

**United States Department of the Interior
Bureau of Land Management**

**Categorical Exclusion Not Established By Statute
DOI-BLM-UT-W010-2015-0028-CX**

November 2015

Lynn Communication Site Services

Location:

Commsite: T. 13 N., R. 17 W., Box Elder County, UT
Sec. 23, SE¹/₄SW¹/₄.

Existing buried power line route:

T. 13 N., R. 17 W., Box Elder County, UT
Sec. 23, portions of S¹/₂SW¹/₄;
Sec. 26, portions of the NE¹/₄NW¹/₄;
Sec. 27, portions of the S¹/₂SW¹/₄, SW¹/₄SE¹/₄;
Sec. 33, portions of the N¹/₂NE¹/₄, SW¹/₄NE¹/₄, NW¹/₄NW¹/₄,
S¹/₂NW¹/₄, N¹/₂SW¹/₄, SE¹/₄SW¹/₄;
Sec. 34, portions of the NW¹/₄NW¹/₄.
Containing 13.6 acres more or less

Applicant/Address:

UTU-054839 Raft River Rural Electric Company, P.O. Box 617, Malta, ID 83342
UTU-090401-Utah Communications Authority, 5360 S. Ridge Village Dr., SLC, UT 84118
UTU-091187-Commnet Four Corners LLC, 1562 Park St., Castle Rock, CO 80109

Salt Lake Field Office
2370 South Decker Lake Boulevard
Salt Lake City, Utah 84119
Phone: (801) 977-4300
Fax: (801) 977-4397

Salt Lake Field Office



CATEGORICAL EXCLUSION NOT ESTABLISHED BY STATUTE

A. Background

Office: Salt Lake Field Office

Lease/Serial/Case File No's: UTU-054839, UTU-090401, and UTU-091187

Proposed Action Title: Lynn Communication Site Services

Location of Proposed Action: Salt Lake Meridian, Box Elder County, UT (Attachment 2, Location Map):

Commsite Location: T. 13 N., R. 17 W., Box Elder County, UT
Sec. 23, SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Existing buried power line route:

T. 13 N., R. 17 W., Box Elder County, UT
Sec. 23, portions of S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 26, portions of the NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 27, portions of the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 33, portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$,
S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 34, portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$.
Containing 13.6 acres more or less

Description of Proposed Action: The Salt Lake Field Office, Bureau of Land Management (BLM) is considering three proposals to provide or support emergency radio and cellular services to the Grouse Creek area of northwestern Box Elder County, Utah.

Application No. 1 is a request to amend Raft River Rural Electric Company's power line right-of-way (ROW) UTU-054839 to include an existing underground power line which was installed to operate the Lynn repeater site when it was constructed in the 1980's.

Application No. 2 is a request for authorization for Utah Communications Authority's (UCA) emergency radio equipment currently residing in the BLM Lynn facility. If approved, this ROW would have serial number UTU-090401.

Application No. 3 is a request by Commnet Four Corners LLC to install cellular equipment on the existing Lynn tower and placement of two cabinets within the existing fenced facility enclosure. The cabinets would be placed on a metal platform inside the fenced area. Each of the four 3" legs would be 3ft underground and secured by concrete footings. Only small hand tools would be used to install the cabinets and platform and would be delivered in trucks and trailers. There is no additional surface disturbance required for any of the applications subject to this determination.

If approved, Title V FLPMA Right-of-Way's would be issued for these authorizations for a period of 20 years each.

This communication site is within a greater sage-grouse priority habitat management area (PHMA) as identified in the Utah Greater Sage-Grouse Approved Resource Management Plan Amendment (September 2015). Within PHMA, the Plan Amendment

requires, limiting noise from discrete anthropogenic disturbances, whether during construction, operation, or maintenance, to not exceed 10 decibels above ambient sound levels (as available at the signing of the GRSG RMPA or as first measured thereafter) at occupied leks from 2 hours before to 2 hours after official sunrise and sunset during breeding season (e.g., while males are strutting). MA-SSS-3 G-Seasonal Restrictions: In breeding (leks), nesting and early brood-rearing habitat from Feb 15 – Jun 15.

