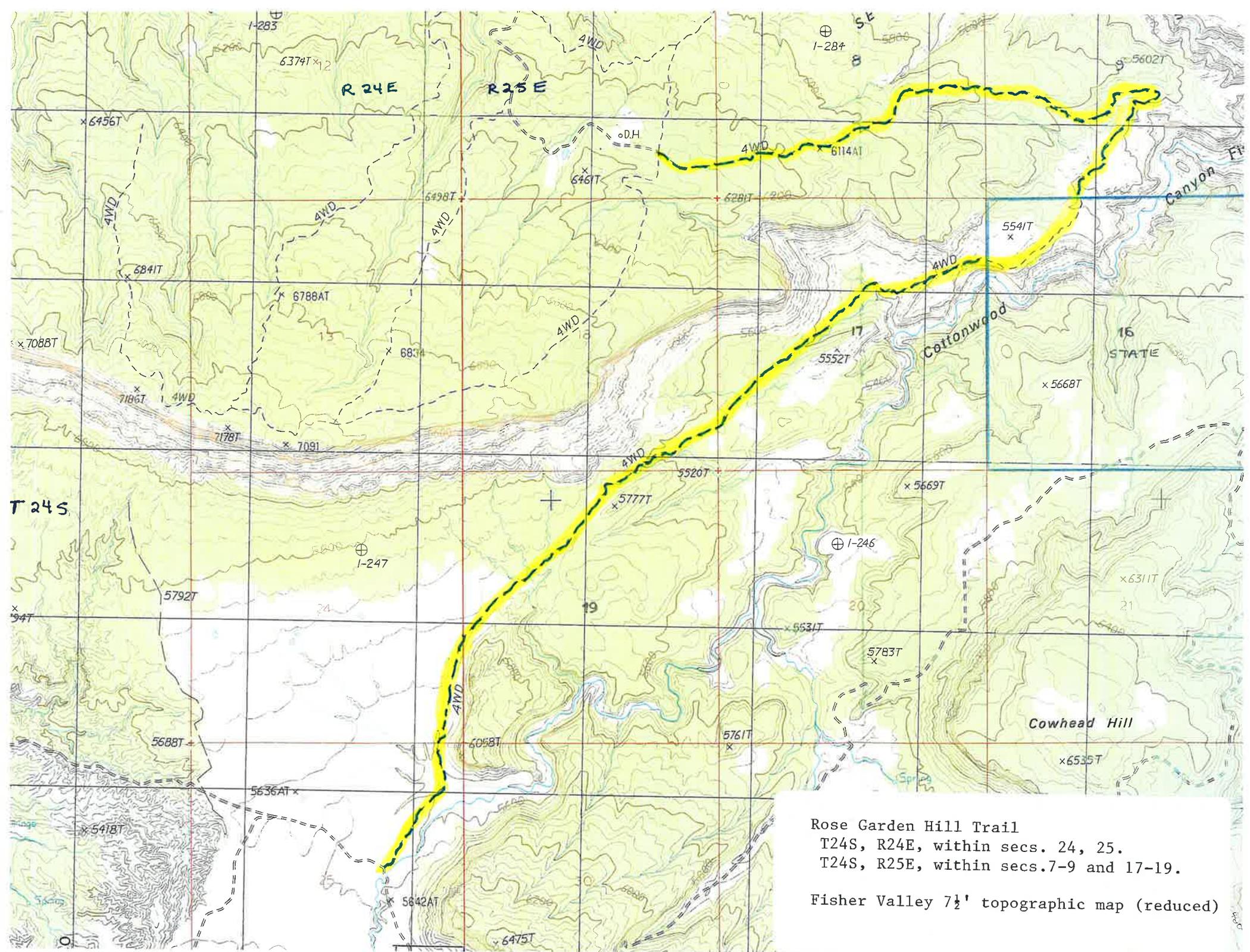
The following elements are not present in the Moab Field Office and have been removed from the checklist:  
 Farmlands (Prime or Unique), Wild Horses and Burros.

