

**U.S. Department of the Interior
Bureau of Land Management
Royal Gorge Field Office
3028 E. Main Street
Canon City, CO 81212**

CATEGORICAL EXCLUSION

NUMBER: DOI-BLM-CO-F020-2016-0068 CX

CASEFILE/PROJECT NUMBER (optional): COC-77930

PROJECT NAME: England access road

PLANNING UNIT: Arkansas River Eco-Sub-region (1)

LEGAL DESCRIPTION:

Sixth Principal Meridian, Chaffee County, Colorado
T. 14 S., R. 78 W.,
sec. 15, NW1/4.

APPLICANT: Mary Ruth England and Margaret Ann England

DESCRIPTION OF PROPOSED ACTION :

Process ROW application for access to private property using an existing road which already has an existing FLPMA ROW over BLM lands. A private individual holds a ROW on this road to his private property. This individual sold a portion of his land to the applicants in this action who now need legal access to their property in order to close on the property. No additional ground disturbance and no changes in management. The existing ROW (COC-40754) was renewed on 9/15/2015 with DOI-BLM-F02-2015-26 CX (Long form).

CATEGORICAL EXCLUSION REVIEW: This proposed action is listed as a Categorical Exclusion in DOI Departmental Manual Part 516 Chapter 11, E-12. None of the following exceptions in 516 DM 2, Appendix 2, apply.

Remarks: The existing ROW (COC-40754) was renewed on 9/15/2015 with DOI-BLM-F02-2015-26 CX. (Long form)

Project Lead: Jeff Brown

Cultural Resources: Two isolated finds were located during the cultural resources inventory for the previous undertaking [Report CR-RG-15-83 (P)], however, the IFs did not meet the criteria for

National Register of Historic Places eligibility. Therefore, neither the original nor the proposed undertaking will not affect historic properties.

Native American Religious Concerns: No possible culturally sensitive properties were located during the cultural resources inventory (see above). There is no other known evidence that suggests the project area holds special significance for Native Americans.

Threatened and Endangered Species: There are no records of any federally listed or BLM sensitive species within or near the project area. The Proposed Action will not result in impacts to TES species.

Migratory Birds: To be in compliance with the Migratory Bird Treaty Act (MBTA) and the Memorandum of Understanding between BLM and USFWS required by Executive Order 13186, BLM must avoid actions, where possible, that result in a “take” of migratory birds. Pursuant to BLM Instruction Memorandum 2008-050, to reduce impacts to Birds of Conservation Concern (BCC), no habitat disturbance (removal of vegetation such as timber, brush, or grass) is allowed during the periods of May 15 - July 15, the breeding and brood rearing season for most Colorado migratory birds. The provision will not apply to completion activities in disturbed areas that were initiated prior to May 15 and continue into the 60-day period.

An exception to this timing limitation will be granted if nesting surveys conducted no more than one week prior to vegetation-disturbing activities indicate no nesting within 30 meters (100 feet) of the area to be disturbed. Surveys shall be conducted by a qualified breeding bird surveyor between sunrise and 10:00 a.m. under favorable conditions.

Cultural Resources initial: MMW, 8/1/16

Wildlife initial: MR, 7/18/2016

Supervisor initial:

NEPA initial:

SIGNATURE OF AUTHORIZED OFFICIAL:

/s/ Keith E. Berger
Keith E. Berger, Field Manager

DATE SIGNED: 8/10/16