B. Land Use Plan Conformance

Record of Decision and Rangeland Program Summary for the Box Elder Resource Management Plan (ROD/RMP), June 1986, as amended: Authorization of right-of-ways is consistent with Lands Program Decision 3 on page 4, which states the utilization of right-of-way in common shall be considered whenever possible.

Record of Decision and Approved Resource Management Plan Amendments for the Great Basin Region, Attachment 4 (Utah Greater Sage-Grouse Approved Resource Management Plan Amendment): special status species (section 2.2.1) and lands and realty (section 2.2.8).

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. Realty No 12; Grants of right-of-way wholly within the boundaries of other compatibly developed right-of-way, and No. 16; Issuance of right-of-way for the use of existing facilities.

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 by an interdisciplinary team (Attachment 5, Categorical Exclusion Review Record), and none of the extraordinary circumstances described in 43 CFR Part 46.215 apply (Attachment 6, Extraordinary Circumstance to Categorical Exclusions).

D: Signature

Rebecca Hotze

11/24/2015

Salt Lake Field Office Manager

Date

Contact Person

For additional information concerning this CX review, contact:

Mary Higgins, Realty Specialist
Salt Lake Field Office
2370 So. Decker Lake Blvd.
West Valley City, UT 84119
(801) 977-4327

Attachments:

1. Commnet Four Corners LLC, Special Stipulations/Protective Measures
2. Utah Communications Authority, Special Stipulations/Protective Measures
3. Raft River Rural Electric Co., Special Stipulations/Protective Measures
4. Location Map
5. Categorical Exclusion Review Record
6. Extraordinary Circumstance to Categorical Exclusions

Attachment 1: Commnet Four Corners LLC Special Stipulations/Protective Measures

1. If required by the Bureau of Land Management, The holder shall enter into a Memorandum of Understanding with all users of the site defining the roles and responsibilities associated with site management.
2. Upon completion of construction, the holder shall post the company name, company site name or number, BLM serial number UTU-091187, and emergency contact phone number on the cabinet or other equipment within clear view of the access road. All permanent above ground structures not subject to safety requirements shall be painted or covered to blend with the natural color of the landscape. The color selected for this project shall match Covert Green, or be an acceptable substitute pre-approved by the local manager. Standard environmental color charts are available from the local BLM Office.
3. The Greater Sage-Grouse Resource Management Plan Amendments (GRSGRMPA) Seasonal Restriction Section G., Management Action (MA)-SSS-3 E-Noise Restrictions: In GRSG Priority Habitat Management Area (PHMA), limit noise from discrete anthropogenic disturbances, whether during construction, operation, or maintenance, to not exceed 10 decibels above ambient sound levels (as available at the signing of the GRSG RMPA or as first measured thereafter) at occupied leks from 2 hours before to 2 hours after official sunrise and sunset during breeding season (e.g., while males are strutting). MA-SSS-3 G-Seasonal Restrictions: In breeding (leks), nesting and early brood-rearing habitat from Feb 15 – Jun 15. This protective measure applies to the Kimbell Creek Turnoff Lek located at E 266676, N 4631690 and as shown on Exhibit B Map.
4. The holder shall conduct all activities associated with the construction, operation, maintenance and termination of the communication facilities within the authorized limits of the permitted area. Use of vehicles or equipment outside of the established boundary of the site is strictly prohibited. Any violations of this stipulation shall be grounds for termination of the grant.
5. The holder shall designate a representative who shall have the authority to act upon and to implement instructions from the authorized officer. The holder's representative shall be available for communication with the authorized officer within a reasonable time when construction or other surface disturbing activities are underway.
6. All design, material, and construction, operation, maintenance, and termination practices shall be in accordance with safe and proven engineering practices.
7. No new roads or trails will be established. No construction or routine maintenance activities shall be performed during periods when the soil is too wet to adequately support construction equipment. If such equipment creates ruts in excess of four inches deep, the soil shall be deemed too wet to adequately support construction equipment. If emergency repairs are deemed necessary, the holder shall repair all

damage caused to the soil and roads from emergency repairs performed under wet conditions.

