

**United States Department of the Interior
BUREAU OF LAND MANAGEMENT**

RECORD OF DECISION

**for the
Central Coast Field Office Resource Management Plan Amendment
for Oil and Gas Leasing and Development**

Index No. BLM/CA/PL-2019/015+1610+1675+17933

**San Mateo, Santa Cruz, Monterey, San Benito, Santa Clara, Alameda, Contra
Costa, southwest San Joaquin, western Stanislaus, western Merced, and
western Fresno Counties, California**

Lead Agency:

*Department of the Interior Bureau of Land Management
Central Coast Field Office
940 2nd Avenue, Marina, CA 93933*

October 2019



TABLE OF CONTENTS

Executive Summary	1
I. Introduction	2
Background	2
Purpose and Need for Amending the 2007 Hollister Resource Management Plan	2
Planning Process.....	3
II. Decision.....	4
Approved RMPA.....	4
Modifications and Clarifications	9
Protest Resolution.....	9
Governor’s Consistency Review	9
III. Authority	9
IV. Required Actions	10
Endangered Species Act of 1973.....	10
National Historic Preservation Act.....	10
Clean Air Act, as Amended in 1990.....	11
Clean Water Act	12
V. Management Considerations and Decision Rationale	13
VI. Alternatives Considered but not Selected	13
Alternative A	15
Alternative B	16
Alternative C	16
Alternative D	16
Alternative E.....	17
Environmentally Preferable Alternative.....	17
VII. Mitigation Measures	17
VIII. Monitoring and Adaptive Management	18
IX. Public Involvement.....	18
Scoping.....	19
Review of Draft RMPA/EIS.....	19
Consultation with Other Agencies.....	20
Review of the Proposed RMP Amendment/Final EIS	20
Summary of Protests and Comments.....	20
Availability of the Record of Decision.....	22
X. Consideration of Other BLM Plans and Policies	22
Mineral Leasing Act.....	22
XI. Approval.....	23

LIST OF ACRONYMS

ACEC	Area of Critical Environmental Concern
ACOE	U.S. Army Corps of Engineers
BAT	best available technology
BCT	best control technology
BLM	U.S. Bureau of Land Management
BO	Biological Opinion
CCFO	Central Coast Field Office
CCR	California Code of Regulations
CDFW	California Department of Fish and Wildlife
CEQ	Council on Environmental Quality
CFR	Code of Federal Regulations
COA	Condition of Approval
CSU	Controlled Surface Use
CWA	Clean Water Act
DOGGR	Division of Oil, Gas, & Geothermal Resources
DOI	Department of Interior
EA	Environmental Assessment
EIR	Environmental Impact Report
EIS	Environmental Impact Statement
EPA	U.S. Environmental Protection Agency
FLPMA	Federal Land Policy and Management Act
HUC	Hydrologic Unit Codes
IBLA	Interior Board of Land Appeals
NAAQS	National Ambient Air Quality Standards
NEPA	National Environmental Policy Act
NHPA	National Historic Preservation Act
NMFS	National Marine Fisheries Service
NOA	Notice of Availability
NOI	Notice of Intent
NO _x	Nitrogen oxide
NPDES	National Pollutant Discharge Elimination System
NRHP	National Register of Historic Places
NSO	No Surface Occupancy
PM	particulate matter
R&PP	Recreation and Public Purpose
RFD	Reasonably Foreseeable Development
RMP	Resource Management Plan
RMPA	Resource Management Plan Amendment
ROD	Record of Decision
SHPO	State Historic Preservation Officer
SOP	Standard Operating Procedure
USC	United States Code
USFWS	U.S. Fish and Wildlife Service
VOC	Volatile organic compound
WSA	Wilderness Study Area

Executive Summary

This document constitutes the Record of Decision (ROD) of the Department of Interior (DOI) and Bureau of Land Management (BLM) for the Central Coast Field Office Resource Management Plan Amendment for Oil and Gas Leasing and Development. This plan amendment identifies the Federal mineral estate, located primarily in Fresno, Monterey and San Benito counties, California, that is available for oil and gas leasing and development. It also identifies leasing stipulations to protect resources. This ROD also authorizes the issuance, with controlled surface use stipulations, of implementation-level decisions regarding 14 previously-litigated oil and gas leases in Monterey and San Benito counties.

After extensive environmental analysis, consideration of public comments, and application of pertinent Federal laws and policies, it is the decision of the DOI to approve without modifications the Alternative F amendment to the BLM's existing 2007 Resource Management Plan ("No Action", Alternative A) identified in the Final Environmental Impact Statement (EIS), notice of which was published in the Federal Register on May 10, 2019 (U.S. Environmental Protection Agency). With this decision, a 30-day appeal period begins for implementation-level decisions. The Proposed Resource Management Plan Amendment (RMPA) and Final EIS is available online at:

<https://go.usa.gov/xEGQC>

The Final EIS analyzed the environmental impacts of six alternative amendments to the RMP including the No Action Alternative. This decision approves Alternative F, under which approximately 680,000 acres of Federal mineral estate are available for leasing with controlled surface use stipulations and another roughly 42,000 acres are available for leasing with no surface occupancy requirements. An additional 67,500 acres of Federal mineral estate are closed to leasing and development, including designated wilderness areas, wilderness study areas and national monuments. The BLM plan also supports recovery of threatened and endangered plants and animals in the Ciervo Panoche Natural Area by protecting core populations from surface disturbance. This decision does not authorize any actual drilling for exploration or development of oil and gas resources. The BLM predicts a range from zero to 37 new oil and gas wells could be developed on Federal mineral estate during the next 20 years as a result of this plan amendment. Any future proposals for leasing or development would go through additional environmental reviews based on site-specific project information and other requirements for consultation, coordination and public involvement.

Under Alternative F, the BLM would also issue 14 leases in Monterey and San Benito counties, subject to CSU stipulations, that were the subject of litigation in 2011 and 2012. Alternative F is referred to as the Selected Alternative in this ROD.

I. Introduction

Background

The BLM Central Coast Field Office¹ (CCFO) has prepared a RMPA/EIS for Oil and Gas Leasing and Development to analyze the effects of alternative oil and gas management approaches on lands with Federal mineral estate within the CCFO Planning Area. The current management decisions for oil and gas resources are described in the BLM's existing Resource Management Plan for the Southern Diablo Mountain Range and Central Coast of California, approved in 2007.

In 2011 and 2012, the BLM prepared two separate Environmental Assessments (EA) for 14 oil and gas leases within the then Hollister Field Office. Both leasing decisions were challenged in lawsuits brought before the U.S. District Court, identified in Case No. 11-06174 (Hollister I) and Case No. 13-1749 (Hollister II) (*Center for Biological Diversity v. Bureau of Land Management*, 2014). Before the BLM agreed to remedy the first lawsuit, the second was filed challenging the second leasing decision on similar grounds. In the first lawsuit, the U.S. District Court found the Reasonably Foreseeable Development (RFD) Scenario, and the EA to be inadequate because BLM did not consider the impacts of hydraulic fracturing. The court order prompted settlement of both lawsuits and the resulting settlement agreement led to the preparation of this RMPA to the 2007 RMP. The court in *Center for Biological Diversity v. Bureau of Land Management* found it unreasonable for the BLM to “consider only a single exploratory well scenario solely based on past data”.² In part, the BLM is preparing this EIS to consider impacts that may result from hydraulic fracturing and other well stimulation techniques, and to address change in policies since the lawsuits were settled. The RMPA/EIS contains an updated RFD Scenario, updates the description of which lands are open or closed to oil and gas leasing, and defines leasing restrictions to protect resources. The RMPA/EIS also describes implementation-level decisions regarding the 14 leases described above.

The RMPA/EIS was prepared using the BLM's planning regulations (43 Code of Federal Regulations [CFR] Part 1600) and guidance issued under the authority of the Federal Land Policy and Management Act (FLPMA) of 1976. Section 102 of the FLPMA sets forth the policy for periodically projecting the present and future use of public lands and their resources through the use of a planning process. Sections 201 and 202 of the FLPMA are the statutory authorities for land use plans prepared by the BLM.

Purpose and Need for Amending the 2007 Hollister Resource Management Plan

The purpose of this amendment to the 2007 RMP is to determine which BLM-managed lands and subsurface Federal minerals are open or closed to oil and gas leasing, and which stipulations or

¹ The Central Coast Field Office, currently located in Marina, California, was previously called the Hollister Field Office.

² 937 F. Supp. 2d 1140, 1156 (N.D. Cal. 2013).

restrictions apply to protect specific resources, based on an analysis of oil and gas exploration and development in excess of levels evaluated in the 2007 RMP. The RMPA would not authorize any actual drilling for exploration or development of oil and gas resources. Actual drilling authorization would be analyzed on a site-specific basis dependent on the project specifications before the BLM at that time.

In response to the Hollister litigation and settlement agreement, the court took issue with the BLM's conclusion that only one well would be drilled on BLM lands based on historical information and that the foreseeable development may be greater due to an increase in use of hydraulic fracturing and other well stimulation techniques. Therefore, the BLM developed a new RFD Scenario focusing in detail on the current and future use of well stimulation technologies, including hydraulic fracturing, acid matrix stimulation, and acid fracturing, as well as future uses of enhanced oil recovery (see Appendix B in the Proposed RMPA/Final EIS). Because this new RFD Scenario forecasts a greater amount of development as compared to the RFD Scenario developed for the 2007 RMP, there is a need to consider whether the land use plan decisions in the 2007 RMP should be adjusted. An RMPA is also needed to address the current and potential future uses of well stimulation technologies, as well as future uses of enhanced oil recovery.

There is also a need to determine appropriate stipulations for the two suspended non-NSO leases referenced in Hollister I and the 12 prospective non-NSO leases identified in Hollister II.

Planning Process

Oil and gas leasing and development on Federal mineral estate requires multiple stages of BLM authorization. Environmental review under the National Environmental Policy Act (NEPA) may be required at each phase. The RMPA will identify areas as open or closed to fluid mineral leasing and specify appropriate stipulations for those areas identified as open. At the leasing stage, the BLM identifies which parcels should be offered for leasing and the conditions under which leasing and eventual development should occur. The review for the development of leased parcels (including well stimulation techniques) is a site-specific analysis of potential impacts from the proposed project and includes specific conditions of approval to avoid, minimize, or mitigate impacts to sensitive resources.

Leasing

As detailed in Chapter 1 of the Proposed RMPA/Final EIS, parcels that are nominated for leasing must be reviewed and approved by the BLM prior to leases being sold at an auction. This review is conducted and documented in accordance with NEPA. The BLM's associated environmental review documents would disclose the impacts and risks of well stimulation technology based on the best available information at the time, and how those risks can be avoided, minimized or mitigated through the application of Best Management Practices (BMPs) and Conditions of

Approval (COAs). Upon completing lease review, the State Director will determine whether to offer the parcel for lease, and if so, what stipulations, COAs, and BMPs to attach to the lease.

Development

During oil and gas development, measures to avoid, minimize, or mitigate impacts, in addition to those identified in the Onshore Oil and Gas Orders and the regulations in 43 CFR 3160, are incorporated into the application for permit to drill (APD) as Standard Operating Procedures (SOPs) and BMPs. Every permit approval also includes a list of COAs that are tailored to the specific location and type of activity being approved, and additional NEPA analysis may be required. During this site-specific, implementation-level analysis, the BLM may consider additional mitigation measures to address any anticipated impacts, including those from well stimulation techniques.

In addition, oil and gas operators must comply with both Federal and State statutes and regulations to the extent that State regulations are consistent with Federal law and Federal lease rights. Therefore, depending on the activity, applications to conduct oil and gas activities on BLM leases in the CCFO Planning Area would also require approval from the California Department of Conservation, Division of Oil, Gas and Geothermal Resources (DOGGR) (see Proposed RMPA/Final EIS, Chapter 1).

II. Decision

Approved RMPA

This ROD approves Alternative F. Under Alternative F, unless currently closed under the 2007 Hollister Field Office RMP, Federal mineral estate would be open to oil and gas leasing with CSU stipulations and/or subject to NSO. Under Alternative F, approximately 683,100 acres of BLM oil and gas Federal mineral estate are identified as open to oil and gas leasing with CSU stipulation(s), 67,500 acres would be closed to leasing, and 42,400 acres would be subject to NSO stipulations. CSU stipulations would apply to all lands open to leasing. NSO stipulations would apply to some lands open to leasing, including: (1) Joaquin Rocks ACEC; (2) ACECs within the Ciervo Panoche Natural Area; and (3) giant kangaroo rat core population areas. These areas have been prioritized by U.S. Fish and Wildlife Service for the protection and recovery of a core population of the federally endangered giant kangaroo rat (*Dipodomys ingens*), as well as for protection and recovery of the federally endangered San Joaquin kit fox (*Vulpes macrotis mutica*) in the Recovery Plan for the Upland Species of the San Joaquin Valley (2008). The lands included in the decision are limited to those with BLM-administered mineral estate, including BLM-administered lands and split estate where the surface is owned by an entity or person other than the BLM but the Federal subsurface mineral estate is managed by the BLM.

Areas closed under the 2007 RMP would remain closed (Wilderness, Wilderness Study Areas, Clear Creek Serpentine Area of Critical Environmental Concern, Ft. Ord National Monument).

Specifically, the BLM management actions for energy and minerals from the 2007 RMP that are applicable to the approved RMPA include:

- **ENERG-COM1.** As outlined in the BLM Manual 6330 – Management of Wilderness Study Areas (BLM, 2012) and the Wilderness Act of 1964, WSAs and Wilderness Areas would be closed to mineral leasing and sales and to locatable mineral activities that require reclamation or degrade wilderness values.
- **ENERG-COM4.** Make all BLM public lands, unless withdrawn or otherwise noted, available for energy and mineral development subject to BLM’s Fluid Minerals BMPs.
- **ENERG-COM5.** Consider energy and minerals exploration, development, and production within environmental and multiple-use management constraints.
- **ENERG-C4.** Leases would be subject to standard stipulations and mitigation measures for special status species (BLM, 2007; Appendix D).

As part of establishing the Fort Ord National Monument in 2012, the presidential proclamation withdrew Fort Ord from mineral entry. As such, the following new management action is also established in addition to those established in the 2007 RMP:

- **ENERG-A1.** Fort Ord National Monument would be closed to mineral leasing.

In order to manage oil and gas leasing and development within the Clear Creek Management Area, the BLM established the following management action in the 2014 RMP:

- **ENERG-DEF1.** Allow no mineral leasing or sales on public lands in the Serpentine ACEC.

Finally, the following new management actions were identified for the approved RMPA:

- **ENERG-A3.** Require CSU stipulations on all public lands open to oil and gas leasing.
- **ENERG-A10.** Require NSO stipulations for public lands open to oil and gas leasing which include: (1) Joaquin Rocks ACEC; (2) ACECs within Ciervo-Panoche Natural Area; and (3) Giant kangaroo rat core population area.

