

**Decision Record and Finding of No Significant Impact  
For the  
Invasive Plant Management-Worland/Cody**

**I. DECISION**

It is my decision to approve the **Invasive Plant Management-Worland/Cody** project as detailed in EA # WY-R010-2010-0026-EA.

**II. ALTERNATIVES CONSIDERED**

- A. Proposed Action – Herbicide application on noxious and invasive plant species in the Worland and Cody Field Office planning areas.
- B. No Action – No herbicide treatment would be conducted by the BLM within the planning area.

**III. DECISION RATIONAL**

The proposed action was chosen because the environmental consequences were within acceptable levels and it is expected to achieve the desired resource management objectives. This decision is in conformance with the Record of Decision and Approved Resource Management Plan for the Washakie Resource Area dated September 1988, the Record of Decision and Approved Resource Management Plan for the Cody Planning Area 1990, Noxious Weed Control guidelines page 9 and the Vegetation Treatments Using Herbicides on BLM Lands in 17 Western States PEIS dated June 2007.

The “No Action” alternative was considered and rejected because it does not meet resource management objectives.

**IV. FINDING OF NO SIGNIFICANT IMPACT**

I have reviewed this environmental assessment including the explanation and resolution of any potentially significant environmental impacts. I have determined that the proposed action will not have any significant impacts on the human environment, and that no adverse energy impacts will occur, and that an EIS is not required; and will not result in unnecessary or undue degradation of the Public Lands. I have determined that the selected alternative is in conformance with the appropriate approved land use plans. It is my decision to implement the selected alternative.

**V. APPEALS**

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 the Wyoming State BLM Office, P.O. Box 1828, 5353 Yellowstone Road, Cheyenne, Wyoming 82003\_1828 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 regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) 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 Office of the Solicitor (see 43 CFR 4.413); Rocky Mountain Region; 755 Parfet Street, Suite 151; Lakewood, Colorado 80215; 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 regulation, 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.



Michael J. Phillips  
Assistant Field Manager Resources- Worland Field Office

1/24/2011 777  
~~10/8/2010~~  
Date



Mike Stewart  
Field Manager - Cody Field Office

1/5/2011  
Date