8. The holder shall meet Federal, State, and local emission standards for air quality.
9. The holder shall be responsible for weed control on disturbed areas within the limits of the permitted area. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods (within limits imposed in the grant stipulations). Equipment shall be cleaned of all caked mud, dust and plant material before entering the permitted area.
10. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides 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 pesticides, the holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. Emergency use of pesticides shall be approved in writing by the authorized officer prior to such use.
11. If during any phase of the construction, operation, or termination any oil or other pollutant should be discharged from containers or vehicles and impact Federal lands, the control and total removal, disposal, and cleanup of such oil or other pollutant, wherever found, shall be the responsibility of the holder, regardless of fault. Upon failure of holder to control, cleanup, or dispose of such discharge on or affecting Federal lands, or to repair all damages to Federal lands resulting therefrom, the authorized officer may take such measures as he deems necessary to control and cleanup the discharge and restore the area, including, where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the authorized officer shall not relieve the holder of any liability or responsibility.
12. 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. The 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.
13. The holder shall protect all survey monuments found within the permitted area. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control

monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office or Bureau of Land Management permitted area monuments or references are obliterated during operations, the holder shall secure the services of a registered land surveyor or a Bureau cadastral surveyor to restore the disturbed monuments and references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.

14. The holder or its contractors will notify the BLM of any fires and comply with all rules and regulations administered by the BLM concerning the use, prevention and suppression of fires on federal lands, including any fire prevention orders that may be in effect at the time of the permitted activity. The holder or its contractors may be held liable for the cost of fire suppression, stabilization and rehabilitation. In the event of a fire, personal safety will be the first priority of the holder or its contractors. The holder or its contractors will:
 - a. Operate all internal and external combustion engines on federally managed lands per 36 CFR 261.52, which requires all such engines to be equipped with a qualified spark arrester that is maintained and not modified.
 - b. Carry shovels, water, and fire extinguishers that are rated at a minimum as ABC - 10 pound on all equipment and vehicles. If a fire spreads beyond the suppression capability of workers with these tools, all will cease fire suppression action and leave the area immediately via pre-identified escape routes.
 - c. Initiate fire suppression actions in the work area to prevent fire spread to or on federally administered lands.
 - d. Notify the Northern Utah Interagency Fire Center (801) 495-7600 (or 911) immediately of the location and status of any escaped fire.
15. The holder shall comply with all applicable Federal, State, and local regulations whether or not specifically mentioned within this grant.
16. The holder shall maintain the permitted area 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.

17. The holder is strictly prohibited from storing, or disposing of any toxic or hazardous substance on the permitted area.
18. The holder shall maintain the permitted area in a safe, usable condition, as directed by the authorized officer.
19. In the event that the public land underlying the communication site encompassed in this grant, or a portion thereof, is transferred out of Federal ownership and administration of the grant or the land underlying the communication site is not reserved to the United States in the patent/deed and/or the United States waives any right it has to administer the grant, or portion thereof, within the conveyed land under Federal laws, statutes, and regulations, including the regulations at 43 CFR Part 2800, including any rights to have the holder apply to BLM for amendments, modifications or assignments and for BLM to approve or recognize such amendments, modifications or assignments. At the time of conveyance, the patentee/grantee, and their successors and assigns, shall succeed to the interests of the United States in all matters relating to the grant, or portion thereof, within the conveyed land and shall be subject to applicable State and local government laws, statutes, and ordinances. After conveyance, any disputes concerning compliance with the use and the terms and conditions of the grant shall be considered a civil matter between the patentee/grantee and the holder.
20. The holder of Right-of-Way No. UTU-091187 agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et seq. or the Resource Conservation and Recovery Act of 1976, 42 U.S.C. 6901 et seq.) on the right-of-way (unless the release or threatened release is wholly unrelated to the right-of-way holder's activity on the right-of-way. This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
21. The holder shall contact the authorized officer to arrange a pre-termination conference 180 days prior to termination of the site. This conference will be held to review the termination provisions of the grant.