Leases Subject to Settlement Agreement under Alternative F. Under Alternative F, the 17,600 acres that contain the 14 non-NSO leases, as identified in Case No. 11-06174 and Case No. 13-1749, would be open to leasing with CSU stipulations. Alternative F would not change the current management goals, objectives, and direction of the 14 leases, and no NSO stipulations would apply to the lease areas. Legal descriptions for each of these 14 leases are as follow:

Table 1. Legal Description of Leases Subject to Settlement Agreement			
Lease	Township/Range	Section	Subdivision
CACA 053824	T22S R9E	S6	S ½ of SW ¼
		S8	E ½ and SW ¼ of NW ¼
			W ½ and SE ¼ of NE ¼
			E ½ and SW ¼ of SW ¼
			N ½ and NE ¼ of SE ¼
		S15	SW ¼ of NW ¼
			SW ¼
		S18	NE ¼ of NE ¼
		S17	N ½ of NW ¼
			N ½ and SE ¼ of NE ¼
			N ½ of SE ¼
			N ½ and SE ¼ of SW ¼
		CACA 053825	T22S R9E
S20	S ½ of NE ¼		
	N ½ and SE ¼ of SE ¼		
S21	E ½ of NE ¼		
	SW ¼		
	W ½ and SE ¼ of NW ¼		
S22	E ½ of NE ¼		
	N ½ of NW ¼		
	NE ¼ and SW ¼ of SW ¼		
S23	NW ¼		
S28	NE ¼		
	SE ¼ of NW ¼		
	NE ¼ of SE ¼		
S29	SW ¼ of SE ¼		
	SE ¼ of NW ¼		
	N ½ of SW ¼		
S30	NW ¼		
	NW ¼ of NE ¼		
	E ½ of SW ¼		
S31	E ½ of NE ¼		
	W ½ of SE ¼		
	N ½ of SW ¼		
S32	NE ¼		
	E ½ of NW ¼		
S34	N ½ of SW ¼		
CACA 053826	T23S R9E	S1	N ½
			SW ¼ of SW ¼

Table 1. Legal Description of Leases Subject to Settlement Agreement

Lease	Township/Range	Section	Subdivision
			SW ¼ of SE ¼
		S2	N ½
			E ½ of SE ¼
			SW ¼ of SW ¼
		S10	all
		S11	NW ¼ of NW ¼
			W ½ of SW ¼
			E ½ of SE ¼
		S12	NW ¾ of NW ¼
			SE ¼ of NE ¼
E ½ of SE ¼			
S14	NW ¼ of NW ¼		
CACA 053827	T23S R9E	S5	NE ¼
			E ½ of NE ¼
		S9	SW ¼ of SW ¼
CACA 053828	T16S R10E	S15	all
		S21	NW ¼ of NW ¼
			NW ¼ of SE ¼
		S22	N ½
N ½ of S ½			
CACA 053829	T16S R11E	S19	E ¾ of NE ¼
			E ½ of SE ¼
		S20	all
		S29	SE ¼ of NE ¼
CACA 053830	T16S R11E	S25	S ½
		S26	SE ¼
			S ½ of SW ¼
		S27	NE ¼ of NW ¼
		S34	NE ¼
			N ½ and SE ¼ of NW ¼
S35	NW ¼		
	N ½ of NE ¼		
CACA 053831	T17S R11E	S7	W ½
			W ¼ of NE ¼
			W ½ of SE ¼
		S8	NW ¼
			SE ¼
		S9	NW ¼
		S17	W ½

Table 1. Legal Description of Leases Subject to Settlement Agreement			
Lease	Township/Range	Section	Subdivision
			SE ¼
			W ½ and SE ¼ of NE ¼
CACA 053832	T17S R11E	S22	N ½
			SW ¼
			N ½ and SW ¼ of SE ¼
		S23	S ½ of NW ¼
			SE ¼ of NW ¼
		S24	S ½
			SE ¼ of NE ¼
CACA 053833	T16S R12E	S33	NE ¼
			S ½ of NW ¼
		S34	N ½
		S35	W ½ of SW ¼
CACA 053834	T17S R12E	S3	all
		S10	E ¾
		S15	all
		S22	NE ¼
			W ½ of NE ¼
			NW ¼ of SE ¼
CACA 053835	T17S R12E	S18	NE ¼ of NE ¼
			NW ¼ of SE ¼
		S19	all
		S20	SW ¼
			SW ¼ of SE ¼
		S21	SW ¼ of NW ¼
CACA 052959	T22S R8E	S1	NW ¼ of NW ¼
			S ½ of SW ¼
CACA 052960	T24S R10E	S5	NW ¼ of NW ¼
			W ½ and SE ¼ of SW ¼
		S6	W ½
			SE ¼
			S ½ of NE ¼
		S7	NE ¼
			E ½ of SE ¼
			SW ¼ of NW ¼
			NW ¼ of SW ¼
		S8	W ½
			SE ¼
		S9	SW ¼

Table 1. Legal Description of Leases Subject to Settlement Agreement			
Lease	Township/Range	Section	Subdivision
			W ½ of SE ¼
		S17	N ½
			SE ¼
			N ½ and SE ¼ of SW ¼

Modifications and Clarifications

No modifications or clarifications have been made to the Proposed RMPA/Final EIS in this ROD or following its publication on May 10, 2019.

Protest Resolution

The Notice of Availability for the Proposed RMP Amendment and Final EIS was published on May 10, 2019, initiating a 30-day public protest period. The BLM received 436 protests, 24 of which were from parties with standing. Of the 24 protests with standing, seven were denied as the issues are already addressed in the document and 17 were dismissed as they did not raise protestable issues. The remaining 412 protests were dismissed due to lack of standing. The results are documented in the BLM’s Protest Summary Report for the Central Coast Field Office RMP Amendment for Oil and Gas Leasing and Development, dated July 12, 2019, which is available at <https://www.blm.gov/programs/planning-and-nepa/public-participation/protest-resolution-reports>. Protest response letters were mailed to each protesting entity upon issuance of this ROD.

Governor’s Consistency Review

In accordance with the regulations at 43 CFR 1610.3–2(e), the BLM submitted the proposed RMP Amendment and Final EIS for a 60-day Governor’s Consistency Review on May 10, 2019. On July 9, 2019, the Governor of California submitted a letter to the BLM California Acting State Director asserting inconsistencies between the proposed RMP amendment and state land use plans, programs, and policies related to the impacts of climate change. The BLM Acting California State Director issued a response to the Governor that addressed the recommendations of the Governor on August 1, 2019. Pursuant to 43 CFR 1610.3–2(e), the BLM provided a 30-day period for the Governor to appeal this response to the BLM Director. That appeal period closed on August 30, 2019, and no appeal was received.

III. Authority

FLPMA establishes policies and procedures for management of public lands. Section 202 of the FLPMA and the regulations implementing the Act’s land use planning provisions (43 CFR subparts 1601 and 1610) provide a process and direction to guide the development, amendment, and revision of land use plans for the use of the public lands.

In order to implement the FLPMA, the BLM developed a Land Use Planning Handbook (H-1601-1) and NEPA Handbook (H-1790-1) that provide guidance on the requirements of the FLPMA, BLM's Planning Regulations (43 CFR 1600), and NEPA. Procedures and requirements are set forth to ensure that the BLM's plans meet regulatory and statutory requirements. To the extent possible, this guidance integrates land use planning requirements with requirements under NEPA.

Section 102(c) of the National Environmental Policy Act of 1969 (42 U.S.C. § 4321 et seq.) and the Council on Environmental Quality's and Department of the Interior's implementing regulations (40 CFR parts 1500-1508, 43 CFR part 46) provide for the integration of NEPA into agency planning to ensure appropriate consideration of NEPA's policies and to eliminate delay.

IV. Required Actions

The following Federal statutes require that specific actions be completed prior to issuance of a ROD and RMPA approval:

Endangered Species Act of 1973

Under Section 7 of the Endangered Species Act, a Federal agency that authorizes, funds, or carries out a project that "may affect" a listed species or its critical habitat must consult with U.S. Fish and Wildlife Service (USFWS). Previous formal consultations with the USFWS were conducted for the 2007 RMP/EIS with a Biological Opinion (BO) issued in 2007. On May 31, 2018, the BLM CCFO formally initiated consultation with the USFWS on this RMPA/EIS. The USFWS issued the *Programmatic Biological Opinion on Oil and Gas Leasing and Development on Bureau of Land Management Lands in the Central Coast Field Office (Fresno, Monterey and San Benito Counties)* on August 29, 2019 (ref. 08ESIYIF00-2019-F-2048).

On July 13, 2018, the BLM CCFO initiated informal consultation with the National Oceanic and Atmospheric Administration's National Marine Fisheries Service (NMFS). The BLM received a letter from NMFS on July 8, 2019 that concurred with the CCFO's determination that the proposed action was not likely to adversely affect anadromous fish habitat. This determination is based on the inclusion of protection measures and the low probability of oil and gas related projects in proximity to streams where steelhead occur (the Salinas River, San Benito River, or Arroyo Seco River). NMFS and the CCFO will conduct a separate ESA section 7 consultation and/or Magnuson-Stevens Fishery Conservation and Management Act (MSA) consultation on any future proposal for leasing or development in areas where oil and gas development may adversely affect steelhead and their habitat.

National Historic Preservation Act

The basis for determining significance of cultural resources is driven by the National Historic Preservation Act (NHPA), 54 U.S.C. § 300101, et seq. In particular, 54 U.S.C. § 300101 requires

Federal agencies to take into account impacts upon resources listed or eligible for listing on the National Register of Historic Places (NRHP).

The BLM-administered public lands in Fresno, Monterey and San Benito counties are within the ancestral homeland of the [Federally-recognized] Santa Rosa Rancheria of Tachi-Yokuts. The Central Coast Field Office sent a letter to the Tachi-Yokuts Tribe in 2014 during the EIS scoping process. In doing so, the BLM initiated consultation as required by the National Historic Preservation Act and Executive Order 13007 “Indian Sacred Sites.” Consultation efforts also included letters and outreach to the Tribe in 2017 to invite comments on the Draft EIS; and a meeting with representatives of the Tachi-Yokuts Tribe on June 8, 2018 to discuss the Final EIS. Consultation will continue to ensure that the concerns of the Tribe are considered during implementation of the RMPA.

The BLM completed two rounds of consultation with the California Office of Historic Preservation’s State Historic Preservation Officer (SHPO) beginning in January 2014 for scoping, and again in January 2017 upon release of the Draft RMPA and Draft EIS. The BLM will continue to abide by existing agreements with the SHPO to ensure consistency and compliance with the NHPA during implementation of the RMPA.

Clean Air Act, as Amended in 1990

(42 USC Section 7606(c), Title 40 CFR Part 51, Subpart W - Determining Conformity of General Federal Actions to State or Federal Implementation Plans and Title 40 CFR Part 93, Subpart B - Determining Conformity of General Federal Actions to State or Federal Implementation Plans).

A general conformity determination is required for any Federal action within any Federal nonattainment and/or maintenance area. BLM authorized actions in the CCFO Planning Area would trigger this requirement if calendar year emissions are anticipated to exceed 10 tons per year of volatile organic compounds (VOC) or oxides of nitrogen (NO_x) within the San Joaquin Valley air basin or exceed 100 tons per year of these pollutants in the San Francisco Bay Area air basin, or 100 tons per year of respirable particulate matter (PM₁₀) or fine particulate matter (PM_{2.5}) in either air basin. No general conformity de minimis thresholds apply within the North Central Coast air basin.

The Clean Air Act and its implementing rules (40 CFR 93, Subpart B) state that Federal agencies must make a determination that proposed actions in Federal non-attainment and maintenance areas conform to the applicable implementation plan before the action is taken. In addition, the action cannot cause or contribute to any new violation of the National Ambient Air Quality Standards (NAAQS), cannot increase the frequency or severity of any existing violation of any NAAQS, or delay timely attainment of any standard or any required interim emission reduction or other milestones.

The BLM has developed a ten-step process to comply with the Federal conformity requirements. These ten steps are: (1) Determine spatial and jurisdiction applicability; (2) Describe State Implementation Plan (SIP) status and content; (3) Develop any necessary background information; (4) Develop air quality impact analysis; (5) Compare activity to applicable SIP provisions and rules; (6) Develop conclusion statement; (7) Prepare a formal determination; (8) Conduct an agency/public review; (9) Submit the determination to appropriate regulatory agencies; and (10) Archive the results. Steps 1- 6 have been completed as part of this EIS. In accordance with (40 CFR 93.153 (b)(1&2)), Steps 7-10 of this process will not be completed for the RMPA because the total direct and indirect emissions from plan alternatives are likely to be less than de minimis levels.

Clean Water Act

The RMPA is expected to meet the requirements of the Clean Water Act (CWA). The CWA requires states to set standards to protect, maintain, and restore water quality through the regulation of point source and certain non-point source discharges to surface water. Point source discharges are regulated by the National Pollutant Discharge Elimination System (NPDES) permit process, outlined in CWA Section 402. NPDES permitting authority is delegated to, and administered by, California's nine Regional Water Quality Control Boards. California's State Water Resources Control Board regulates the NPDES storm water program. In addition, Section 404 of the CWA authorizes the U.S. Army Corps of Engineers (ACOE) to regulate the discharge of dredged or fill materials into navigable waters of the U.S., including certain wetlands and other waters of the United States. The ACOE issues individual site-specific or general (nationwide) permits for such discharges.

CWA and State of California regulations are designed to protect surface water beneficial uses by regulating point source and certain non-point source discharges to surface water. Construction-related and industrial (production-related) discharges to surface waters would require implementation of CWA-compliant pollutant controls using best available technology (BAT) economically achievable for toxic pollutants and non-conventional pollutants and best conventional pollutant control technology (BCT) for conventional pollutants. Examples of BAT and BCT control technologies include runoff control, soil stabilization, sediment control, proper stream crossing techniques, waste management, spill prevention and control, and a wide variety of other measures depending on the site and situation. The BLM demonstrates compliance with the Clean Water Act and State water quality objectives by implementing BMPs that are consistent with measures required by the State. Compliance with the Clean Water Act would include compliance with Section 404 regulating discharges into the Waters of the U.S., including wetlands. Jurisdictional determinations under Section 404 will be required on a project level. Compliance involves avoidance, minimization and mitigation of any impacts.

V. Management Considerations and Decision Rationale

The decision to adopt the Alternative F for the Plan Amendment reflects careful consideration and resolution of planning issues by BLM and was thoroughly analyzed in the Central Coast Oil and Gas Leasing and Development environmental review process. The approved RMPA was selected based on the Administration's goal of strengthening energy independence and the BLM support of an all-of-the-above energy plan that includes oil and gas underlying America's public lands. The Approved RMPA fulfills FLPMA's mandate for multiple use and sustained yield of the BLM lands because it applies the fewest restrictions necessary to develop federal minerals within existing oil and gas fields where the vast majority of oil and gas production is projected to occur. The Approved RMP directly supports the recovery plan for threatened and endangered species and may result in down-listing or delisting under the Endangered Species Act. The selection of this Alternative reflects careful balancing of many competing public interests in managing public lands for public benefit in accordance with the multiple use mandate and other obligations in FLPMA (see Section III).

The decision is also based on comprehensive environmental analysis and full public involvement in accordance with NEPA. BLM has engaged highly qualified technical experts to analyze the environmental effects of the plan amendment. Members of the public have contributed to the analysis and consideration of the environmental issues arising out of the environmental review process. The BLM and other consulted agencies have used their expertise and existing technology to address the important issues of environmental resource protection. The DOI has determined that the measures contained in the Final EIS minimize environmental damage and protect public land resources.

VI. Alternatives Considered but not Selected

The Final EIS included five action alternatives and the No Action alternative. The action alternatives identified for the BLM RMPA originate from the integrated planning process. Each action alternative configured the open, closed, and NSO acres to reflect a different approach to balancing the goals of minimizing resource conflicts and maximizing opportunities to site oil and gas projects in areas of oil and gas resources. The alternatives are described in detail in Chapter 2 of the Proposed RMPA/Final EIS and are briefly summarized below.

Table 2 shows a summary of the acreages for each of the alternatives described below. Tables 3 and 4 summarize the leases subject to the settlement agreement by each alternative.