| Resource  | Yes/No* | Assigned Specialist<br>Signature | Date    |
|---|---------|----------------------------------|---------|
| Air Quality   | No      | <i>Am Arby</i>                   | 8-25-15 |
| Floodplains   | No      | <i>Am Arby</i>                   | 8-25-15 |
| Water Quality (drinking or ground)                  | No      | <i>Am Arby</i>                   | 8-25-15 |
| Wetlands / Riparian Zones                           | No      | <i>Am Arby</i>                   | 8-25-15 |
| Areas of Critical Environmental Concern             | No      | <i>K Stevens</i>                 | 8/25/15 |
| Wild and Scenic Rivers                              | No      | <i>K Stevens</i>                 | 8/25/15 |
| Wilderness  | No      | <i>M Stevens</i>                 | 8-25-15 |
| Native American Religious Concerns                  | No      | <i>D Martyn</i>                  | 8/25/15 |
| Cultural Resources                                  | No      | <i>D Martyn</i>                  | 8/25/15 |
| Environmental Justice                               | No      | <i>M Stevens</i>                 | 8-25-15 |
| Wastes (hazardous or solid)                         | No      | <i>S. J. J.</i>                  | 8-26-15 |
| Threatened, Endangered, or Candidate Animal Species | No      | <i>J. J. J.</i>                  | 8/27/15 |
| Migratory Birds                                     | No      | <i>J. J. J.</i>                  | 8/27/15 |
| Threatened, Endangered, or Candidate Plant Species  | No      | <i>G. Williams</i>               | 8/25/15 |
| Invasive Species/Noxious Weeds                      | No      | <i>Kim Altman</i>                | 8/26/15 |
| Other:  | No      |                                  |         |

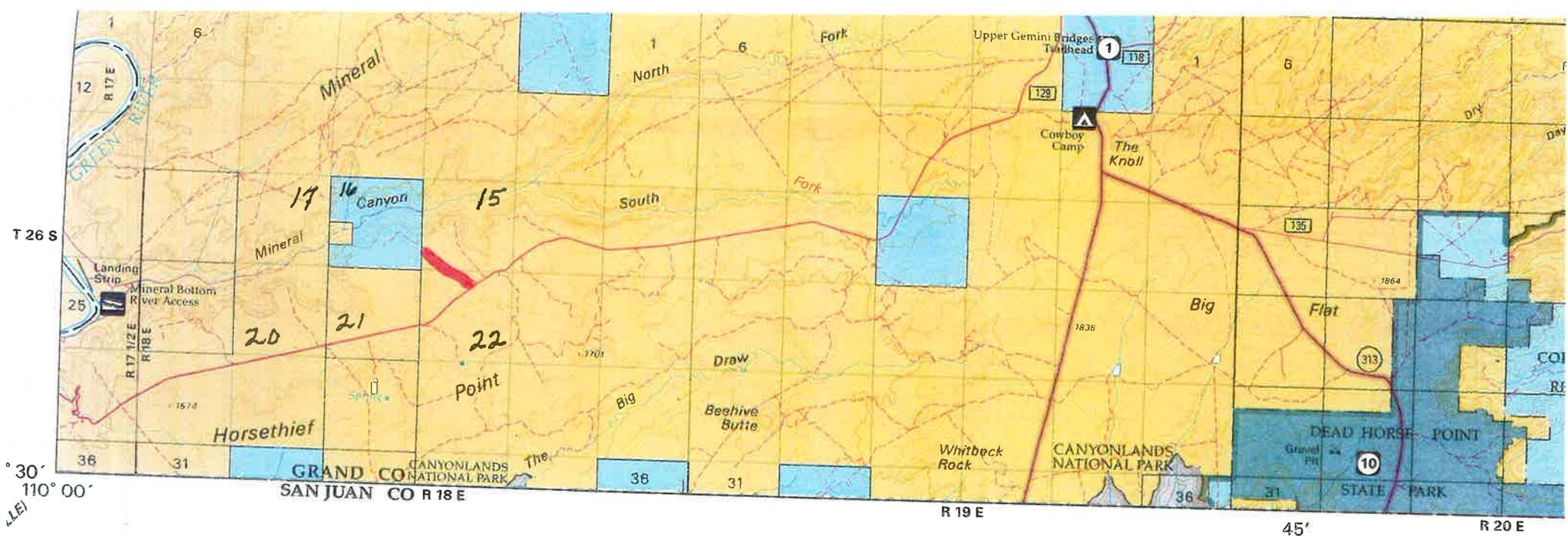
\*Extraordinary Circumstances apply.