Attachment 2: Utah Communications Authority Special Stipulations/Protective Measures

1. If required by the Bureau of Land Management, the holder shall enter into a Memorandum of Understanding with the all users of the site defining the roles and responsibilities associated with site management.
2. 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.
3. No new roads or trails will be established. During wet road conditions, any ruts remaining on the right-of-way area from holders' vehicles will be repaired to the authorized officer's discretion.
4. Vehicle maintenance will not be performed on public land. Emergency maintenance will be performed over tarps and in accordance with all federal regulations pertaining to the handling of hazardous materials.
5. The holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder shall comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, et seq.) with regard to any toxic substances that are used, generated by or stored on the permit area or on facilities authorized under this permit. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, Section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.
6. The holder or its contractors will notify the BLM of any fires and comply with all rules and regulations administered by the BLM concerning the use, prevention and suppression of fires on federal lands, including any fire prevention orders that may be in effect at the time of the permitted activity. The holder or its contractors may be held liable for the cost of fire suppression, stabilization and rehabilitation. In the event of a fire, personal safety will be the first priority of the holder or its contractors. The holder or its contractors will:

- a) Operate all internal and external combustion engines on federally managed lands per 36 CFR 261.52, which requires all such engines to be equipped with a qualified spark arrester that is maintained and not modified.
 - b) Carry shovels, water, and fire extinguishers that are rated at a minimum as ABC - 10 pound on all equipment and vehicles. If a fire spreads beyond the suppression capability of workers with these tools, all will cease fire suppression action and leave the area immediately via pre-identified escape routes.
 - c) Initiate fire suppression actions in the work area to prevent fire spread to or on federally administered lands.
 - d) Notify the Northern Utah Interagency Fire Center (801) 495-7600 (or 911) immediately of the location and status of any escaped fire.
7. Any relocation, additional construction, or use that is not in accord with the approved right-of-way, shall not be initiated without the prior written approval of the authorized officer.
 8. Prior to the termination of the right-of-way, the holder will undertake the rehabilitation of all disturbed areas. This activity may include the removal of any structures or other improvements from the land. All compacted areas will be scarified and stockpiled, and topsoil will be re-spread over the disturbed areas to a depth of six inches. Reseeding of the disturbed areas will be done at the time and with the seed mixture specified by the authorized officer.

Attachment 3: Raft River Rural Electric Company Special Stipulations/Protective Measures

1. The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant.
2. The holder agrees not to exclude any person from participating in employment or procurement activity connected with this grant on the grounds of race, creed, color, national origin, and sex, and to ensure against such exclusions, the holder further agrees to develop and submit to the proper reviewing official specific goals and timetables with respect to minority and female participation in employment and procurement activity connected with this grant. The holder will take affirmative action to utilize business enterprises owned and controlled by minorities or women in its procurement practices connected with this grant. Affirmative action will be taken by the Holder to assure all minorities or women applicants' full consideration of all employment opportunities connected with this grant. The holder also agrees to post in conspicuous places on its premises which are available to contractors, subcontractors, employees, and other interested individuals, notices which set forth equal opportunity terms; and to notify interested individuals such as bidders, contractors, purchasers and labor unions or representatives of workers with whom it has collective bargaining agreements, of the Holder's equal opportunity obligations.
3. The holder shall comply with the applicable Federal and State laws and regulations concerning the use of pesticides (i.e., insecticides, herbicides, fungicides, rodenticides, and other similar substances) in all activities/operations under this grant. The holder shall obtain from the authorized officer approval of a written plan prior to the use of such substances. The plan must provide the type and quantity of material to be used; the pest, insect, fungus, etc., to be controlled; the method of application; the location of or storage and disposal of containers; and other information that the authorized officer may require. The plan should be submitted no later than December 1 of any calendar year that covers the proposed activities for the next fiscal year (i.e., December 1, 1984 deadline for a fiscal year 1986 action).
4. If need for emergency use of pesticides is identified, the use must be approved by the authorized officer. The use of substances on or near the right-of-way shall be in accordance with the approved plan. A pesticide shall not be used if the Secretary of the Interior has prohibited its use. A pesticide shall be used only in accordance with its registered uses and within other limitations if the Secretary has imposed limitations. Pesticides shall not be permanently stored on public lands authorized for use under this grant.
5. If cultural resources are discovered during any operations under this grant, the holder shall immediately notify the authorized officer. The holder shall not

disturb such resources except as directed by the authorized officer. Within 2 working days of notification, the authorized officer will evaluate or have evaluated any cultural resource discovered and will determine if any action may be required to protect cultural resources discovered. The cost of data recovery for cultural resources discovered during operations shall be borne by the BLM unless otherwise specified by the authorized officer of the BLM. All cultural resources shall remain under the jurisdiction of the United States until ownership is determined under applicable law.