Table 2. Acreages of the Alternatives

	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO
Alternative A (No Action)	683,800	67,500	41,700
Alternative B	39,000	754,000	N/A
Alternative C	368,800	394,400	29,800
Alternative D	121,200	655,400	16,400
Alternative E	487,200	99,400	206,400
Alternative F	683,100	67,500	42,400

Table 3. Summary of Leases Subject to Settlement by Alternative

	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO
Alternative A (No Action)	17,600	N/A	N/A
Alternative B	3,800	13,800	N/A
Alternative C	17,600	N/A	N/A
Alternative D	4,400	13,200	N/A
Alternative E	10,000	400	7,200
Alternative F	17,600	N/A	N/A

Table 4. Summary of Leases Subject to Settlement Agreement

Lease	Alternative B			Alternative D			Alternative E		
	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO
Hollister I									
CACA 052959	—	110	—	80	30	—	—	—	110
CACA 052960	—	2,280	—	150	2,130	—	1,740	20	520
Hollister II									
CACA 053824	—	1,150	—	10	1,140	—	—	—	1,150
CACA 053825	—	2,150	—	130	2,020	—	70	—	2,080
CACA 053826	—	2,020	—	580	1,440	—	1,600	—	420
CACA 053827	—	270	—	—	270	—	—	—	270

Table 4. Summary of Leases Subject to Settlement Agreement

Lease	Alternative B			Alternative D			Alternative E		
	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO	Calculated GIS Acres Open with CSU	Calculated GIS Acres Closed	Calculated GIS Acres Open with NSO
CACA 053828	360	800	—	290	870	—	1,100	60	—
CACA 053829	860	N/A	—	860	—	—	580	—	280
CACA 053830	1,090	N/A	—	1,090	—	—	570	20	500
CACA 053831	1,100	810	—	550	1,360	—	1,610	240	60
CACA 053832	—	1,050	—	10	1,040	—	950	—	100
CACA 053833	380	70	—	220	230	—	130	—	320
CACA 053834	20	2,080	—	40	2,060	—	1,240	—	860
CACA 053835	—	1,000	—	390	610	—	450	40	510

Note: Alternatives A, C and F are not shown in Table 4, because areas subject to NSO or closed would be negligible, as shown in Table 3.

Alternative A

Alternative A would continue current management under the existing Hollister Field Office RMP (2007). All Federal mineral estate would be available for oil and gas leasing, except for designated wilderness, wilderness study areas (WSAs), Fort Ord National Monument, and Clear Creek Serpentine Area of Critical Environmental Concern (ACEC). NSO stipulations would be applied in ACECs and Recreation and Public Purpose (R&PP) leases. The Endangered Species stipulation from the 2007 Hollister Field Office RMP would apply in all areas open to leasing.

Under Alternative A, there would be two sub-alternatives for the leases. Under Sub-alternative 1, all of the BLM-managed areas (approximately 17,600 acres) that contain the 14 non-NSO leases, as identified in Case No. 11-06174 (Hollister I) and Case No. 13-1749 (Hollister II), would be open to leasing and the implementation decision would be to issue all 14 leases. The Endangered Species stipulation from the 2007 Hollister Field Office RMP would apply in all areas of the leases.

Under Sub-alternative 2, the management decisions for Alternative A would still apply, and the BLM-managed areas that contain the 14 non-NSO leases, as identified in Hollister I and II, would be open to leasing. However, for analysis purposes, the implementation decision would be: (1) that the two non-NSO leases as identified in Hollister I should not have been issued; and (2) to not issue the 12 prospective non-NSO leases as identified in Hollister II.

Alternative B

Under Alternative B, Federal mineral estate within the boundaries of oil and gas fields, plus a 0.5-mile buffer defined by DOGGR would be available for leasing. Other areas would be closed to oil and gas leasing. CSU stipulations would apply to all lands open to leasing. Because of the limited areas open to leasing in this alternative, only up to 32 development wells would be anticipated to be drilled. No exploratory wildcat wells are anticipated.

Under Alternative B, of the BLM-managed areas that contain the 14 non-NSO leases, as identified in Hollister I and II, approximately 3,800 acres would be open with CSU stipulations and 13,800 acres would be closed. Therefore, the implementation decision would be to issue leases only for the 3,800 acres that are open to leasing under this alternative. These leases would be subject to CSU stipulations.

Alternative C

Under Alternative C, unless currently closed under the 2007 RMP, Federal mineral estate would be open to leasing within high oil and gas potential areas or within the boundaries of oil and gas fields, plus a 0.5 mile buffer currently identified by DOGGR, with the exception of core population areas of the giant kangaroo rat in the vicinity of Panoche, Griswold, Tumey, and Ciervo Hills, which are closed to leasing. CSU stipulations would apply to all lands open to leasing. NSO stipulations would apply to some lands open to leasing, including: (1) threatened and endangered species critical habitat; (2) BLM developed recreation and administrative sites; and (3) special status split estate lands (e.g., state parks, county parks, conservation easements, land trusts, and scenic designations).

Under Alternative C, of the BLM-managed areas that contain the 14 non-NSO leases, as identified in Hollister I and II, approximately 17,600 acres would be open with CSU stipulations. Therefore, the implementation decision would be to issue all 14 non-NSO leases with CSU stipulations.

Alternative D

Under Alternative D, unless currently closed under the 2007 Hollister Field Office RMP, Federal mineral estate underlying BLM surface estate would be available for leasing. All BLM split estate lands and the Ciervo Panoche Natural Area (both BLM surface and split estate lands) would be closed to leasing. CSU stipulations would apply to all lands open to leasing. NSO stipulations would be applied in ACECs and R&PP leases.

Under Alternative D, of the BLM-managed areas that contain the 14 non-NSO leases, as identified in Hollister I and II, approximately 13,200 acres would be closed and 4,400 acres would be open with CSU stipulations. Therefore, the implementation decision would be to issue leases only for the 4,400 acres that are open to leasing under this alternative. These leases would be subject to CSU stipulations.

Alternative E

Under Alternative E, unless currently closed under the 2007 Hollister Field Office RMP, Federal mineral estate outside of a California Department of Water Resources Bulletin 118, Groundwater Basin or Sub-basin, would be available for leasing. CSU stipulations would apply to all lands open to leasing. NSO stipulations would apply to some lands open to leasing, including: (1) 12-digit Hydrologic Unit Codes (HUCs) intersecting United States Environmental Protection Agency (EPA) impaired, perennial surface waters (BLM surface and split estate); (2) 12-digit HUCs intersecting non-impaired, perennial surface waters that intersect split estate; (3) 12-digit HUC subwatersheds with the highest aquatic intactness score; (4) 0.25 miles from non-impaired, perennial surface waters; and (5) 0.25 miles from eligible Wild and Scenic Rivers.

Under Alternative E, of the BLM-managed areas that contain the 14 non-NSO leases, as identified in Hollister I and II, approximately 10,000 acres would be open with CSU stipulations, 7,300 acres would be open with NSO, and 300 acres would be closed. Therefore, the implementation decision would be to issue leases for 10,000 acres with CSU stipulations, issue NSO leases for 7,300 acres with NSO stipulations. The remaining 300 acres would not be leased.

Environmentally Preferable Alternative

Council on Environmental Quality (CEQ) regulations require that a ROD state which alternatives were considered to be “environmentally preferable” (40 CFR 1505.2(b)). Question 6A of CEQ’s 40 Most-Asked Questions regarding CEQ’s NEPA regulations (46 FR 18026) defines that term to ordinarily mean the alternative that best protects, preserves, and enhances historic, cultural, and natural resources.

The environmentally preferable alternative was determined to be Alternative B, because Alternative B would result in a reduced number of wells drilled under the RFD Scenario and impacts would be confined to existing oil and gas fields, plus a 0.5-mile buffer defined by DOGGR.

VII. Mitigation Measures

As part of the RMPA, and consistent with BLM NEPA Handbook H-1790-1 and 40 C.F.R. § 1505.2(c), the BLM incorporated all practicable means to avoid or minimize environmental harm from the Selected Alternative adopted by this ROD. The measures are appropriate for implementation at the planning-level. Additional measures may be required at the project level during the environmental review of specific leases and development proposals. These measures include:

- Central Coast Oil and Gas Stipulations, provided in Appendix A of this ROD;
- Best Management Practices/Standard Operating Procedures provided in their final form in Appendix B of this ROD; and

- Mitigation measures presented in the Final EIS, provided in Appendix C of this ROD.

These measures, terms, and conditions are determined to be in the public interest pursuant to 43 C.F.R. § 2805.10(a)(1). Additional mitigation would be imposed pursuant to California Code of Regulations Title 14, administered by DOGGR that has oilfield-specific protections as well as measures provided in the California Senate Bill 4 (14 CCR Section 1788), and mitigation measures identified in the California Senate Bill 4 Final Environmental Impact Report (EIR). Other State laws (including the California Environmental Quality Act), rules, policies, or regulations may also provide additional mitigation measures.

VIII. Monitoring and Adaptive Management

A monitoring and enforcement program shall be adopted and summarized where applicable for any mitigation to ensure that BLM's decisions are carried out (40 C.F.R. § 1505.2(c)). Requirements identified in the Final EIS or in this ROD, as applicable to leasing and development of each specific lease, shall be monitored for implementation by the BLM or another appropriate agency with jurisdiction. As the Federal lead agency under NEPA, the BLM is responsible for ensuring compliance with all adopted mitigation measures set forth in Appendix C of this ROD.

Adaptive management has been incorporated into the mitigation measures adopted for the Selected Alternative. Adaptive management is a system of management practices based on clearly identified outcomes, monitoring to determine if management actions are meeting outcomes, and, if not, facilitating management changes that will best ensure that outcomes are met or to reevaluate the outcomes.

In addition to mitigation monitoring, once the BLM approves a land use plan or amendment, it must monitor and periodically evaluate the land use plan decisions. As part of the implementation of the oil and gas decisions in this amendment, and standard land use planning monitoring and evaluation, the BLM will periodically consider whether planning decisions remain relevant or if the BLM should consider new planning decisions in light of changed circumstances or new information. The BLM's Monitoring and Evaluation process is described in more detail beginning on page 32 of the BLM Land Use Planning Handbook (H-1610-1) (BLM, 2005).

IX. Public Involvement

The RMPA has been prepared with input from interested agencies, organizations, and individuals. Public involvement is a vital component of the planning process and the NEPA process for engaging the public in the effort and allowing for full environmental disclosure. Public participation has been ongoing throughout the planning process and enhanced the BLM's consideration of environmental issues relevant to the Selected Alternative.

Scoping

Four public scoping workshops were held in January and February 2014, to initiate the public involvement process for the Central Coast RMPA. The BLM's official scoping comment period began August 5, 2013, with the publication of the Notice of Intent in the *Federal Register*. The comment period spanned 207 days, ending on February 28, 2014. The BLM received 132 unique, written responses to the Notice of Intent (NOI) for the Central Coast RMPA/EIS. This included a letter from the non-governmental organization CREDO that included 10,577 electronic signatories and a form letter from three individuals. Members of the general public provided 110 written submissions, organizations or non-profit groups submitted 13 comments, and businesses submitted 2 comments. Federal agencies submitted 2 comments, local government agencies submitted 4 comments, and tribal individuals and organizations submitted 1 written comment.

Additionally, a social and economic strategies workshop was held to provide an opportunity for local government officials, community leaders, and other citizens to discuss regional economic conditions, trends, and strategies with BLM managers and staff (see Appendix F of the FEIS).

Review of Draft RMPA/EIS

Following publication of the Draft RMPA/EIS in the *Federal Register* on January 6, 2017, BLM held three public meetings in March 2017 to provide the public with information on the Plan and an opportunity to comment. More than 113 people attended, and 54 individuals presented verbal comments during the three public meetings. Appendix H of the FEIS (Public Meetings Summary Report) summarizes the oral comments received during the public meetings.

The BLM received approximately 5,000 submissions from agencies, organizations, or individuals during the 90-day public comment period that ended on April 5, 2017. Appendix I of the FEIS presents each comment letter and a response to each comment and a list of the entities that provided written comments on the Draft RMPA/EIS.

Comment letters on the Draft RMPA/EIS were received from members of the public and federal, regional, and local agencies and organizations:

Agencies

- California Coastal Commission
- Division of Oil, Gas & Geothermal Resources
- U.S. Environmental Protection Agency
- County of Santa Cruz
- National Park Service

Organizations

- Center for Biological Diversity
- Californians Against Fracking & Dangerous Drilling

- San Benito Rising
- Natural Resources Defense Council
- North Coast Rivers Alliance
- The Nature Conservancy
- Women’s International League for Peace and Freedom

Industry

- California Independent Petroleum Association
- Chevron
- Western States Petroleum Association

Consultation with Other Agencies

The BLM sent letters to 35 Federal, State, and local agencies inviting them to be cooperating agencies for the project; however, none of the agencies accepted this invitation. Nonetheless, this document has been prepared with input from interested agencies, organizations, and individuals. For example, through a Memorandum of Understanding the BLM completed an evaluation with the U.S. EPA, National Park Service, U.S. Forest Service and U.S. Fish and Wildlife Service on air quality analysis and mitigation related to oil and gas leasing and development. To provide additional support for the RMPA/EIS, the CCFO developed an Air Quality Technical Support Document (see Appendix K of the FEIS), in coordination with an Air Quality Technical Working Group representing partner agencies.

Review of the Proposed RMP Amendment/Final EIS

The Proposed RMPA/Final EIS was distributed to a variety of federal, state, and local government agencies, elected officials, environmental organizations, Native American tribes, and other interested parties for review. The Notice of Availability (NOA) for the Proposed RMP Amendment/Final EIS was published by U.S. EPA in the Federal Register on May 10, 2019. This started a 30-day protest period for the Final EIS. The BLM has considered all comments received on the Final EIS in the development of this ROD. In addition, the BLM will:

1. Distribute a news release about the ROD in the local and regional media;
2. Send the ROD to all those on the distribution list; and
3. Make the ROD available on the BLM website and to all who request a copy.

Summary of Protests and Comments

Release of the Final EIS initiated the 30-day protest period from May 10 to June 9, 2019. During that period, any person who participated in the planning process and believed they would be adversely affected by the plan amendment had the opportunity to protest the proposed amendment to the Director of the BLM.

The BLM received a total of 436 protests. There were no protests that required further resolution. There were 24 protests from parties with standing that were denied (7) or dismissed for not containing protestable issues (17). The remaining 412 protests were dismissed due to the parties not having standing. Substantive protests arose in the following categories, all of which were denied.

- Endangered Species Act consultation
- FLPMA – ACEC Protection
- FLPMA – Coastal Zone Management Act Consistency
- FLPMA – Consistency with State and Local Plans
- FLPMA – Prevention of Unnecessary or Undue Degradation
- FLPMA – Multiple Use
- NEPA – Best Available Science
- NEPA – Cumulative Effects
- NEPA – Impacts Analysis – Air Quality and Climate Change
- NEPA – Impacts Analysis – Geologic Hazards
- NEPA – Impacts Analysis – Groundwater
- NEPA – Impacts Analysis – Hazardous Materials
- NEPA – Impacts Analysis – Socioeconomics
- NEPA – Impacts Analysis – Special Status Species
- NEPA – Impacts Analysis – Surface Water
- NEPA – Impacts Analysis – Water Quality
- NEPA – Public Participation
- NEPA – Reasonably Foreseeable Development
- NEPA – Supplemental EIS
- Range of Alternatives – No Leasing Alternative

Unlike planning decisions, implementation decisions regarding the 14 leases that were the subject of litigation in 2011 and 2012 are not subject to protest under the BLM planning regulations, but are subject to administrative remedies and review, primarily through appeal to the U.S. Department of the Interior Office of Hearing and Appeals, Interior Board of Land Appeals pursuant to 43 CFR Part 4 Subpart E. Where implementation decisions are made as part of the land use planning process, they are still subject to the appeals process or other administrative review as prescribed by specific resource program regulations after the BLM resolves the protests to land use planning decisions and issues a plan and ROD. Table 1 of this ROD identify the implementation decisions made in the plan that may be appealed to the Office of Hearing and Appeals.

These implementation decisions may be appealed to the Interior Board of Land Appeals (IBLA), Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4.