Environmental Coordinator *KC Stevens* Date: *8/27/15*

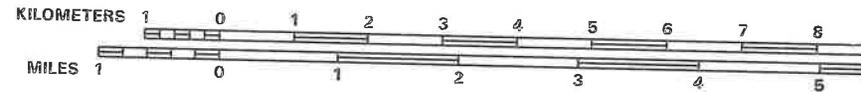




Rose Garden Hill Trail  
T24S, R24E, within secs. 24, 25.  
T24S, R25E, within secs. 7-9 and 17-19.  
Fisher Valley 7½' topographic map (reduced)



**FILM PERMIT UTU-91390**  
 BLM land near & at The Fruit Bowl & access road  
 T. 26 S., R. 18 E., sections 15, 16, 17, 20, 21, & 22.



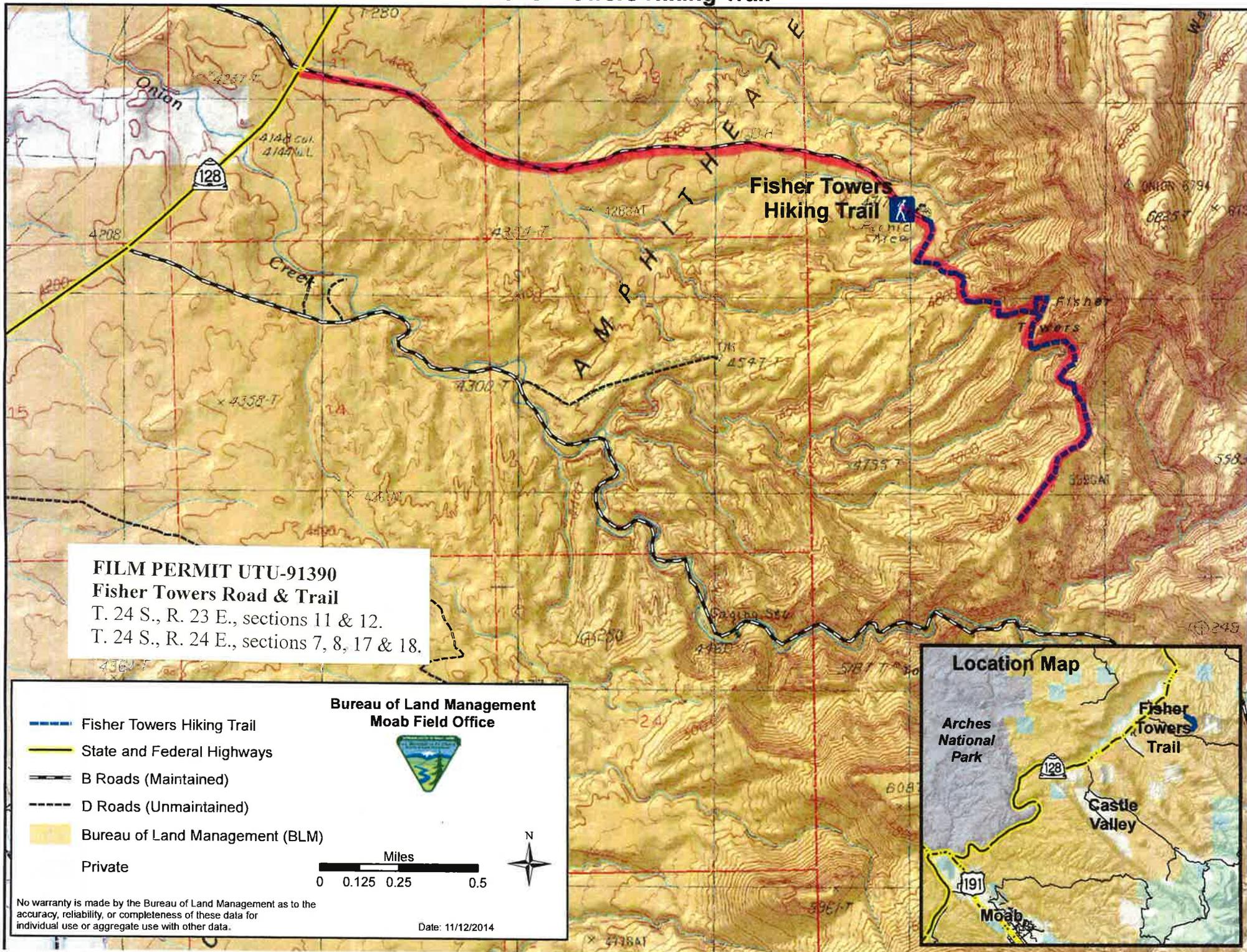
**RECREATIONAL SYMBOL LEGEND**

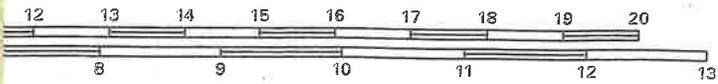
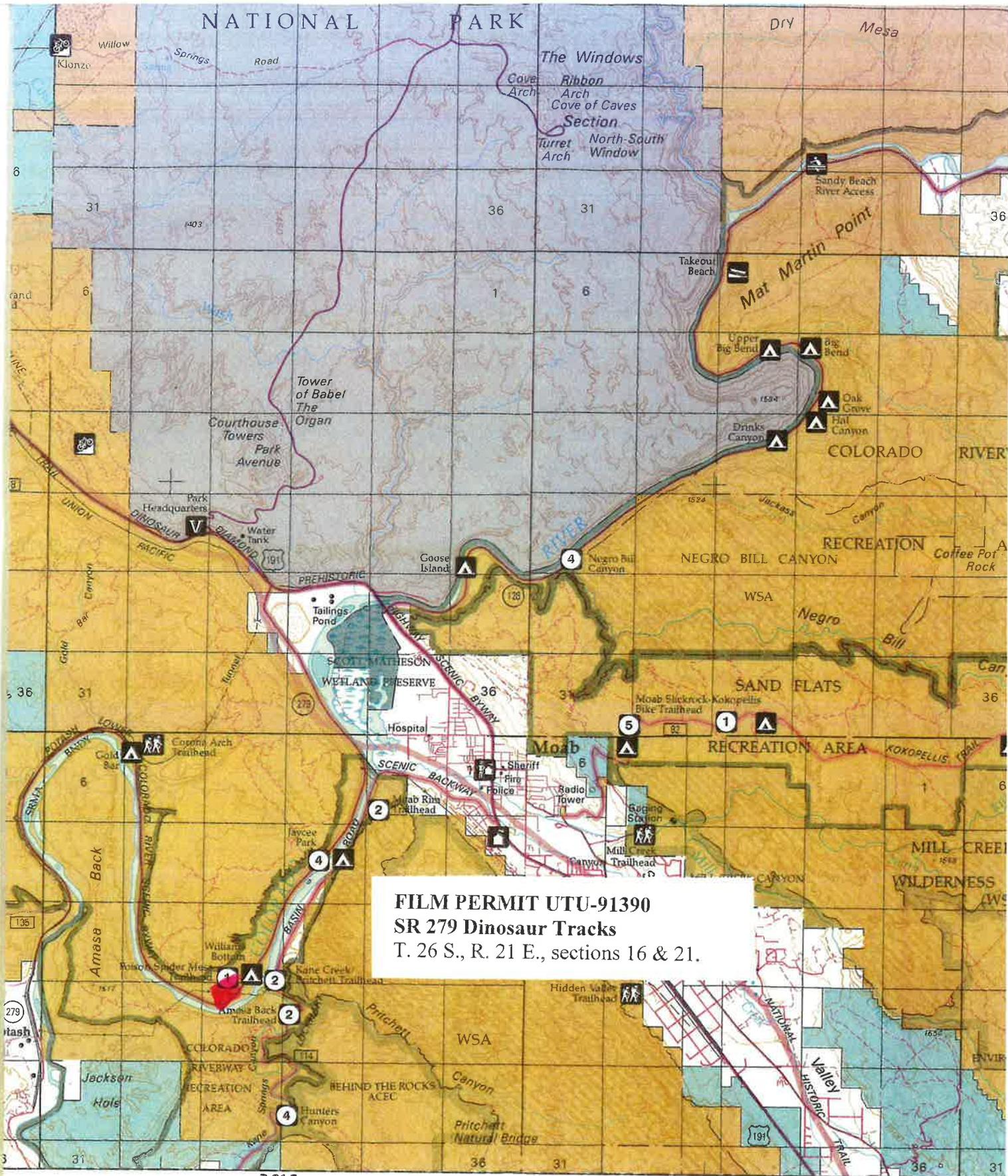
|                             |  |                                    |  |
|-----------------------------|--|------------------------------------|--|
| Campground.....             |  | Visitor Center.....                |  |
| Trailer Camping.....        |  | Scenic Area.....                   |  |
| Picnic Area.....            |  | Point of Interest.....             |  |
| Hiking Trail.....           |  | Group Campground.....              |  |
| Fishing.....                |  | Interpretive Trail.....            |  |
| Mountain Bike Trail.....    |  | Drinking Water.....                |  |
| Horse Trail.....            |  | Boat Ramp.....                     |  |
| Dirt Bike Trail.....        |  | Restrooms.....                     |  |
| Four Wheel Drive Trail..... |  | Blm Field Office.....              |  |
| Rafting.....                |  | Ranger Station.....                |  |
| Trailhead.....              |  | Other Forest Service Facility..... |  |