6. During the operation, maintenance and termination of the system, the Holder shall conduct a surveillance and maintenance program designed to provide for public safety, prevent damage to resources, prevent soil erosion, and maintain system integrity.
7. The Holder shall regularly maintain the power line in a safe, usable condition.
8. At such time as the grant is relinquished or terminated in whole or in part for any reason, the Holder is required to remove any and all structures or other improvements and restore the public lands to their pre-construction condition.
9. The Holder shall promptly remove and dispose of all waste caused by its activities as directed by the authorized officer. The term "waste" as used herein means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, petroleum products, ashes and equipment.
10. The Holder shall do everything reasonable within its power and shall require its employees, contractors, and employees of contractors to do everything reasonable within their power to prevent and suppress fires on or near the land to be occupied under this grant.
11. No new access roads or the blading of existing roads are permitted by the terms of this grant. Should it be determined that a new access road(s) or blading of existing roads be needed, the grantee shall be required to submit an application for such to the authorized officer prior to any construction.
12. If a raptor electrocution should occur on the power line, the authorized officer, as well as the Fish and Wildlife Service, will be notified as soon as possible. Any individual pole or group of poles which are identified as potentially hazardous to raptors will be modified according to Raptor Research Report No. 4, Suggested Practices for Raptor Protection on Power lines.
13. The holder shall conduct all activities associated with the operation and use of this right-of-way within the authorized limits of the right-of-way. Any relocation, additional construction, or use that is not in accord with the stated purpose of right-of-way or that is outside the specified width, shall not be initiated without the prior written approval of the authorized officer. Noncompliance with the above will be grounds for an immediate temporary suspension of activities if it constitutes a threat to public health and safety or the environment.

14. Pole and cross arm design will be in accordance with the drawing attached to this grant as Exhibit "D" which is in conformance with the standards outlined in the "Suggested Practices for Raptor Protection on Power lines," Raptor Research Foundation, Inc. , 1981. No variance from this design is permitted without the written authorization of the BLM Authorized Officer.
15. The holder is strictly prohibited from storing, or disposing of any toxic or hazardous substance within this right-of-way. The holder shall perform no fueling or lubricating of equipment within the limits of this right-of-way.
16. No surface blading or clearing is permitted under the terms of this grant, except in specific locations agreed to and flagged on the ground where a temporary access route is needed to install pole locations. Any temporary access routes needed shall be immediately recontoured after construction and seeded in accordance with the seed mix shown below. No clearing around pole locations is permitted unless approved in advance by the BLM Authorized Officer.
17. Construction holes left open overnight shall be covered. Covers shall be secured in place and shall be strong enough to prevent livestock or wildlife from falling through and into a hole.
18. 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.
19. All disturbed areas shall be recontoured and seeded with the following seed mix after October 31st and prior to December 31st of the year following completion of construction:
 - Crested wheatgrass 4 lbs/acre PLS
 - Western wheatgrass 4 lbs/acre PLS
 - Slender wheatgrass 4 lbs/acre PLS
 - Lewis flax 2 lbs/acre PLS
 - Antelope bitterbrush 1 lbs/acre PLS
 - PLS = Pure live seed
20. Seed would be broadcast and raked in to cover the seed.