Availability of the Record of Decision

Electronic copies of this ROD are available on the Internet at: <https://go.usa.gov/xEGQC>. Paper and electronic copies may be viewed at the following locations:

California State Office
2800 Cottage Way, Suite W-1623
Sacramento, CA 95825

Central Coast Field Office
940 2nd Avenue
Marina, CA 93933

Administrative remedies are available to those who are a party to the case and are adversely affected by the leasing decisions included in this ROD. An administrative appeal may be made to the Office of Hearings and Appeals, Office of the Secretary, U.S. Department of Interior, Board of Land Appeals (Board) in strict compliance with the regulations in 43 CFR Part 4. Notices of appeal must be filed with the BLM officer who made the decision within 30 days after publication of this decision. If a notice of appeal does not include a statement of reasons, such statement must be filed with the BLM California State Office, 2800 Cottage Way, W1623, Sacramento, CA 95825 and the Board within 30 days after the notice of appeal is filed. The notice of appeal and any statement of reasons, written arguments, or briefs must also be served upon the Office of the Solicitor - Pacific Southwest Region, U.S. Department of the Interior, 2800 Cottage Way, Room E-1712, Sacramento, CA 95825-1890.

X. Consideration of Other BLM Plans and Policies

Mineral Leasing Act

The Mineral Leasing Act of 1920, as amended, gives the BLM the responsibility for oil and gas leasing on about 564 million acres of BLM, national forest, and other Federal lands, as well as State and private surface lands where mineral rights have been retained by the Federal government. As such, the BLM reviews and approves permits and licenses from companies to explore, develop, and produce oil and gas resources on both Federal and Native American lands. The BLM is also responsible for inspection and enforcement of oil, gas, and other development operations to ensure that lessees and operators comply with the lease requirements and BLM's regulations.

XI. Approval

It is the decision of the Bureau of Land Management to approve the Resource Management Plan Amendment for Oil and Gas Leasing and Development to the Resource Management Plan for the Southern Diablo Mountain Range and Central Coast of California, as described in the Final EIS and this Record of Decision. This includes both the Resource Management Plan Amendment as well as implementation decisions regarding the 14 leases at issue in litigation, as discussed in the Final EIS and this Record of Decision. The NOA for the Proposed Plan Amendment and related Final Environmental Impact Statement were published on May 10, 2019, in the *Federal Register*. The BLM Director has resolved all protests and, in accordance with BLM regulations 43 CFR 1610.5-2, the Director's decision on the protests is the final decision of the Department of the Interior. The approval is effective on the date this Record of Decision is signed.

Approved by:



Joe Stout, Acting Director
Bureau of Land Management
California State Office

Date



Appendix A

Central Coast Oil and Gas Stipulations

Appendix A. Central Coast Oil and Gas Stipulations

No Surface Occupancy

General

All or a portion of this lease has been identified by the current RMP (e.g., ACECs and areas of ecological importance with this stipulation prescribed) as containing unique or significant natural or cultural values. No new surface disturbing activity is allowed on the lease. This stipulation may be granted exception, modified, or waived as follows:

Exception: The Authorized Officer may grant an exception if after discussion with an appropriate agency (e.g., CDFW, SHPO, and USFWS) it decides that an environmental review determines the action as proposed or conditioned would not impair the values present because of temporary conditions.

Modification: The Authorized Officer may modify this stipulation to allow surface use on a portion or even all of the lease if an environmental review determines the action as proposed or conditioned would not impair the values present.

Waiver: The Authorized Officer may grant a waiver if an environmental review determines the values for which the NSO was applied no longer exist.

Objective: To minimize or eliminate adverse effects on unique or significant natural and cultural resources that are incompatible with fluid mineral development.

Application: The NSO-General stipulation would be applied when adequate protection of surface resources cannot be provided through mitigation, and fluid mineral development of the lease from an off-site location is recommended. If there is no surface location available for directional drilling, the land would not be leased.

Review Process: Any proposed surface-disturbing activity would be reviewed to determine whether it is in compliance with the NSO stipulation. If the review determines the proposed action would not impair the values present and would be consistent with the management of the ACEC or area of ecological or cultural importance, exception or modification may be granted. Any decision to grant an exception or modification would be based on field inspection and inventory and the NEPA review process.

Controlled Surface Use

CSU – Defense

All or a portion of this lease contains federal mineral estate under the surface administration of the Department of Defense. Surface disturbing activities may be moved, modified, or prohibited at the discretion of the Base Commander(s) to ensure these activities do not interfere with military activity on the base and to ensure personnel safety. Furthermore, processing times for

proposed actions may be delayed beyond established standards to accommodate review and coordination with the Base Commander(s). This stipulation shall not be modified or granted exception; however, it may be waived as follows:

Waiver: The Authorized Officer may grant a waiver to this stipulation if the surface administration changes from the Department of Defense to another entity.

Objective: To minimize or eliminate conflict between fluid mineral development and military base operations.

Application: The CSU-Defense stipulation would be applied to federal reserved mineral estate under the surface administration of the Department of Defense. Coordination with local government agencies regarding the development of stipulations would be at the discretion of the base commander.

When a tract of land on a military installation is nominated for lease sale, the legal description of the tract of interest would be forwarded to the attention of the base commander. The base commander would respond to the BLM with the recommended wording of the CSU-Defense stipulation. The wording would vary based on the base mission and would be applied to the entire military installation or to a limited portion of the parcel, at the discretion of the base commander. The BLM may alternatively identify in advance of lease sale offerings the terms and conditions applicable to military installations and thus be able to offer the leases for bid with advance disclosure of the terms and conditions.

Review Process: Generally, the following procedure would be used to approve surface disturbing activities on leases with the CSU-Defense stipulation. The proposed activity would be reviewed to determine if the mission of the military installation would be affected. The review process would involve meetings coordinated by the BLM between the lessee and the representatives of the military base to determine impacts and potential effects.

Approval: If the review determines that the mission of the military installation would not be affected Bureau approval of the proposed activity would normally be granted within 30 days of the review. If the review determines that the mission of the military installation would be adversely affected, the BLM would coordinate with the Base Commander and the applicant to modify the proposal. Modifications may include movement of activities, seasonal restrictions, mitigation and/or compensation. Modified proposals would be developed cooperatively with the applicant to ensure that the modified project still meets the applicant's objective.

CSU – Protected Species

All or a portion of the lease occurs within the range of one or more plant or animal species that are either listed or proposed for listing as threatened or endangered by the USFWS. A list of such species will be provided at the time of leasing and updated as necessary over the term of the lease. To determine whether species on this list or their habitat are present, a preliminary environmental review will be conducted for all surface disturbing activities. Presence of habitat or species may result in the proposed action being moved, modified, or delayed to mitigate project effects. Offsite compensation that would satisfactorily offset the loss of habitat may be

required. Prohibition of all surface disturbing activities on the lease will only occur as needed to avoid jeopardizing the continued existence of a listed or proposed species, or when the proposed action is inconsistent with the recovery needs of a species as identified in an approved USFWS Recovery Plan through consultation with USFWS. Furthermore, processing times for proposed actions may be delayed beyond established standards to accommodate species surveys, and consultation or conferencing with the USFWS. This stipulation shall not be waived; however, it may be modified or an exception may be granted as follows:

Exception: The Authorized Officer may grant an exception if an environmental review determines the action as proposed or conditioned would have no effect on listed or proposed species.

Modification: The Authorized Officer may modify this stipulation to reflect new information with regard to the range of listed or proposed species through the expansion or reduction of lands subject to this stipulation for a specific species.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on federally proposed and listed species.

Application: At the time of leasing, the CSU-Protected Species stipulation would be attached to all leases within the range of federally listed or proposed species. A list of protected species found within the Field Office boundary would be included with the stipulation for each lease at the time of leasing. This list may be updated at the time of APD/NOS submittal.

Review Process: Generally, the following process would be used to approve surface-disturbing activities on leases with the CSU-Protected Species stipulation. The proposed activity would be reviewed to determine if listed or proposed species would be affected. This review may involve site-specific surveys for plant and animal species conducted according to established methods that may specify certain seasons or other conditions. In some cases, this may mean that a survey cannot be completed until the next growing season for some plant species or after seasonal appearance for some animal species.

If the review determines that listed or proposed species would not be affected, an exception to the stipulation and approval of the application would normally be granted within 30 days of the review.

If the review were to determine that listed or proposed species may be affected, but in a beneficial, insignificant, or benign manner, and written concurrence is received from the USFWS, approval of the application would normally be granted within 30 days of receiving USFWS concurrence. There is no regulatory timeframe for USFWS to provide their written concurrence.

If it is determined that a listed or proposed species may be adversely affected, the BLM would work with the applicant to modify the proposal to minimize impacts. Modifications may include movement of activities, seasonal restrictions, mitigation, or compensation. Modified proposals would be developed with the applicant to ensure that the modified project still meets the

applicant's objective. If the modified project would still adversely affect a listed or proposed species, the BLM would begin formal consultation or conference with the USFWS.

Coordination with the USFWS on Listed Species: Currently there are two options for meeting the formal consultation requirement. A new consultation may be initiated or a previously completed formal consultation may be used.

If a new consultation were initiated, the USFWS would issue a document, called the biological opinion. The USFWS has up to 135 days to complete a biological opinion, and it may request a 60-day extension. Extensions beyond 195 days require the consent of an applicant.

A previously completed formal consultation may also be used to meet the formal consultation requirement.

Upon completion of a new consultation or determination that a previously completed consultation can be used, approval of the application will normally be granted within 30 days. If the new consultation concludes that a listed species may be jeopardized, then surface disturbance will be prohibited on the lease.

Surface disturbance will also be prohibited if the consultation concludes that the proposed action is inconsistent with the recovery needs of the listed species as identified in an approved USFWS Recovery Plan. Although Recovery Plans are not requirements, BLM has voluntarily chosen to apply their recommendations through the land use plan, and these recommendations are reflected in this stipulation.

Coordination with the USFWS on Proposed Species: BLM policy requires a conferencing with the USFWS on any action that may adversely affect proposed species. Depending on the complexity of the situation, a conference may be completed in a single telephone conversation or may require the time frames of a consultation. Generally, on completion of the conference, approval of the application will be granted within 30 days.

If the conference were to show that a proposed species may be jeopardized, surface-disturbing activities would be prohibited on the lease.

Final Approval: Final approval of applications that would have no effect on listed or proposed species would normally be granted within 30 days of the review.

Final approval for projects that may affect listed or proposed species in a beneficial, insignificant, or benign manner would normally be granted within 30 days of receiving USFWS written concurrence.

For projects that require consultation or conference with the USFWS, final approval would normally be granted within 30 days of consultation or conference completion. Conditions of approval would include any conditions specified by the BLM or USFWS for minimizing impacts.

CSU – Critical Habitat

All or a portion of this lease lies within an area that is designated as critical habitat, or is proposed for designation as critical habitat by the USFWS. A list of these areas affecting this lease will be provided at the time of leasing and will be updated as necessary over the term of the lease. Any proposed surface disturbing activity occurring on the affected portions of this lease will be reviewed to determine if the activity would affect designated or proposed critical habitat. Determination of effects to designated or proposed critical habitat may result in the proposed action being moved, modified, seasonally restricted, or delayed. Consultation or conference with the USFWS is required if designated or proposed critical habitat may be affected. Off-site compensation that would satisfactorily offset the loss of habitat may be required. Prohibition of all surface disturbing activities on the lease will only occur as needed to avoid destroying or adversely modifying critical habitat or proposed critical habitat, or when the proposed action is inconsistent with the recovery needs identified in an approved USFWS Recovery Plan based on consultation with USFWS. Furthermore, processing times for proposed actions may be delayed beyond established standards to accommodate species surveys, and consultation or conferencing with the USFWS. This stipulation shall not be waived; however, it may be granted exception or modified as follows:

Exception: The Authorized Officer may grant an exception if an environmental review determines the action as proposed or conditioned would have no effect on critical habitat or proposed critical habitat.

Modification: The Authorized Officer may modify this stipulation to reflect new information with regard to the critical habitat or proposed critical habitat through the expansion or reduction of lands subject to this stipulation for a specific species.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on habitat designated as critical, or is proposed for designation as critical habitat by the USFWS.

Application: The CSU-Critical Habitat stipulation would be applied to leases in areas that are designated as critical habitat or that are proposed for designation as critical habitat for certain species. A list of species and parcels would be included with the stipulation for each lease. The USFWS designates or proposes critical habitat according to the regulations found in 50 CFR 424. Critical habitat is one of the following:

- Specific areas within the geographical area currently occupied by a species, at the time it is listed in accordance with the Endangered Species Act, on which are found those physical or biological features (i) essential to the conservation of the species and (ii) that may require special management considerations or protection, and
- Specific areas outside the geographical area occupied by a species at the time it is listed upon a determination by the Secretary that such areas are essential for conservation of the species (50 CFR 424.02).

Review Process: Generally, the following process would be used to approve surface-disturbing activities on leases with the CSU-Critical Habitat stipulation. The proposed activity would be reviewed to determine if designated or proposed critical habitat would be affected. This review

may involve site-specific surveys for plant and animal species, conducted according to established methods, which may specify certain seasons or other conditions. In some cases this may mean that a survey cannot be completed until the next growing season for some plant species or after seasonal appearance for some animal species.

If the review determines that designated or proposed critical habitat will not be affected, an exception to the stipulation would be granted, and approval of the application will normally be granted within 30 days of the review.

If the review determines that designated or proposed critical habitat may be affected, but in a beneficial, insignificant, or benign manner, and written concurrence is received from the USFWS, the application would normally be approved within 30 days of receiving USFWS concurrence. There is no regulatory timeframe for USFWS to provide their written concurrence.

If it is determined that designated or proposed critical habitat may be adversely affected, BLM would work with the applicant to modify the proposal to minimize impacts. Modifications may include relocating activities, seasonal restrictions, mitigation, and compensation. Modified proposals would be developed with the applicant to ensure that the modified project still meets the applicant's objective. If the modified project were to still adversely affect designated or proposed critical habitat, the BLM would initiate formal consultation or conference with the USFWS.

Coordination with the USFWS on Designated Critical Habitat: The BLM is required to initiate formal consultation with the USFWS for any action that may affect designated critical habitat. As a result of the consultation, the USFWS would issue a biological opinion within 135 days, and it may request a 60-day extension. Extensions beyond 195 days require the consent of an applicant.

As part of the biological opinion, the USFWS would determine if the proposed action would be likely to destroy or adversely modify critical habitat. Destruction or adverse modification of critical habitat means a direct or indirect alteration that appreciably diminishes the value of critical habitat for both the survival and recovery of a listed species. Such alterations include those adversely modifying any of the physical or biological features that were the basis for determining the habitat to be critical (50 CFR 402.02).

If consultation concludes that critical habitat would be destroyed or adversely modified, then surface disturbance would be prohibited on the affected portion of the lease. Surface disturbance also would be prohibited if the consultation were to conclude that the proposed action is inconsistent with the recovery needs of the listed species, as identified in an approved USFWS recovery plan.

Coordination with the USFWS on Proposed Critical Habitat: BLM policy requires conferencing with the USFWS on any action that may adversely affect proposed critical habitat. Depending on the complexity of the situation, a conference may be completed in a single telephone conversation or may require the time frames of a consultation. Generally, on completion of the conference, the application would be approved within 30 days. If the

conference were to show that proposed critical habitat would be destroyed or adversely modified, then surface disturbance would be prohibited on the affected portion of the lease.