**RECREATION SITES, TRAILS AND AREAS LEGEND**

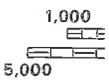
|         |  |  |  |  |  |  |  |  |  |  |
|---------|--|--|--|--|--|--|--|--|--|--|
| 1.....  |  |  |  |  |  |  |  |  |  |  |
| 2.....  |  |  |  |  |  |  |  |  |  |  |
| 3.....  |  |  |  |  |  |  |  |  |  |  |
| 4.....  |  |  |  |  |  |  |  |  |  |  |
| 5.....  |  |  |  |  |  |  |  |  |  |  |
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| 9.....  |  |  |  |  |  |  |  |  |  |  |
| 10..... |  |  |  |  |  |  |  |  |  |  |
| 11..... |  |  |  |  |  |  |  |  |  |  |

# Fisher Towers Hiking Trail





**SCALE 1:100,000**  
 1 CENTIMETER ON THE MAP REPRESENTS 1 KILOMETER ON THE GROUND  
 CONTOUR INTERVAL 50 METERS



**LAND STATUS LEGEND**

Lands and Monuments      Public Lands Wilderness      Public Lands Wilderness Study Area

### Approval and Decision

I have reviewed this plan conformance and NEPA compliance record and have determined that the proposed project is in conformance with the Moab Field Office RMP, approved October 2008, and that no further environmental analysis is required.

It is my decision to grant land use permit UTU-91390 to Wazee Motion Pictures of Snohomish, WA pursuant to the authority of Section 302(b) of P.L. 579, October 21, 1976 (43 U.S.C. 1732). The permit will authorize 3 days of commercial filming on public land in Grand County described as: SLM,

BLM land near & at the Fruit Bowl & access road T. 26 S., R. 18 E., sections 15, 16, 17, 20, 21 & 22.

Onion Creek Road T. 24 S., R. 23 E., sections 13, 14, 15 & 24. T. 24 S., R. 24 E., sections 19-23 & 25-26.

Rose Garden Hill Trail T. 24 S., R. 24 E., sections 24 & 25. T. 24 S., R. 25 E., sections 7-9 & 17-19.

Fisher Towers Road & Trail T. 24 S., R. 23 E., sections 11 & 12. T. 24 S., R. 24 E., sections 7, 8, 17 & 18.

SR 279 Dinosaur Tracks T. 26 S., R. 21 E., sections 16 & 21.

Rationale: The proposal meets the criteria for minimum impact filming in WO Instruction Memorandum 96-148 and the guidelines in 43 CFR 2920.2-2 and is therefore, a full force and effect decision. The proposed action is not in a WSA, wilderness reinventory unit or area with special designation. The proposed action would not result in unnecessary or undue environmental degradation.

This decision shall take effect immediately upon the date it is signed by the Authorized Officer and shall remain in effect while any appeal is pending unless the Interior Board of Land Appeals issues a stay. Any appeal of this decision must follow the procedures set forth in 43 CFR Part 4. Within 30 days of the decision, a notice of appeal must be filed in the office of the Authorized Officer at 82 East Dogwood, Moab, Utah. If a statement of reasons for the appeal is not included with the notice, it must be filed with the Interior Board of Land Appeals, Office of Hearings and Appeals, U.S. Department of the Interior, 801 North Quincy St., Suite 300, Arlington, VA 22203 within 30 days after the notice of appeal is filed with the Authorized Officer. If you wish to file a petition for stay pursuant to 43 CFR Part 4.21(b), the petition for stay should accompany your notice of appeal and 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 irreparable harm to the appellant or resources if the stay is not granted, and
4. Whether the public interest favors granting the stay.

If a petition for stay is submitted with the notice of appeal, a copy of the notice of appeal and petition for stay must be served on each party named in the decision from which the appeal is taken, and with the IBLA at the same time it is filed with the Authorized Officer.

A copy of the notice of appeal, any statement of reasons and all pertinent documents must be served on each adverse party named in the decision from which the appeal is taken and on the Office of the Regional Solicitor, U.S. Department of the Interior, 6201 Federal Building, 125 South State Street, Salt Lake City, Utah 84138-1180, not later than 15 days after filing the document with the Authorized Officer and/or IBLA.

Beth Ransel, Field Manager:



Date:

8/27/15