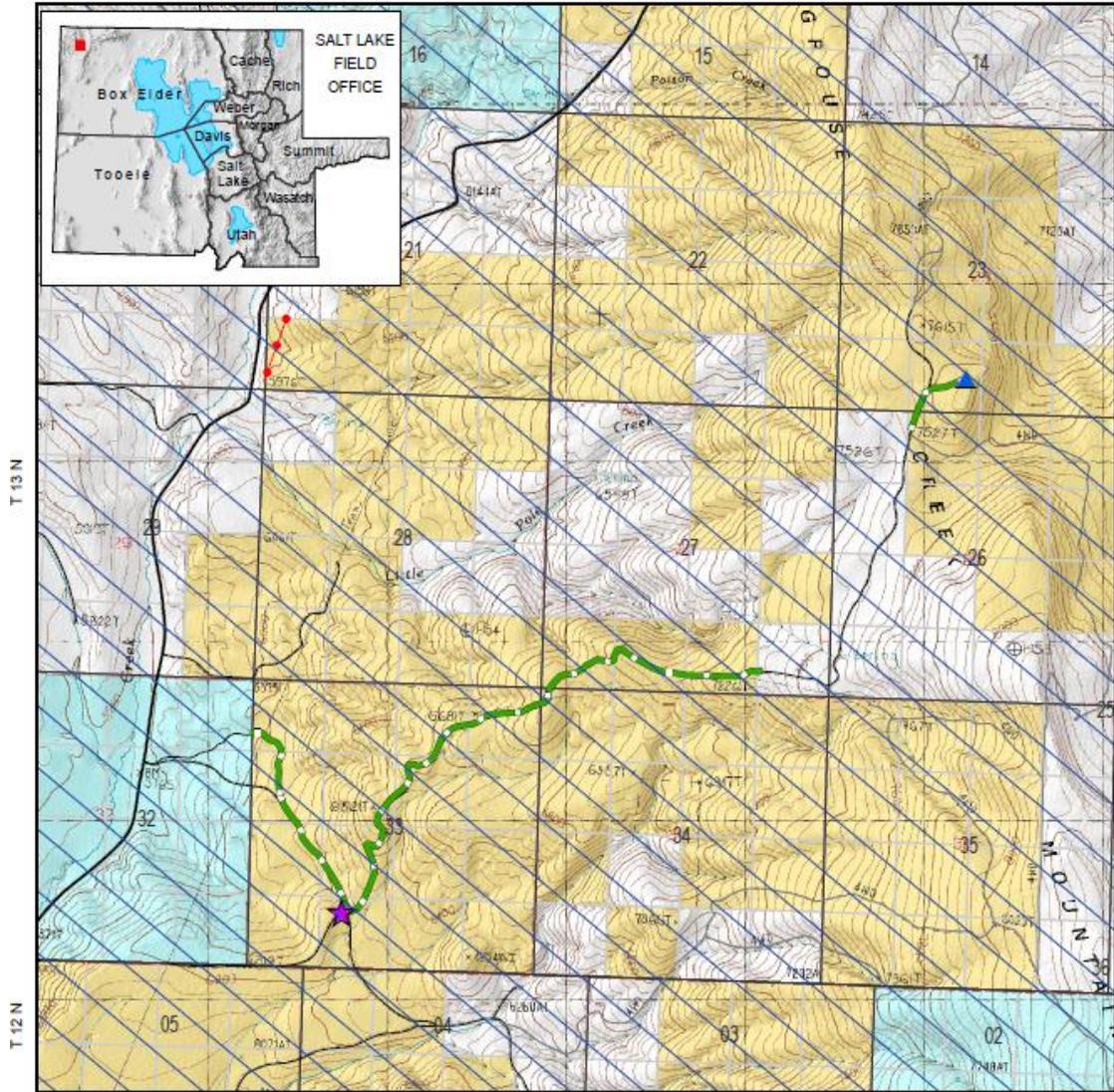
21. The holder shall inspect the relocated power line twice a year for two years after construction for the presence of any noxious weeds. All noxious weed invasions along the relocated power line will be treated with an approved herbicide until weeds are eliminated. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods.
22. No vehicles or other equipment are permitted to enter into or cross over the stream channel of the Raft River, except at locations where there is a bridge or culvert. The flow of the river shall not be blocked or interfered with in any manner.