CSU – Sensitive Species

All or a portion of this lease is within the range of one or more plant or animal species that are either federal candidates for listing as threatened or endangered (federal candidate), are listed by the State of California as threatened or endangered (state listed), or are designated by the BLM as sensitive (BLM sensitive). A list of species will be provided at the time of leasing and updated as necessary over the term of the lease. To determine whether species on this list or their habitat are present, a preliminary environmental review will be conducted for all surface disturbing activities. Presence of habitat or species may result in the proposed action being moved more than 200 meters (656 feet) but not more than a quarter-mile or off of the lease and prohibition of activities during seasonal use period. Furthermore, processing times for proposed actions may be delayed beyond established standards to accommodate species surveys, and coordination with the USFWS and California Department of Fish and Game. This stipulation shall not be waived; however, it may be granted exception or modified as follows:

Exception: The Authorized Officer may grant an exception if an environmental review determines the action as proposed or conditioned would have no effect on federal candidate, state listed, and BLM sensitive species.

Modification: The Authorized Officer may modify the stipulation to reflect new information with regard to federal candidate, state listed or BLM sensitive species lists. Furthermore, the authorized officer may modify the maximum distance that a potential location could be moved to extend farther than the stated quarter-mile to maintain the sensitive species protection goals.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on federal candidate, state listed, and BLM sensitive species.

Application: The CSU-Sensitive Species stipulation would be attached to all leases that are within the range of a federal candidate, state listed or BLM sensitive species. A list of sensitive species within the Field Office boundary would be included with the stipulation for each lease when the lease is issued.

Review Process: Generally the following process would be used to approve surface-disturbing activities on leases with the CSU-Sensitive Species stipulation. The proposed activity would be reviewed to determine if special status species would be affected. This review may involve site specific surveys for plant and animal species, conducted according to established methods that may specify certain seasons or other conditions. In some cases this may mean that a survey cannot be completed until the next growing season for some plants or after seasonal appearance for some animal species.

If the review determines that a special status species may be adversely affected, then surface disturbing activities may be relocated up to a quarter-mile, but not off the lease, and certain surface disturbing activities may be prohibited during seasonal periods. BLM policy may also require coordination with the USFWS or California Department of Fish and Game.

CSU – Priority Species, Plant Communities and Habitats

All or a portion of the lease has been identified by the current RMP (i.e., ACECs and areas of ecological importance with this stipulation prescribed) as containing priority species, plant communities, or habitat that may be adversely affected by fluid mineral development. A list of affected parcels or portions of the lease will be provided at the time of leasing. To identify the possibility of adverse impact resulting from fluid mineral development, a preliminary environmental review will be conducted for all surface disturbing activities. Identification of adverse impacts may result in the proposed action being moved, modified, seasonally delayed, or prohibited from all or a portion of this lease. Furthermore, processing times for proposed actions may be delayed beyond established standards to accommodate species surveys. This stipulation shall not be waived, but may be granted exception or modified as follows:

Exception: The Authorized Officer may grant an exception if an environmental review determines the action as proposed or conditioned would have no effect on priority species, plant communities, or habitats.

Modification: The Authorized Officer may modify the stipulation to reflect new information with regard to the presence of priority species, plant communities, or habitat through the expansion or reduction of lands subject to this stipulation.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on priority species, plant communities, or habitat.

Application: The CSU-Priority Species, Plant Communities and Habitats stipulation would be applied to specific areas that contain unique or significant biological and botanical values as described in the RMP (i.e., ACECs and areas of ecological importance).

Review Process: Generally the following process would be used to approve surface-disturbing activities on leases with the CSU- Priority Species, Plant Communities and Habitats stipulation: The proposed activity would be reviewed to determine if the values for which the area was recognized would be affected. This review may involve site-specific surveys for plant species, conducted according to established methods, which may specify certain seasons or other conditions. In some cases this may mean that a survey cannot be completed until the next growing season for some plants species. If the review were to determine that the values for which the area was recognized may be adversely affected, then surface-disturbing activities may be moved, modified, or prohibited on portions of or the entire lease and certain activities may be prohibited during seasonal periods.

CSU – Raptor

All or a portion of this lease has been identified as an important raptor foraging, wintering, or nesting area. Any proposed surface disturbing activity will be reviewed to determine if the activity would affect raptor foraging, wintering, or nesting habitat. Determination of effects to raptor foraging, wintering, or nesting habitat may result in the proposed action being moved more than 200 meters (656 feet) but not more than a half-mile and prohibition of activities during seasonal use period. This stipulation may be granted exception, modified, or waived as follows:

Exception: The Authorized Officer may grant an exception if the operator submits a plan that demonstrates that impacts from the proposed action are minimal or can be adequately mitigated.

Modification: The Authorized Officer may modify the distance and other provisions of this stipulation based on new information and increasing or decreasing levels of the impacts anticipated from fluid mineral development.

Waiver: The Authorized Officer may waive the stipulation should new information show the area no longer contains sensitive raptor habitat for foraging, winter roosting, or nesting.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on sensitive raptor foraging areas, winter roosting areas, or nest sites.

Application: The CSU-Raptor stipulation would be applied to lands that have been identified as important raptor foraging, wintering, or nesting areas. Such lands include, but are not limited to, the Hopper Mountain, Kaweah, Kettleman Hills, Chico Martinez, Temblor, Caliente Mountain, and the San Joaquin River Gorge areas.

Review Process: Generally, the following process would be used to approve surface-disturbing activities on leases with the CSU-Raptor stipulation. The proposed activity would be reviewed to determine if sensitive raptor foraging areas, winter roosting areas, or nest sites would be affected. If the review were to show that sensitive raptor use areas may be adversely affected, then surface-disturbing activities may be relocated up to one-half mile or certain activities may be prohibited during seasonal periods. Modified proposals would be developed with the applicant to ensure that the modified project still meets the applicant's objective.

Different raptor species and different individuals vary in their sensitivity and ability to habituate to disturbances. Type and extent, duration and timing, and visibility of disturbance and influence of other environmental factors, such as topography, also affect the significance of the disturbance in any particular case. Often, moving an activity out of visibility, such as behind a topographic feature, would be sufficient. Delaying certain new activities until young birds have fledged is also a common tactic. Movement of surface-disturbing activities to retain roost trees or hunting perches may also be used.

The following species or groups of species would be eligible for protection under the CSU-Raptor stipulation: golden eagle, bald eagle, black-shouldered kite, northern harrier, sharp-shinned hawk, Cooper's hawk, northern goshawk, red-shouldered hawk, red-tailed hawk, Swainson's hawk, rough-legged hawk, ferruginous hawk, osprey, American kestrel, merlin, prairie falcon, peregrine falcon, and all owl species.

CSU – Known Cultural Resources

All or a portion of the lease contains National Register-listed or potentially eligible cultural properties that may be adversely affected by fluid mineral development. A list of affected parcels or portions of the lease will be provided at the time of leasing. To identify the possibility of adverse impacts resulting from fluid mineral development, a preliminary cultural resource review/survey will be conducted for all surface disturbing activities. Identification of adverse impacts may result in the proposed action being moved or modified. Surface-disturbing activities

would be prohibited on the portion of the lease where National Register-listed properties or properties potentially eligible for listing on the National Register occur. This stipulation may be modified, waived, or granted exception as follows:

Exception: The Authorized Officer may grant an exception, with concurrence from the California State Historic Preservation Office and Native American tribes, if a subsequent formal eligibility evaluation indicates the cultural property is ineligible.

Modification: The Authorized Officer may modify the stipulation to reflect new information from formal eligibility evaluations for cultural properties through the expansion or reduction of land where surface disturbing activities would be prohibited.

Waiver: The Authorized Officer may grant a waiver to the stipulation should the results of formal eligibility evaluation determine all cultural properties ineligible for listing on the National Register.

Objective: To minimize or eliminate adverse effects associated with fluid mineral development on known National Register-listed or potentially eligible cultural properties.

Application: The CSU–Known Cultural Resources stipulation would be applied to lands that contain known National Register-listed or potentially eligible cultural properties. The locations and number of acres affected would be determined at the leasing stage.

Review Process: Generally, the following process would be used to approve surface-disturbing activities on leases with the CSU-Known Cultural Resources stipulation. The proposed surface disturbing activity would be reviewed to determine if a known National Register-listed or potentially eligible cultural property would be affected. If the review were to show that the cultural property may be adversely affected, then surface-disturbing activities would be relocated or modified. Surface-disturbing activities would be prohibited on the lease only where the proposed action would be likely to destroy or adversely affect a known National Register listed property or properties found eligible for listing on the National Register.

CSU – Existing Surface Use/Management

All or a portion of the lease contains federal mineral estate underlying surface with an established use or management that may be incompatible with fluid mineral development. A preliminary environmental review will be conducted for all surface disturbing activities to identify possible conflict between surface use and fluid mineral development. Surface disturbing activities may be moved, modified, or prohibited to accommodate the existing surface use should the Authorized Officer determine the incompatibility of these uses. Specifically, fluid mineral development shall not occur:

- (1) Closer to any development (e.g., public highway, institution, place of public assembly, or occupied dwelling) than allowed by the county/city regulation or statute applicable to the area in which the proposed action occurs (including those exceptions where closer spacing is allowed);

- (2) In a manner that significantly and adversely impacts natural and/or cultural resources of which the surface owner/administrator is charged with the management and protection; or
- (3) In a manner that significantly and adversely impacts existing recreation opportunity of which the surface owner/administrator is charged with the management and protection.

Furthermore, processing times for proposed actions may be delayed beyond established standards to accommodate review and coordination with the surface owner/administrator. This stipulation shall not be waived, but may be granted exception or modified as follows:

Exception: The Authorized Officer may grant an exception where a surface use agreement exists between the lessee and surface owner/administrator that allows for the proposed fluid mineral development. Furthermore, exception may be granted where the proposed action is deemed, following an environmental review, to have discountable or insignificant impacts on the existing surface use.

Modification: The Authorized Officer may modify this stipulation to further restrict surface use for mineral development on a portion of or all the lease if a more stringent requirement with regard to the location of facilities is deemed necessary following an environmental review (e.g., greater than county/city restrictions on fluid mineral development).

Objective: To minimize or eliminate conflict between fluid mineral development and existing surface uses on both public lands and split estate over federal minerals, and to reduce impacts associated with fluid mineral resource development on the owners/occupants within a dwelling or structure on split estate lands.

Application: The CSU-Existing Surface Use/Management stipulation would be applied to areas where the authorized officer determines that pre-existing surface management uses/conditions would be incompatible with or preclude oil and gas operations from using the surface of a portion or even all of the leased land. The locations and number of acres affected would be determined at the leasing stage.

Review Process: Generally the following process would be used to approve surface-disturbing activities with the CSU-Existing Surface Use/Management stipulation. The proposed activity would be reviewed cooperatively with the surface manager to determine if it is compatible with the existing uses/conditions, and if not, the activity would be moved or possibly even denied/rejected.

CSU – Well Stimulation Technologies

In reservoirs that have previously undergone hydraulic fracturing, matrix fracturing, or matrix acidization (collectively Well Stimulation Technologies, or WST) or the geologic setting indicates a probability that WST will be required for extraction; oil and gas permit applications that propose the completion or recompletion of a production well will not be approved until BLM receives sufficient information on proposed or anticipated site-specific WST activities and an associated plan to monitor and mitigate for impacts to ground water and surface water resources. The operator may meet these data requirements by providing BLM with information

required by California State Senate Bill 4 (SB4) for either the well under consideration or a nearby well targeting the same reservoir. Applicable SB4 information includes, but is not limited to, the permit application, Water Management Plan, Water Monitoring Plan, and, if available, the State-approved SB4 permit. BLM may require the operator to move the proposed well more than 200 meters, modify, or delay the well completion activity in order to minimize the potential for adverse impacts to water resources.

Exception: The authorized officer may grant an exception to this stipulation if the operator demonstrates that there are no water resources with the potential to be impacted by WST activities on the well under consideration.

Modification: The authorized officer may modify this stipulation if the operator demonstrates that the well under consideration will not be subject to WST activities despite the filing of an application in the target reservoir. If the total surface disturbance is increased beyond that analyzed for the project proposed, the operator will submit a Sundry Notice to define its proposal for activities that require additional surface disturbance.

Waiver: The authorized officer may grant a waiver to this stipulation if the operator demonstrates that there are no water resources with the potential to be impacted by WST activities on any portion of the lease.

Objective: To analyze the potential for WST activities to impact water resources on public lands and to minimize the likelihood of such impacts.

Application: The CSU-Well Stimulation Technologies stipulation would be applied to reservoirs that have previously undergone WST or the geologic setting indicates a probability that WST will be required for extraction. The parcels and number of acres affected would be determined at the leasing stage.

Review Process: Generally the following process would be used to approve surface-disturbing activities with the CSU-Well Stimulation Technologies stipulation. The proposed activity would be reviewed to determine if it within a reservoir that has previously undergone WST or if the geologic setting indicates a probability that WST will be required for extraction. If the review indicates that WST will likely be required for extraction, then surface disturbing activities would be prohibited until the BLM receives sufficient information on proposed or anticipated site-specific WST activities and an associated plan to monitor and mitigate for impacts to ground water and surface water resources.

Appendix B

Best Management Practices/
Standard Operating Procedures

Appendix B. Best Management Practices/Standard Operating Procedures

Table of Contents

1.1	Introduction.....	B-1
1.2	General.....	B-1
1.3	Air Quality	B-2
1.4	Biological Resources	B-3
1.5	Soils.....	B-18
1.6	Water Resources	B-18
1.7	Cultural Resources	B-20
1.8	Oil and Gas Standard Operating Procedures, Implementation Guidelines and Conditions of Approval	B-22
1.9	Visual Resources.....	B-32

1.1 Introduction

Best Management Practices (BMPs) are those land and resource management techniques designed to maximize beneficial results and minimize negative impacts of management actions. BMPs are defined as methods, measures, or practices selected on the basis of site-specific conditions to provide the most effective, environmentally sound, and economically feasible means of managing an activity and mitigating its impacts. Interdisciplinary site-specific analysis is necessary to determine which management practices would be necessary to meet specific goals. BMPs include, but are not limited to, structural and non-structural controls, operations, and maintenance procedures. BMPs can be applied before, during, and after pollution-producing or surface disturbing activities to reduce or eliminate the introduction of pollutants into receiving waters (40 Code of Federal Regulation 130.2(m), Environmental Protection Agency Water Quality Standards Regulation) or to prevent unnecessary or undue degradation of public land resources.

BMPs are identified as part of the National Environmental Policy Act process, with interdisciplinary involvement. Because the control of nonpoint sources of pollution and prevention of damage to other resources is an ongoing process, continual refinement of BMP design is necessary. This process can be described in five steps, which are: (1) selection of design of a specific BMP; (2) application of BMP; (3) monitoring; (4) evaluation; and (5) feedback. Data gathered through monitoring is evaluated and used to identify changes needed in BMP design, application, or in the monitoring program.

BMPs described in this appendix are a compilation of existing policies and guidelines and commonly-employed practices designed to assist in achieving the objectives for maintaining or minimizing water quality degradation from nonpoint sources, loss of soil productivity, providing guidelines for aesthetic conditions within watersheds, and mitigating impacts to soil, vegetation, or wildlife habitat from surface disturbing activities. BMPs are selected and implemented as necessary, based on site-specific conditions, to meet a variety of resource objectives for specific management actions. Therefore, this document does not provide an exhaustive list of BMPs, as additional BMPs or modifications may be identified to minimize the potential for negative impacts when evaluating site-specific management actions through an interdisciplinary process.

In addition, implementation and effectiveness of BMPs need to be monitored to determine whether the practices are achieving resource objectives and accomplishing desired goals. Adjustments will be made as necessary.

Each of the following BMPs are a part of the coordinated development of this Resource Management Plan and may be updated as new information becomes available to ensure objectives are met and to conform to changes in BLM regulations, policy, direction, or new scientific information. Applicants also may suggest alternate procedures that could accomplish the same result.

1.2 General

These measures will be applied to all BLM undertakings and authorizations:

- No construction or surface disturbing activities shall occur without prior written authorization of the authorized BLM officer.
- Surface disturbance will be minimized. Project applicants will be encouraged to utilize previously disturbed sites when feasible.
- Authorizations for new surface-disturbing activities will place priority on avoiding impacts to biological, cultural, and paleontological resources. Avoidance will employ measures such as relocation of project sites, modifying construction techniques, and altering project timing.

