United States Department of the Interior
Bureau of Land Management

Categorical Exclusion Not Established By Statute
DOI-BLM-UT-Y010-2016-0036 CX

December 2015

Special Recreation Permit for Moab Motorcycle and ATV, LLC Moab Moto Tours

Location: Jeep Safari Routes, designated roads and trails in Labyrinth Rims and Utah Rims area (does not include the Tubes)

Applicant/Address: Burke Priest, P.O. Box 1593, Moab, UT 84532

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Moab, Utah 84532
Phone: 435-259-2100
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CATEGORICAL EXCLUSION DOCUMENTATION FORMAT WHEN USING CATEGORICAL EXCLUSIONS NOT ESTABLISHED BY STATUTE

A. Background

BLM Office: Moab Field Office Lease/Serial/Case File No: MFO-Y010-16-107R

Proposed Action Title/Type: Special Recreation Permit for Moab Motorcyle and ATV, LLC dba Moab Moto Tours

Location of Proposed Action: Jeep Safari Routes, designated routes and trails in the Labyrinth Rims and Utah Rims areas

Description of Proposed Action: Burke Priest, on behalf of Moab Motorcycle and ATV, LLC dba Moab Moto Tours, seeks authorization through an SRP to offer motorcycle and ATV tours on designated roads and trails in the Moab Field Office. Stipulations regarding SRPs and use on designated routes area attached.

B. Land Use Plan Conformance

Land Use Plan Name: Moab Field Office RMP Date Approved: October 31, 2008

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s):

Decisions REC-46 through REC-50 authorize the issuance of Special Recreation Permits. Specifically, page 97 of the Moab RMP reads as follows: "Special Recreation Permits are issued as a discretionary action as a means to: help meet management objectives, provide opportunities for economic activity, facilitate recreational use of public lands, control visitor use, protect recreational and natural resources, and provide for the health and safety of visitors." In addition, on page 98 of the Moab RMP, it states, "All SRPs will contain standard stipulations appropriate for the type of activity and may include stipulations necessary to protect lands or resources, reduce user conflicts, or minimize health and safety concerns....Issue and manage recreation permits for a wide variety of uses to enhance outdoor recreational opportunities, provide opportunities for private enterprise, manage user-group interaction, and limit the impacts to such uses upon natural and cultural resources."

C. Compliance with NEPA

The action described above generally does not require the preparation of an environmental assessment (EA) or environmental impact statement (EIS), as it has been found to not individually or cumulatively have a significant effect on the human environment. The applicable Categorical Exclusion reference in 516 DM 11.9 H(1). This reference states, "Issuance of Special Recreation Permits for day use or overnight use up to 14 consecutive nights; that impacts no more than 3 staging area acres; and/or for recreational travel along roads, trails, or in areas authorized in a land use plan. This CX cannot be used for commercial boating permits along Wild and Scenic Rivers. This CX cannot be used for the establishment or issuance of Special Recreation Permits for "Special Area" management (43 CFR 2932.5)."

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 apply.

D: Signature

Authorizing Official: _____ Date: 12/9/15

Rock Smith
Recreation Branch Chief

Contact Person

For additional information concerning this CX review, contact: Bill Stevens
Outdoor Recreation Planner, Moab BLM

Moab Motorcycle and ATV, LLC, dba Moab Moto Tours: DOI-BLM-UT-Y010-2016-0036
Categorical Exclusion Review Record

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.

Proposed Action: Moab Jeep Safari Routes, motorcycle trails in Labyrinth and Utah Rims. Does not include "the Tubes"

Resource	Yes/No*	Assigned Specialist Signature	Date
Air Quality	No	Am Arm	12-8-15
Floodplains	No	Am Arm	12-8-15
Water Quality (drinking or ground)	No	Am Arm	12-8-15
Wetlands / Riparian Zones	No	M Davis	12/8/2015
Areas of Critical Environmental Concern	No	K Stevens	12/8/15
Wild and Scenic Rivers	No	K Stevens	12/8/15
Wilderness	No	K Stevens	12-8-15
Native American Religious Concerns	No	[illegible]	12-8-15
Cultural Resources	No	[illegible]	12-8-15
Environmental Justice	No	K Stevens	12-8-15
Wastes (hazardous or solid)	No	T Nudelter	12/8/2015
Threatened, Endangered, or Candidate Animal Species	No	[illegible]	12/8/15
Migratory Birds	No	[illegible]	12/8/15
Threatened, Endangered, or Candidate Plant Species	No	D Willer	12/8/15
Invasive Species/Noxious Weeds	No	Jordan Davis	12/8/15
Other:			

*Extraordinary Circumstances apply.

Environmental Coordinator K Stevens Date: 12/10/15

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:

Extraordinary Circumstances		
1. Have significant impacts on public health or safety.		
Yes	**No** **X**	**Rationale:** Permitted use of designated routes would not impact public health or safety.
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** **X**	There are no unique geographic characteristics nor any special areas in the area of operation.
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].		
Yes	**No** **X**	**Rationale:** There is no controversy concerning the proposed action.
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
Yes	**No** **X**	**Rationale:** There are no unique environmental risks or uncertain effects.
5. Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects.		
Yes	**No** **X**	**Rationale:** The action establishes no precedents for future actions
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		
Yes	**No** **X**	**Rationale:** There are no cumulative 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.		
Yes	**No** **X**	**Rationale:** Use of designated routes would not have significant impacts.

Extraordinary Circumstances		
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** **X**	**Rationale:** There are no impacts upon T and E species.
9. Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.		
Yes	**No** **X**	**Rationale:** The action does not violate any laws.
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).		
Yes	**No** **X**	**Rationale:** There are no effects 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).		
Yes	**No** **X**	**Rationale:** There are no Indian sacred sites in the area.
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).		
Yes	**No** **X**	**Rationale:** The activity would not introduce noxious weeds.

FINDING OF NO SIGNIFICANT IMPACT
AND
DECISION RECORD

SRP for Moab Motorcycle and ATV, LLC, dba Moab Moto Tours
DOI–BLM-UT-Y010-2015-0035 CX

FONSI: Based on the analysis of potential environmental impacts contained in the present document, I have determined that the action will not have a significant effect on the human environment and an environmental impact statement is therefore not required.

DECISION: It is my decision to authorize the Special Recreation Permit for Moab Motorcycle and ATV, LLC, dba Moab Motor Tours to operate in the areas listed in the Proposed Action. This decision is contingent upon meeting all stipulations and monitoring requirements attached to the Special Recreation Permits.

RATIONALE: The decision to authorize the Special Recreation Permit for Moab Motorcycle and ATV, LLC, dba Moab Motor Tours has been made in consideration of the environmental impacts of the proposed action. The action is in conformance with the Moab Resource Management Plan, which allows for recreation use permits for a wide variety of uses to enhance outdoor recreational opportunities, provide opportunities for private enterprise, manage user-group interaction, and limit the impacts to such uses upon natural and cultural resources.

Authorized Officer

12/9/15
Date