Attachment 4, Location Map

BUREAU OF LAND MANAGEMENT
WEST DESERT DISTRICT

Lynn Communication Site Services Location Map

R 17 W



- Sage-Grouse Priority Habitat
- Lynn Commsite
- GSGR Lek Kimbell Creek Turnoff
- Buried Powerline/Access Rd
- UTU-54839 Raft River Rural Elec PL

- Land Status**
- Bureau of Land Management
 - Private
 - State



November 23, 2015

No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.



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Attachment 5, Categorical Exclusion Review Record

Resource	Yes*/No	Assigned Specialist	Date
Air Quality	No	Pamela Schuller	11/10/15
Areas of Critical Environmental Concern	No	Pamela Schuller	11/10/15
Cultural Resources	No	Mike Sheehan	10/1/15
Environmental Justice	No	Pamela Schuller	11/10/15
Farm Lands (prime or unique)	No	Pamela Schuller	11/10/15
Floodplains	No	Dylan Tucker	9/30/15
Invasive Species/Noxious Weeds	No	Dylan Tucker	9/30/15
Migratory Birds	No	Chris Bryan	10/5/15
Native American Religious Concerns	No	Pamela Schuller	11/10/15
Threatened, Endangered, or Candidate Species	No	Chris Bryan	10/5/15
Wastes (hazardous or solid)	No	Alan V. Jones	11/10/15
Water Resource/Quality (drinking or ground)	No	Cassie Mellon	11/12/15
Wetlands / Riparian Zones	No	Dylan Tucker	9/30/15
Wild and Scenic Rivers	No	Roxanne Tea	9/29/15
Wilderness	No	Roxanne Tea	10/5/15
Other:	No	Pamela Schuller	11/10/15

*Extraordinary Circumstances apply.

Pamela Schuler

11/24/2015

Environmental Coordinator

Date

Attachment 6, Extraordinary Circumstance to Categorical Exclusions

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:

Extraordinary Circumstances		
1. Have significant impacts on public health or safety.		
Yes	No ✓	Rationale: This project would benefit public health and safety for this remote area of northwestern Box Elder County, Utah. The Lynn site provides wildland fire emergency communication repeater connection to the Northern Utah Interagency Fire Center. The installation of cellular service would provide critical telephone communication and data services to the local population and others passing through the area. The project is small and localized and would not affect public health or safety in a negative way. Vehicles used in construction and maintenance activities would not block access to any other users of the public land. Hazardous materials would not be utilized. No significant impact to health or safety is expected.
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.		
Yes	No ✓	Rationale: There are no ACECs, WSAs, designated wilderness areas, wild and scenic rivers, Monuments or other areas with special designations in the project area. There are no floodplains, wetlands, or unique geologic characteristics or any other ecological significant or critical areas. The area is within priority Greater Sage-Grouse habit however, the proposal is to add minor equipment onto an existing tower and within the existing fenced enclosure. To ensure there would not be impacts to sage grouse habitat in the area The Greater Sage-Grouse Resource Management Plan Amendments (GRSGRMPA) Seasonal Restriction Section G., Management Action (MA)-SSS-3 E-Noise Restrictions would be applied as a Special Stipulation to the right-of-way grant as follows: In GRSG Priority Habitat Management Area (PHMA), limit noise from discrete anthropogenic disturbances, whether during construction, operation, or maintenance, to not exceed 10 decibels above ambient sound levels (as available at the signing of the GRSG RMPA or as first measured thereafter) at occupied leks from 2 hours before to 2 hours after official sunrise and sunset during breeding season (e.g., while males are strutting). MA-SSS-3 G-Seasonal Restrictions: In breeding (leks), nesting and early brood-rearing habitat from Feb 15 – Jun 15. This protective measure applies to the Kimbell Creek Turnoff Lek located at E 266676, N 4631690 and as shown on Exhibit B Map.