- Civil engineering studies or geotechnical studies may be required to determine feasibility prior to road or other construction. Construction in areas of extremely unstable bedrock formations and active landslides will not be permitted or would require special design criteria.
- Delineate work area boundaries with flagging, temporary fencing, or other marking to minimize surface disturbance or impacts on sensitive biological, cultural, paleontological, or other important resources.
- When necessary to protect sensitive biological, cultural, paleontological, or other important resources, monitoring by BLM approved biologists, archaeologists, and paleontologists shall be required during construction activities.
- Avoid soil-disturbing activities during periods of high rainfall and runoff or when soils are wet and muddy, in order to minimize impacts to biological, archeological, and paleontological resources.

1.3 Air Quality

Roads

- Vehicle speed limits may be applied to reduce fugitive dust emissions from road use.
- Watering, graveling, paving, or the application of surfactant may be used to reduce fugitive dust from road use.

Oil and Gas Production

- Projects and activities on BLM lands shall meet applicable Federal, State, Regional Air Quality Control Boards, and other local emissions standards for air quality.
- Operators will be encouraged to directionally drill multiple wells from a single pad to minimize roads, travel, dust, and vehicle emissions.
- Plan road systems to increase efficiency, reduce surface disturbance, which contributes to fugitive dust emissions, and save in construction and maintenance costs.
- Apply water along unpaved access roads and during trenching and earth-moving construction activities.
- Install vapor recovery units to reduce VOC emissions, which contribute to ozone formation.
- Reduce emissions from leaking gas on reciprocating compressor rod packing systems by replacing compressor packing rods at frequent intervals.
- Use solar power at tank setting or facility locations to reduce the number of vehicle trips and methane emissions from the use of pneumatic pumps.
- Replace high-bleed devices with low-bleed devices or retrofit bleed reduction kits on high-bleed devices. This reduces methane and VOCs from pneumatic devices (liquid level controllers, pressure regulators, and valve controllers).
- Use “green completions” to recover product, while reducing methane and VOC emissions that would otherwise result from venting or flaring during well completions.
- Vanpool to reduce the number of vehicles and associated combustion emissions.
- Use enclosed tanks instead of open pits to reduce fugitive VOC emissions.
- Use vapor recovery units on oil, condensate, and produced water storage tanks to reduce fugitive VOCs and recover BTU-rich vapors for sale or use on-site.
- Consider a BLM-approved dust suppressant to control fugitive dust emissions.
- Use cleaner diesel engine power (shift from Tier 1 to Tier 4) as manufacturers phase in newer engines.

- To reduce NO_x, SO_x, CO, and CO₂, use controls for compressor engines, including closed loop engine control, controlled engines, selective catalytic reduction, system-installed power supply (solar or battery powered), and ultra-low sulfur diesel.
- Complete interim reclamation (post-drilling) and final reclamation of well sites and roadways during abandonment; recontour and revegetate unused or unnecessary areas to reduce fugitive dust emissions from bare or eroded soils and combustion emissions from vehicle travel.
- Reduce emissions that result from glycol over-circulation in glycol dehydrators by optimizing the circulation rate.
- Reduce GHG emissions (CH₄) by installing and using a flash tank separator to capture and recycle methane that flashes from rich glycol in an energy exchange pump.
- Reduce centrifugal wet seal compressor emissions from the seal oil degassing vent by replacing of wet seals with dry seals, which emit less methane and have lower power requirements.
- Install plunger lifts and smart automation systems, which monitor well production parameters to reduce methane emissions from well blowdowns.
- Reduce fugitive gas leaks by implementing a Directed Inspection and Maintenance program, which identifies and cost effectively fixes fugitive gas leaks using leak detection (infrared camera, organic vapor analyzer, soap solution, ultrasonic leak detectors) and measurement (calibrated bagging, rotameters, high volume samplers).

Additional Information on BMPs for Air Quality

- BLM Washington Office BMP Web site: <http://www.blm.gov/bmp>
- EPA Natural Gas STAR Program: <http://www.epa.gov/gasstar/tools/recommended.html>
- California Air Resources Board Clearinghouse:
<http://www.arb.ca.gov/cc/non-co2-clearinghouse/non-co2-clearinghouse.htm>
- Four Corners Air Quality Group: <http://www.nmev.state.nm.us.aqb/4C/>
- Intermountain BMP Web Site/Database: <http://www.oilandgasbmeps.org>
- Fugitive Dust Control: http://www.arb.ca.gov/cap/handbooks/fugitivedust_large.pdf
- Forest Management Burning Handbook:
<http://www.arb.ca.gov/cap/handbooks/forestmngtburnlg.pdf>
- Oil Field Production Handbook:
<http://www.arb.ca.gov/cap/handbooks/oilfieldproductionlarge.pdf>
- Naturally Occurring Asbestos Control:
<http://www.arb.ca.gov/cap/handbooks/asbestosnoafinal.pdf>

1.4 Biological Resources

The following measures are Standard Operating Procedures (SOP) typically applied to BLM undertakings or authorizations that are implemented to avoid or mitigate impacts to biological resources.

Biological Resource Protection

- No destruction, cutting, or clearing of trees or other vegetation shall occur without prior written approval from the authorized BLM officer.
- Biological surveys will be required prior to any disturbance, unless given project-specific, written clearance from BLM officers.
- Surveys will be conducted at the appropriate time of year to detect sensitive species and important biological resources.
- Surveys will comply with current BLM, USFWS, NMFS and CDFW protocols, to the extent consistent with federal law.

- If it has been longer than 30 days between the last biological survey and the proposed start of construction, BLM biologists may require additional surveys for sensitive species.
- All biological survey data and reports will be sent from the biologist conducting the survey directly to the BLM biology staff. All survey biologists are required to have an updated CV on file in the Central Coast Field Office. Prior to undertaking a survey, BLM will certify that survey biologists have appropriate training, experience, and permits.
- Exploration, construction, and development activities may have seasonal restrictions imposed within a half-mile radius around raptor nest sites. Seasonal restrictions would allow for undisturbed courtship, nest building, incubation and fledging. This seasonal restriction could last as long as six months, depending upon species. Restrictions could be imposed around high-use areas during other seasons.
- Facilities and structures such as power lines, wind towers and turbines, solar arrays, and communication facilities will conform to BLM-, USFWS- and CDFW-approved wildlife protection guidelines, to the extent consistent with federal law. Such guidelines include, flight diverters, night ambient lighting, tower beacon lights, wind tower design and avoidance measures, raptor protections for power poles, perimeter fencing, and vegetation management.
- Trenches and holes shall be provided with animal escape ramps and not be open longer than one week.
- Pipe ends two inches or greater will be covered.
- Power lines will be constructed to meet raptor protection protocols. Existing power lines will be modified to meet raptor protection protocols where electrocutions occur.
- All troughs shall have an escape ramp. Ensure that troughs allow wildlife access to water and that they are in good repair and function properly.
- Claim stakes made of pipe shall be two inches or less in diameter with sealed tops.
- Vehicles will remain on existing legal roads unless given specific written approval by the authorized BLM officer. Off-road travel will be discouraged.
- In appropriate sites, constraints will be placed on vehicle speeds to reduce potential for roadkill, to minimize dust, and to protect sensitive animals and habitats.

Wetland-Riparian Habitats

- Stream crossings, if necessary, would be designed to minimize adverse impacts to soils, water quality, and riparian vegetation and provide for fish passage as appropriate.

Rehabilitation/ Restoration

- Disturbed sites will be restored to natural conditions using site-appropriate measures and timelines developed in consultation/coordination with BLM resource specialists. Restoration plans and requirements will be developed on a case-by-case basis and include post-project monitoring.
- All unnecessary roads, vehicle paths, and other disturbed areas will be restored to natural conditions.
- Match local genotypes, as close as practical, when choosing seeds and other plant materials for habitat restoration.

Threatened and Endangered, and Sensitive Species

Many measures to protect threatened and endangered species have been developed as a result of formal consultations between the BLM and USFWS on a variety of BLM actions. BLM has also developed best management practices, standard operating procedures, and conservation measures and design criteria to

mitigate specific threats to sensitive species. As additional measures are developed to minimize the adverse effects from future management activities, they are likely to become additional SOPs.

Special status species survey, avoidance, take minimization, mitigation measures, compensation, and monitoring measures required in biological opinions (programmatic and site-specific) will be incorporated into project design, attached as conditions of approval, grant, or lease terms and conditions, or otherwise implemented in all BLM projects and authorizations that may affect listed species. These measures may change due to new information new biological requirements. Current practices are found below.

General Guidelines for Conserving Habitat and Minimizing Project Impacts

- Habitat disturbance will be minimized and conducted in a manner that reduces, as much as possible, the potential for take of individuals of a listed species. Existing roads and routes of travel will be used, to the greatest extent practicable. Natural drainage patterns will be maintained to the greatest extent practicable.
- Avoid large draws and drainages with saltbush to the greatest extent practicable.
- The area of disturbance will be reduced to the smallest practical area, considering topography, placement of facilities, location of burrows, nesting sites or dens, public health and safety, and other limiting factors.
- Work area boundaries will be delineated with flagging, temporary fencing or other marking to minimize surface disturbance associated with vehicle straying.
- To the extent practicable, use previously disturbed areas to stockpile excavated materials, store equipment, dig slurry and borrow pits, locate trailers, park vehicles, and performing other surface-disturbing actions.
- All oil spills will be contained closest to the source site as possible. The USFWS will be notified within 48 hours of any oil spill. The NMFS will be notified within 48 hours if there is potential to impact coastal areas or waters, or steelhead habitats.
- Project employees will be directed to exercise caution when commuting within listed species habitats. The speed limit on unpaved roads not maintained by the county shall be a maximum of 20 MPH, in order to minimize wildlife casualties.
- Cross-country travel by vehicles is prohibited, unless specifically authorized by BLM for the project. The use of all-terrain vehicles (ATVs) may be considered for projects that require cross-country travel (such as project survey staking, geophone placement and retrieval).
- Project employees will be provided with written guidance governing vehicle use restrictions, speed limits on unpaved roads, and fire prevention and hazards.
- A worker education program will be conducted for all employees working on the project sites in listed species habitats. The education program will include identification of listed species and their habitats, project mitigation measures and stipulations, reporting requirements, and penalties for failure of compliance.
- Take measures to prevent the diffuse or point discharge of potential biological toxicants onto the ground surface.
- All spills of hazardous materials within endangered species habitats shall be cleaned up immediately. The NMFS will be notified within 48 hours of hazardous materials spills in known or potential black abalone habitat.
- Unless specified for reducing impacts to blunt-nosed leopard lizards, actions during evening hours when some listed species are active and vulnerable to vehicle or equipment-induced injury or mortality will be minimized.
- Trash and food items will be contained in closed containers and removed daily.
- Firearms will be prohibited from project sites.

- Trenches or holes should have at least one escape ramp for each 1,000 feet of open trench. Escape ramps should be earthen and at a slope no steeper than 1:1. Trenches will be checked in the morning before beginning work and at the end of the work day. Any entrapped animals will be allowed to escape unharmed.
- Pets will not be permitted on construction project sites.
- Listed species shall be protected from the hazards posed by oil sumps. All hazardous exposed oil sumps shall be screened or eliminated (see California Laws for Conservation of Oil and Gas 1995). All screening of sumps shall meet the following specifications: (1) be not greater than 2 inch nominal mesh, (2) be of sufficient strength to restrain entry of wildlife, and (3) be supported in such a manner so as to prevent contact with the sump fluid. Oil sumps shall be designed, constructed, and maintained as to not be a hazard to people, livestock, or wildlife, including birdlife. Oil sumps shall be filled with earth after removal of harmful materials (see California Code of Regulations 1982).
- Biologists and law enforcement personnel from the CDFW and the USFWS shall be given complete access to the project area to review monitoring and mitigation activities.
- Project activities that are likely to cause the amount or extent of take to be exceeded shall cease immediately.
- The protective measures being implemented for listed species shall be extended to candidate and proposed species in the project area to the maximum extent practicable.
- Restoration will be required on unused portions of the project area, or oil and gas lease when deemed necessary by the BLM to maintain or improve habitat values. Restoration will be required when a project or lease is abandoned. The BLM will be contacted for specific restoration requirements upon project completion.

Survey Requirements

- Biological surveys will determine listed species presence and/or important habitat features for listed species. Surveys will be conducted within 30 days prior to the onset of ground breaking actions and will include daytime line transect surveys which will be conducted by walking the project area and appropriate buffer at 30 to 90 feet intervals. Transect width will be adjusted based on vegetation height, topography, etc. Surveys will include areas of surface disturbance, appropriate buffers, access routes, and cross-country travel routes. Surveys will be designed to identify habitat features such as burrows, dens, and precincts, and not species presence or absence. Plant surveys must be conducted during the peak flowering interval of the San Joaquin Valley (~late February – early April) in a year when there has been sufficient rainfall to initiate germination of annual plants AND to sustain growth (rule of thumb: the grassland across the broad landscape should appear uniformly green) to flowering for positive identification. Sensitive plant surveys conducted outside of the peak flowering interval and/or in an inadequate rainfall year may result in delay of project approval (until the next adequate rainfall year). **Project proponents are strongly encouraged to consider conducting sensitive plant surveys well in advance (2–5 years) of their project start date to take advantage of infrequent adequate rain years. The average adequate rainfall year frequency in the San Joaquin Valley for annual plant germination and growth is only about once every three years, and the peak flowering interval to identify any listed plant species is typically three weeks or less.**
- If non-BLM lands are also involved in a project, an applicant may choose to comply with some other USFWS- and CDFW-approved program (such as a Habitat Conservation Plan). If an alternative program were selected, the survey requirements for the alternative program may be substituted at the USFWS's and BLM's discretion.

San Joaquin Kit Fox – Survey for natal, known, occupied, and potential dens in the project area and a 200-foot buffer.

Blunt-Nosed Leopard Lizard – Survey for burrows that may be used by blunt-nosed leopard lizards in the area to be disturbed by the project and a 50-foot buffer.

Giant Kangaroo Rat – Survey for precincts in the area to be disturbed by the project and a 50-foot buffer.

Federal Proposed and Federal Candidate and State Listed Animal Species – Survey for important habitat features in the area to be disturbed by the project and a 50-foot buffer.

California jewelflower, and San Joaquin woolly threads – Survey during the peak flowering season (~late February – early April) during an adequate rainfall year (the grassland landscape should appear uniformly green) in the area to be disturbed by the project plus a 50-foot buffer. Conduct reconnaissance-level surveys to determine habitat suitability using meandering walk-over surveys. Conduct site-specific surveys in appropriate habitat by walking transects with 50-foot spacing.

At the discretion of an approved BLM botanist, existing information may be used to conclude that the site is not occupied and surveys are not required or that project impacts are acceptable without detailed surveys.

Hoover's woolly-star – Survey for species in the area to be disturbed by the project and a 50-foot buffer, if season is appropriate. If season is inappropriate to detect species or skeletons, use surveys to evaluate potential of a site to support the species. Reconnaissance level surveys to determine habitat suitability will be conducted using meandering walk-over surveys. Site-specific surveys in appropriate habitat will be conducted by walking transects at 50-foot intervals.

At the discretion of an approved BLM botanist, existing information may be used to conclude that the site is not occupied and surveys are not required or that project impacts are acceptable without detailed surveys.

State-Listed and Federally Proposed and Candidate Plant Species – Survey in the area to be disturbed by the project and a 50-foot buffer, if season is appropriate. If extant populations or high potential habitat is known to occur in the project area, the BLM may require surveys during the appropriate season. At the USFWS/BLM's discretion, existing information may be used to conclude that the site is not occupied and surveys are not required.

Measures for Minimizing Take

San Joaquin Kit Fox

San Joaquin kit fox dens will be protected, to the maximum extent practicable. Known, occupied, and potential non-natal dens will be buffered by 100 feet. Unoccupied natal dens will be buffered by 200 feet to protect the physical den site. If an active natal den is encountered, the USFWS will be contacted immediately, before any action is taken.

The project construction area will be delineated with a temporary fence, flagging, or other barrier. Actions within the buffer zone shall be limited to vehicle and equipment operation on existing roads.

Non-fatal disturbance, such as above ground blasting, vibroseis, and shothole, shall not occur within 500 feet of an active San Joaquin kit fox natal den between November 1 and August 15 to reduce disruption of kit fox breeding.

Potential dens will be monitored and temporarily blocked. Den monitoring will follow the guidelines described below. In the event that a den is encountered that needs to be excavated, the following will apply:

Non-natal dens within a construction area may be carefully excavated at any time of the year by USFWS-approved biologists or under the supervision of a USFWS-approved biologist. Prior to the destruction of the den, the den will be monitored for at least three consecutive days to determine its current status. Activity at the den will be monitored by placing tracking medium at the entrance and by spotlighting. If no kit fox activity is observed during this period, the den will be destroyed immediately to preclude subsequent use. If kit fox activity is observed at the den during this period, the den will be monitored for at least five consecutive days from the time of observation to allow any resident animal to move to another den during its normal activities. Use of the den can be discouraged during this period by partially plugging the entrance(s) with soil in such a manner that any resident animal can escape easily. Destruction of the den may begin when, in the judgment of the USFWS-approved biologist, the animal has moved to a different den. If the animal is still present after five or more consecutive days of plugging and monitoring, the project biologist shall contact the BLM or the USFWS to obtain permission to excavate the den when it is temporarily vacant, for example, during the animal's normal foraging activities.

Destruction of the den will be accomplished by careful excavation until it is certain that no kit foxes are inside. The den will be fully excavated and then filled with dirt and compacted to ensure that kit foxes cannot reenter or use the den during the construction period. If, at any point during excavation a kit fox is discovered inside the den, the excavation activity will cease immediately and monitoring of the den will be resumed. The BLM and the USFWS will be notified immediately. Destruction of the den may be resumed, when in the judgment of the USFWS-approved biologist, the animal has escaped from the partially destroyed den.

If an unoccupied natal den cannot be avoided, the den will be carefully excavated by a USFWS-approved biologist with permission from the USFWS or the BLM. Excavation of unoccupied natal dens will be allowed only between August 15 and November 1.

Pipes and culverts will be searched for kit fox prior to being moved or sealed, to ensure that kit foxes are not being entrapped. Any kit fox found will be allowed to escape unimpeded. Pipes and culverts with a diameter greater than 4 inches will be capped or taped closed after searching them.

Occupied pipe dens will be protected to the maximum extent practicable. Pipe dens will be buffered to protect the physical den site and kit fox activity. Removal of pipe dens will follow the monitoring and plugging procedure described above for natural dens.

Blunt-Nosed Leopard Lizard

If a blunt-nosed leopard lizard is observed in the project area or along the access route BLM will be immediately contacted. BLM will provide additional measures that must be complied with to avoid impacts to blunt-nosed leopard lizards.

Avoid burrows that may be used by blunt-nosed leopard lizards, to the greatest extent practicable.

The biological monitor shall check the project area and access route daily during the blunt-nosed leopard lizard active season to determine the presence or absence of lizards in the work area. If blunt-nosed leopard lizards are observed in the project area or along the access route BLM will be immediately contacted. BLM will provide additional measures that must be complied with to avoid impacts to blunt-nosed leopard lizards. As part of the post-construction report, a map showing the location, date, and time of the observation will be submitted.

If blunt-nosed leopard lizards are known or likely to occur in the general project area:

Avoid burrows that may be used by blunt-nosed leopard lizards.

Locations of activities with potential to collapse or block burrows (sleeper placement, stockpile, storage and parking areas, trenching) will be approved by the biological monitor.

The biological monitor may allow certain activities in burrow areas if, in his or her judgment, the combination of soil hardness and activity impact is not expected to collapse burrows. Activities authorized by the biological monitor in burrow areas will be documented and included in any report.

Roadway sections where blunt-nosed leopard lizards have been observed or are likely to occur should be clearly marked to prevent workers from driving off the road and over burrows. Barriers, such as fencing, may also be installed.

A brief description of measures taken to avoid burrow collapse will be included in any report, including the post-construction report.

In addition, for project activities that occur during the blunt-nosed leopard lizard active season (approximately April 15 to October 15) the following will apply:

- Notify the BLM that blunt-nosed leopard lizard active season measures are being implemented;
- When possible, conduct project activities at night or during blunt-nosed leopard lizard inactivity periods (generally when temperatures are below 77 degrees F and above 99 degrees F);
- All personnel will be advised to reduce speeds on sections of the access/egress route with potential to support blunt-nosed leopard lizards.
- All vehicle operators will check under vehicles and equipment prior to operation.
- Any trenches or pits will be inspected by the biological monitor in the morning, late afternoon, at the end of the work day and prior to backfilling to free any blunt-nosed leopard lizards that may become entrapped. Trenches or holes should have at least one escape ramp for each 1,000 feet of open trench. Escape ramps should be earthen and at a slope no steeper than 1:1.

A flashing barrier may be installed around the work area to prevent blunt-nosed leopard lizards from entering the work area. The flashing barrier will be constructed of 18-inch or wider flashing, buried 6-inches in depth and reinforced with rebar or fence posts. Silt fencing will be used to isolate areas inside the exclusion fence. If a blunt-nosed leopard lizard is subsequently found within the fenced area, the fence will be removed (in that area) and the lizard will be allowed to leave the exclusion zone. Surveys will continue until blunt-nosed leopard lizards are no longer observed inside the flashing barrier (i.e. no evidence for one to two weeks dependent upon the discretion of the biologist). Barrier installation should occur prior to emergence of blunt-nosed

leopard lizards or by April 15. Locate flashing so that no burrows are destroyed and avoid burrows during barrier construction. Surveys will occur when temperatures are sufficient for leopard lizards to be above ground. The flashing barrier will remain in place until drilling and sump closure activities have been completed.

Burrows that cannot be avoided may be destroyed under the following circumstances:

- Burrows inside a barrier may be destroyed after the survey and monitoring requirements described above for flashing barriers has been met. Burrows should be carefully excavated under the supervision of a qualified biologist to verify that it is unoccupied and then destroyed.
- If any burrows are destroyed, the following information will be included in the post construction compliance report: the dimensions of the area impacted by burrow destruction/excavation; number of burrows destroyed/excavated; results of burrow excavation, including any observations of wildlife in excavated burrows; and any other information deemed useful by the consulting biologist.
- If a blunt-nosed leopard lizard were observed exiting a burrow, the burrow should be carefully excavated, under the supervision of a qualified biologist to verify that it is unoccupied and immediately destroyed.

The biological monitor shall check the project area and access route daily during the blunt-nosed leopard lizard active season to determine the presence or absence of lizards in the work area. If blunt-nosed leopard lizards are observed in the project area or along the access route, the biological monitor will take action to avoid impacts on lizards.

If a blunt-nosed leopard lizard is observed at the project site or along the access/egress route, the biological monitor will notify the BLM of the actions being undertaken. Initial notification may be by phone message. Written documentation, including GPS coordinates of lizard observations, will be included in any reports. The post-construction report will include a map showing the location, date, and time of any blunt-nosed leopard lizard observations.

Roadway sections where blunt-nosed leopard lizards have been observed should be clearly marked to prevent workers from driving off the road into blunt-nosed leopard lizard habitat or over burrows. Barriers, such as fencing, may also be installed.

The biological monitor must be on-site during appropriate temperatures for blunt-nosed leopard lizard activity. The biological monitor will escort all traffic through any area where blunt-nosed leopard lizards have been observed. Biological monitors will complete daily compliance reports, which will be summarized and included in the weekly report sent to the BLM.

Large vehicles (tankers, water trucks, drilling rigs) must be escorted to and from the worksite by a biological monitor during appropriate temperatures for blunt-nosed leopard lizard activity.

The biological monitor will provide the BLM with a brief weekly report describing any actions taken to avoid blunt-nosed leopard lizard impacts. This report may be submitted by e-mail to the BLM.

All reports must be submitted by the biological monitor conducting the work in the field or be reviewed by the field biological monitor. Alternately, the original report prepared by the field biological monitor may be attached to the report.

When the biological monitor determines that temperature patterns at the project site no longer support blunt-nosed leopard lizard activity for the season and with receipt of the BLM's concurrence, these active season measures may be discontinued.

If blunt-nosed leopard lizards have been observed in the project area or along the access route, and operations and maintenance will continue into the next blunt-nosed leopard lizard active season, an operations and maintenance plan (O&M Plan) will be submitted to BLM. The O&M Plan will outline the practices and mitigation measures that will be implemented to avoid impacts on blunt-nosed leopard lizards.

Giant Kangaroo Rat

Avoid active precincts by a buffer of 50 feet. Actions within the buffer zone will be limited to vehicle and equipment operation on existing roads. Actions within buffer zones will be confined to daylight hours.

Annually, the USFWS will advise the BLM if applicants should be required to implement the following capture and release program:

- If active precincts cannot be avoided, the area will be trapped no greater than seven days before ground-disturbing activities for five consecutive nights. On the day following the fifth trap night, burrows will be carefully excavated. Captured animals will be marked and may be released into enclosed artificial burrow systems outside the work area the following night. All work will be supervised by a USFWS-qualified biologist. At any time during the year, the USFWS and the BLM may adjust or decide to discontinue the capture and release program.

California jewelflower, San Joaquin woolly-threads and Hoover's woolly-star

Extant populations will be avoided, to the greatest extent practicable. The locations of listed plants will be avoided and temporarily fenced or prominently flagged to prevent inadvertent encroachment by vehicles and equipment during the activity.

The following guidelines shall be used to determine thresholds for facilities operation and maintenance activities that are within the scope of certain programmatic biological opinions:

- Herbicide use will not be permitted within 300 feet of listed plant populations identified during pre-project surveys.

San Joaquin Antelope Squirrel

To the maximum extent practicable, the measures described above for blunt-nosed leopard lizards will be applied to San Joaquin antelope squirrel in the project area and along the access/egress route.

In areas where antelope squirrels are suspected to occur and when temperatures are suitable for antelope squirrel activity, all personnel will be advised to check below parked vehicles and equipment before moving such vehicles or equipment. Caution will be taken when driving through areas where antelope squirrels may occur.

The applicant should refer to CDFW and CDFW-approved San Joaquin antelope squirrel take avoidance measures to minimize or eliminate the likelihood "take" of San Joaquin antelope squirrel in order to comply with the California Endangered Species Act.

California Condor

The following measures have been developed by BLM and USFWS and applied to past oil and gas projects near condor roosting and nesting areas.

- Drilling and well completion activities may be restricted to certain time periods to reduce impacts to condors. The specific dates may be modified to reflect actual conditions for a given year. The general time periods may be modified should the USFWS recommend a different time period.
- Operators will designate a representative (Designated Representative) who will be responsible for overseeing compliance with the California Condor Protection Measures. The operator will provide BLM with the name, phone number, and email of the Designated Representative. The operator will promptly notify BLM of any changes to the Designated Representative.
- Prior to conducting work on-site, employees and contractors shall be made aware of the protected species, and how to avoid and minimize impacts to them. Special emphasis will be placed on keeping the well pad site free of “microtrash” and other hazards.
- Direct contact with California condors shall be avoided.
- All work areas shall be kept free of trash and debris. Particular attention shall be paid to “microtrash.” All construction debris and trash (including such small items as screws, nuts, washers, nails, coins, rags, small electrical components, small pieces of plastic, glass or wire, and any debris or trash that is colorful or shiny) shall be covered, kept in closed containers, or otherwise removed from the project site at the end of each day or prior to periods when workers are not present at the site.
- All food items and associated trash shall be placed in covered containers. This would include small bits of trash and debris, such as soda can pull tabs, electrical connectors, broken glass, and pieces of rubber, plastic and metal.
- All equipment and work-related materials (including loose-wires, open containers or other supplies or materials) shall be contained in closed containers either in the work area or placed inside vehicles. Loose items (e.g., rags, hose, etc.) shall be stored within closed containers or enclosed in vehicles.
- All hoses or cords that must be placed on the ground due to drilling operations that are outside of the primary work area (immediate vicinity of the drilling rig) shall be covered to prevent California condor access. Covering may take the form of burying or covering with heavy mats, planks, or grating that would preclude access by California condors.
- All liquids shall be in closed, covered containers. Any spills of hydrocarbon/hazardous liquids shall not be left unattended until clean-up has been completed. No open drilling mud, water, oil or other liquid storage or retention structures will be allowed. All such structures will be required to have some sort of netting or other covering that precludes entry or other use by condors or other listed avian species.
- Where practical, ethylene glycol based anti-freeze or other ethylene glycol based liquid substances will be avoided, and propylene glycol based antifreeze will be encouraged. Equipment or vehicles that use ethylene glycol based anti-freeze or other ethylene glycol based liquid substances shall be inspected daily for leaks. While at the site, areas below vehicles and equipment using ethylene glycol based substances will be checked for leaks and puddles. Standing fluid (i.e., a puddle of anti-freeze) shall be remediated (e.g., cleaned-up, absorbed, or covered) without unnecessary delay. Vehicles using ethylene glycol based substances will be inspected before and after field use for obvious leaks and puddles. Leaks will be repaired before the vehicle is allowed back into the general area. No changing of antifreeze of any type will be allowed within the oil and gas development area.
- A not-to-exceed 20 MPH speed limit shall be implemented and enforced during all activities.

- All construction equipment, staging areas, materials, and personnel shall be restricted to disturbed areas that are not habitat for listed species.
- To prevent injury to wildlife, habitat degradation, erosion, and fires, driving off of disturbed areas without a pre-activity survey and implementation of appropriate measures is prohibited, except in the case of an emergency.
- Firearms and pets are prohibited.
- No feeding of wildlife shall be permitted.
- The potential for human-caused wildfires should be minimized by use of shields, mats, or other fire-prevention methods when grinding or welding. Fire watch, including water, extinguishers, and shovels shall be available for fire suppression.
- Approval from the FWS will be obtained prior to (1) the use of any aircraft in the drilling, operation, or monitoring of the wells, and (2) flaring of natural gas or other flammable gases or substances at the project site.
- Any use (perching, landing) of a well site and its associated facilities by California condors shall be recorded and reported to the operator's Designated Representative and BLM.
- Any take (harm, harassment, injury, killing, etc., or any attempt to engage in these activities) shall be reported to the operator's Designated Representative. The Designated Representative shall immediately notify BLM and USFWS as appropriate. The activity that caused the take to occur shall be ceased immediately.
- Should a well prove productive, the following additional measures will be implemented:
 - Barriers (such as welded wire fabric or hardware cloth) will be installed around well cellars and on secondary containment pans to prevent condor access.
 - Stainless steel lines, rather than poly chemical lines will be used to preclude condors from obtaining and ingesting pieces of poly lines.
 - Landing deterrents, such as Daddi Long Legs or porcupine wire, will be attached to the walking beams on pumping units.
 - Should condors continue to make use of the ground near the proposed pad, perimeter fence will be installed to discourage condor access.
 - Information signs regarding micro-trash will be posted.
 - Power lines will not span canyons or be located on ridgelines. The distance between power lines will be sufficient to prevent electrocution of condors and other raptors. Bird deflectors will be installed.

Steelhead

The following measures have been developed by BLM and NMFS to be applied to all oil and gas operations occurring in or near areas used by steelhead or containing their critical habitat. NMFS will be consulted on all projects occurring in or near steelhead critical habitat prior to project authorization.