Extraordinary Circumstances		
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].		
Yes	No ✓	Rationale: No controversy is expected from this project. Other similar projects have occurred throughout the region and have not resulted in unresolved conflicts. This project was posted to the NEPA Register on November 16, 2015. Concerns or comments from the public were not brought to the SLFO's attention.
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
Yes	No ✓	Rationale: The project would not have highly uncertain and potentially significant environmental effects nor involve unique or unknown environmental risks. Similar projects have provided evidence that the impacts are well known and pose no unique 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.		
Yes	No ✓	Rationale: This action is similar to other projects that have been authorized on public land. Impacts from this type project are well identified and known. It would not set a precedent nor would it represent a decision in principle about future actions with potentially significant environmental effects. The cell phone provider company has expressed the desire to be able to transmit their signal though fiber optic cable as opposed to the currently proposed microwave. There is a pending application for a broadband provider to bury cable to the commsite. The proposal would only be considered by BLM if the cable is to be installed along the existing access road to the site. Installation along an existing road would generally not be considered a potentially significant environmental effect and is the recommended mitigation for projects that cannot be avoided within the PHMA.
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		
Yes	No ✓	Rationale: The proposed activity would encompass an area that is approximately 300 ft. by 300 ft. feet. Cumulative impacts associated with existing and future maintenance efforts are not expected to rise to significant environmental effects. Thresholds are not expected to be exceeded in the management of Land and Realty or other BLM programs.
7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.		

Extraordinary Circumstances		
Yes	No ✓	Rationale: Improvements would be placed within the existing approved structures. BLM will forward a “No Historic Properties Affected” determination to the State Historic Preservation Office as per the protocol agreement.
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.		
Yes	No ✓	Rationale: There are no listed species in the project area. The project area is within priority habitat for Greater Sage-Grouse, however consultation with the USFWS is not warranted. The Public Lands Policy Coordination Office was notified of this project by email dated October 5, 2015. Concerns or comments were not brought to the SLFO’s attention. If approved, seasonal restrictions for protection of the Greater Sage-Grouse habitat would be applied as appropriate under the Special Stipulations to the right-of-way grant.
9. Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.		
Yes	No ✓	Rationale: Federal, State, local or tribal laws or requirements for protecting the environment would not be violated with this project. The Public Lands Policy Coordinating Office (PLPCO) was notified of this project on October 5, 2015 via email. PLPCO responded on October 5, 2015 acknowledging receipt of the project information.
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).		
Yes	No ✓	Rationale: Title VI of the Civil Rights Act and Executive Order 12898 (“Environmental Justice”) require federal agencies to identify and address “disproportionately high and adverse human health or environmental effects of its programs, policies and activities on minority populations and low-income populations.” In accordance with CEQ Environmental Justice Guidelines, minority populations should be identified and effects to them analyzed, if either of the following two conditions apply: (1) of those likely to be affected by the Proposed Action, 50% or more would be part of the minority populations, and (2) within the project area, the minority population percentage is greater than the minority population percentage outside the project area or in the general population. Neither of these conditions applies to the project area for this effort. Therefore, implementation and potential environmental consequences of the action considered would not disproportionately affect any specific group of people (including any racial, ethnic, or socioeconomic group).

Extraordinary Circumstances		
<p>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).</p>		
Yes	No ✓	<p>Rationale: The project is not expected to 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. There are no known ceremonial lands or sacred sites within the proposed project area.</p> <p>A certified letter was sent on October 16, 2015, to the following Tribes: Western Shoshone, Northwestern Shoshone and Pueblo of Jemez. Comments were not received and concerns were not expressed by these Tribes. Refer also to item 7.</p>
<p>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).</p>		
Yes	No	<p>Rationale: Construction activities associated with placing the cabinet inside the fenced enclosure may cause a regrowth of weeds; however the project as a whole is not expected to cause the establishment of invasive or noxious weeds. This area would be monitored for noxious weeds by the SLFO. Control measures would be the responsibility of the applicant. Should noxious weeds appear, the SLFO would implement/require appropriate control measures consistent with the requirements contained in Appendix B, Herbicide Use Standard Operating Procedures of the Record of Decision for the Final Vegetation Treatments Using Herbicides Programmatic Environmental Impact Statement (September 2007) and the Decision Record for the Salt Lake District Weed Management Plan environmental assessment (UT-020-96-24). A pesticide use proposal would be submitted and approved by the UTSO prior to any herbicide applications. Protective measures would be applied as presented in the project description.</p>