- Operators will designate a third party biological monitor who will be responsible for overseeing compliance with the Steelhead Protection Measures. The operator will provide BLM with the name, phone number, email, and resume of the third party salmonid biological monitor for BLM approval. The biologist must be knowledgeable on salmonid life history and ecology, and have experience monitoring impacts to salmonids. The operator will promptly notify BLM of changes to the third party biological monitor.
- The third party biologist is responsible for providing a pre-project environmental education training to all personnel working in the project area focusing on steelhead and their critical habitat. The biological monitor will be onsite during the construction process and available throughout the entire project.

- The pre-project education training will include a pamphlet that shall be distributed to all project personnel entering the work area. The educational program will be site specific and include steelhead illustrations, habitat (habitat illustrations; spawning beds), extent of critical habitat, and what to do if the species is observed. This pamphlet must be approved by BLM.
- Drilling, well completion, work-overs, and abandonment activities may be restricted to certain time periods to reduce impacts to steelhead (i.e.: vehicle & equipment traffic, vibrations/noise/light pollution due to drilling, spills, etc.). Drilling and well completion work will be restricted to the period from between June 1st to November 30th. The specific dates restricting construction activities may be modified to reflect a given year (i.e.: wet years with higher flows later in the season). In addition, the time periods may also be modified should NMFS recommend a different time period.
- A spill prevention plan must be submitted to BLM prior to project approval for new wells, well completion or work-overs, installation of new facilities (buildings, tanks, pipelines, production equipment, etc.), routine maintenance activities and well abandonments. The prevention plan must identify a Spill Response Team, comprised of state and federal emergency response agencies and provides contact numbers for each representative or representative agency.
 - The Incident Commander will be identified and designated promptly after spill notification. The Incident Commander is responsible for coordinating with all federal, state, and local agencies throughout the spill clean-up.
 - The Incident Commander must be a representative of a state or federal agency. The Designated Representative will promptly notify BLM of changes to the Spill Response Team.
 - The spill prevention plan must also identify spill response materials, locations of materials, containment protocols, and containment/clean-up strategy.
- In the unlikely event of an oil spill within 500-ft of steelhead critical habitat BLM must be notified immediately. Any spill with potential to enter a stream within steelhead critical habitat shall require immediate response from the spill response team.
- All liquids shall be in closed, covered containers. Any spills of hydrocarbons/hazardous liquids shall not be left unattended until clean-up has been completed. No earthen sumps or pits will be allowed for drilling, completion, workover, or abandonment activities. No open drilling mud, water, oil, or other liquid storage (such as acids, KCL solution, or other chemical solutions for well drilling and completions activities) or retention structures will be allowed. Secondary containment will be required around all liquid storage containers and have a plastic membrane/liner to prevent leaks from leaving the secondary containment.
- For projects that require earthen stream crossings for site access, all stream crossings must be identified and an estimate of use (types of vehicles, number of trips, etc.) during the lifetime of the entire project prior to project approval. Prior to start of any drilling or well-completion projects where site access has earthen stream crossing with water present, the third party salmonid biologist is required to survey for the presence of active redds or juvenile salmonids. No work may proceed if active redds or juvenile salmonids are observed.
- Temporary structures (steel plates, concrete bridges, wooden platforms, etc.) may be required to span stream crossings in areas to protect waterways with steelhead presence and/or spawning gravels were practical. These temporary structures would allow vehicles and equipment to cross streams without impacts to salmonid critical habitat.
- No new construction where the nearest edge of disturbance is below the 100 year flood line within steelhead critical habitat.
- Existing pad locations within steelhead critical habitat may be used as long as certain criteria are met

- The surface of the pad location is above the 100 year flood line, and
 - Any portions of the pad below the 100 year flood line have established vegetation on both cut and fill slopes, and no apparent signs of erosion.
- Containment berms will be constructed on the perimeter of all new pad locations and new authorizations to ensure no materials or liquids (such as hydrocarbons or hazardous liquids) with the potential for contamination of streams (leaks, spills, contaminated rainwater, etc.) leave the pad location and enter steelhead critical habitat or a tributary with potential to enter steelhead critical habitat.
 - Work areas will be kept free of trash and debris. All chemicals, spoils, equipment, and wastes will be removed from the well pad at the completion of drilling, workover, and maintenance operations and prior to November 30th.
 - Any structures, chemicals, and materials with potential to discharge pollutants if the facility were inundated will not be allowed to remain on the pad location during periods of potential high flows, during the salmonid spawning run and juvenile out-migration (December 1st thru May 31st), or during unseasonably high flows.
 - All new pipelines needing to cross streams within steelhead critical habitat will be suspended above the 100 year flood line.
 - Spoils remaining after the completion of the well pad shall not be stored below the 100 year flood level and in a location where spoils cannot be washed into a stream, where it could cover aquatic vegetation or spawning areas.
 - No materials shall be stored in seasonally dry portions of streams that could be washed downstream.
 - A not-to-exceed speed limit of 20 MPH speed limit shall be implemented and enforced for all roads. A not-to-exceed speed limit of 5 MPH will be implemented and enforced for all earthen stream crossings to reduce the potential for increased sedimentation.
 - All construction equipment, staging areas, materials, and personnel shall be restricted to disturbed areas, and no storage shall occur in drainages and stream channels.
 - To prevent injury to wildlife, habitat degradation, erosion, and fires, driving off of disturbed areas without a pre-activity survey and implementation of appropriate measures is prohibited, except in the case of an emergency. In addition, no driving in stream channels is authorized except at existing approved road crossings.
 - The potential for human-caused wildfires should be minimized to the greatest extent practicable by using shields, mats, or other fire prevention methods when grinding or welding. Fire watch including: water, extinguishers, and shovels shall be available for fire suppression.
 - Firearms and pets are prohibited.
 - No feeding of wildlife shall be permitted.

Project Monitoring

Each project will have a field contact representative (FCR), who will be responsible for overseeing compliance with protective stipulations for listed species. The FCR may be a project manager, project representative, BLM employee, or contract biologist. The FCR will have the authority to halt all actions that are in violation of the stipulations. The FCR will have a copy of all appropriate stipulations when surface-disturbing actions are being conducted on the site. The BLM and USFWS will be notified of the name and telephone number of the FCR prior to project construction. The NMFS will also be notified when projects involve NMFS species or habitats.

Biological monitoring will be accomplished by a USFWS-qualified biologist. The biologist will be responsible for field crews to be in compliance with protection measures, performing surveys in front of crews as needed to locate and avoid sensitive species and habitat features, and monitoring project

mitigation compliance. The biological monitor will have the authority to halt all non-emergency actions should danger to a listed species arise. Work will proceed only after hazards to the listed species are removed, the individual(s) is no longer at risk, or the individual(s) has been removed by the biologist.

The BLM will be provided with the name, phone number, and e-mail of the field biological monitor prior to construction. If not already on file at the Central Coast FO, a copy of the field biological monitor's resume or curriculum vitae will be submitted to the BLM prior to the commencement of construction.

Biological monitors will be required to be on-site during initial surface-disturbing actions to minimize direct take of listed species. Subsequent to initial surface disturbing activities, biological monitors are not required to be present but must be available within 24-hour notice from the applicant, the BLM, or the USFWS in order to troubleshoot potential take situations.

Biological monitors will be required to be on-site during placement of sleepers and pipe to minimize direct take of listed species.

At the BLM/USFWS's discretion, on-site biological monitors may not be required if exclusion zones or surface disturbance areas are prominently marked with lath, flagging, or fencing, as necessary.

Biological monitors are required for kit fox den excavations.

In previously unsurveyed areas, biological monitors are required for routing cross-country travel to minimize impacts on habitat features.

Biological monitors may be required, if, on project inspection by the BLM or USFWS, noncompliance of project stipulations are observed and documented.

All reports must:

- Be signed and submitted by the biological monitor conducting work in the field, OR
- Be reviewed and signed by the biological monitor conducting work in the field, OR
- Include, as an attachment, the original report prepared and signed by the field biological monitor.

An e-mail report originating from the field biological monitor may be accepted as a signature.

Within 60 days of completion of construction, a brief post-construction compliance report will be provided to the BLM that addresses:

- Any revisions to habitat disturbance estimates;
- Any observed impacts on listed species, including take;
- A brief description of significant actions taken to comply with the provisions listed above;
- An overall evaluation of compliance with the provisions and any suggestions for changes to the provisions;
- Any information required due to the sighting of an additional species, such as a blunt-nosed leopard lizard.

Compensation

The compensation ratio for San Joaquin Valley species will be 3:1 for permanent impacts and 1.1:1 for temporary impacts except as follows:

- Within the Ciervo Panoche Natural Area the compensation ratio will be 4:1 for permanent impacts.
- The compensation ratio for vernal pool habitat will be 5:1 with a replacement element.

If a new compensation ratio becomes established for a county or species, the BLM and USFWS may decide to modify compensation ratios.

For protected lands (such as federal lands, state wildlife areas, conservation banks) a replacement component will be added to the compensation ratio.

Compensation of habitat must be in kind. Land used for compensation must be of equal value or better than the land impacted. The same species must be present and habitat must be of an equal or greater value. Lands used for compensation for project impacts on San Joaquin woolly-threads, blunt-nosed leopard lizards, and the kangaroo rats must support these species or be approved by the USFWS for these species. Lands used to compensate for impacts on a kit fox natal den must support breeding populations of kit foxes.

If compensation is required for a project involving federal land or mineral estate, ownership of compensation lands will be transferred prior to any surface disturbance to one of the following: the BLM; an entity acceptable to the BLM, USFWS, and CDFW that can effectively manage listed species and their habitats; the CDFW; or the USFWS for dedication to listed species habitat management. The USFWS will be informed before the actual transfer when land is transferred.

As an alternative to the above standard compensation method, applicants may provide a letter agreeing to dedicate existing mitigation credits or purchase additional mitigation credits at a USFWS-approved mitigation bank to compensate for any impacts.

The final compensation acreage will be adjusted on completion of construction, based on the actual amount of acreage temporarily and permanently disturbed.

The applicant may propose to conduct construction in a manner that results in no surface disturbance. The biological monitor will document surface conditions before and after construction to verify the lack of disturbance. The biological monitor will take before and after photographs of the construction corridor every 1,000 feet or as necessary to document the lack of disturbance. The same photo point locations and directions will be used for the before and after photos. GPS coordinates for each photo point will be provided to the BLM.

The USFWS, NMFS and CDFW protocols will be employed to conduct special status species surveys.

Control of Non-native Species

- Projects and activities on BLM lands will include measures to minimize the introduction and spread of weeds.
- Weed control methods will follow integrated pest management principles.
- Use of pesticides shall comply with applicable federal and state laws. BLM policy requires project-specific NEPA analysis and the issuance of a pesticide use permit before the use of pesticides. Only products on the California BLM's list of approved pesticides may be used.
- The release of nonnative animal species will be prohibited, other than those legally introduced for biological control, or those released during legal hunts as regulated by CDFW.

1.5 Soils

- Minimize soil disturbance by limiting developments to the smallest area possible and by using previously disturbed areas and existing roads to the extent practicable.
- Minimize surface disturbance and design disturbed areas on steep slopes to prevent surface water from concentrating to reduce erosion and sedimentation.
- Restrict access and suspend authorized projects during wet weather when soil resources will be detrimentally affected by rutting, compaction, and increased erosion.
- Minimize fire control lines, both handline and dozerline, to the width necessary to effectively stop fire spread. Rehabilitate lines by smoothing out berms and installing waterbars prior to the rainy season.
- Assess the need for soil stabilization following wildfires. Use the Emergency Stabilization and Rehabilitation process to determine and implement needed actions.
- Follow guidelines for site reclamation in the Oil and Gas BMP section to protect soils, including topsoil conservation, scarifying or disking soil, recontouring the area, redistributing topsoil and providing ground cover through seeding or other methods. No soil should be imported from off-site to limit introduction of weeds.
- Actively patrol public lands to prevent unauthorized off-road travel. If unauthorized routes are found, block access to minimize further soil disturbance and reduce the potential for erosion through rehabilitation action.

Additional Information on BMPs for Soils

- Erosion and sediment control: <http://www.cabmphandbooks.org>
- OHV BMP Manual for erosion and sediment control: <http://www.watchyourdirt.com/erosion-control-files/>

1.6 Water Resources

California's Non-Point Source (NPS) Program Plan (adopted by SWRCB in December 1999) identifies 61 Management Measures (MMs) which constitute the State's BMPs for controlling NPS pollution. MMs applicable to BLM program and management actions include, but are not limited to, those that pertain to chemical management (pesticide and herbicide use), road construction and management, erosion and sediment control, hydro-modification, wetlands, and riparian areas. The BLM demonstrates compliance with the Clean Water Act and state water quality objectives by implementing BMPs that are consistent with the State's MMs. A suite of BMPs have been developed by various agencies, including the BLM, to address non-point source pollution on federal lands. These include, but are not limited to: those found in various RAC-approved rangeland health standards, BLM developed BMPs for renewable energy development, BMPs identified in the "Gold Book" for oil and gas development, and BMPs developed by the Forest Service Region 5 for various land management activities and authorized activities for lands in California. BLM activities authorized under this RMP will implement those most applicable for the local situation.

Water Resources Protection

- Employ erosion and sediment control measures during watershed restoration activities to reduce or eliminate erosion and sediment transport or incidental sediment discharge.
- Erosion control measures include mulching, placement of hay bales and other drainage control features, construction of rolling dips, and seasonal limits on operations.
- Protect the existing water quality improvement functions of wetlands and riparian areas as a component of NPS programs. Damaged wetlands or riparian areas should be restored where restoration of such systems will abate polluted runoff.

- Take measures to prevent the diffuse or point discharge of potential water pollutants onto the ground surface.
- Road construction/reconstruction shall be conducted so as to reduce sediment generation and delivery. This can be accomplished by, among other means, following designs for road systems, incorporating adequate drainage structures, properly installing stream crossings, avoiding road construction in streamside management areas, removing debris from streams, and stabilizing areas of disturbed soil such as road fills.
- Manage roads to prevent sedimentation, minimize erosion, maintain stability, and reduce the risk that drainage structures and stream crossings will fail or become less effective. Components of this measure include inspections and maintenance actions to prevent erosion of road surfaces and to ensure the effectiveness of stream-crossing structures. This measure also addresses appropriate methods for closing roads that are no longer in use.
- Confine runoff onsite to reduce impacts of mechanical site preparation and revegetation operations—particularly in areas that have steep slopes or highly erodible soils, or where the site is located in close proximity to a water body.
- Addresses the rapid revegetation of areas disturbed during road construction—particularly road systems where mineral soil is exposed or agitated (e.g., road cuts, fill slopes, landing surfaces, etc.).
- Do not apply chemicals within 100 feet of perennial streams or channels with beneficial use(s) recognized by the state.
- Do not apply chemicals directly into intermittent streams or channels with beneficial use(s) recognized by the state.
- Avoid aerial application of chemicals when wind speeds would cause drift.
- Construction activities that disturb one or more acres of soil or less than one acre but are part of a larger common plan of development or sale having the potential to disturb one or more acres (includes clearing, grading, and ground disturbances such as stockpiling or excavation) are required to obtain coverage under the General Permit for Discharges of Stormwater Associated with Construction Activity (Construction General Permit, Order 2009-0009-DWQ) and manage construction in accordance with permit requirements.

Mineral Exploration and Development

- Require that operators obtain all required state and federal permits for the protection of groundwater and surface water quality. Additional measures to protect water resources that may be included as Conditions of Approval (COAs) are described in Section 3.8.2 below. COAs specifically designed to protect groundwater include zone isolation, general casing depth and cement requirements, pressure testing, casing integrity testing, fluid surveys, and/or wellhead monitoring.
- Design roads, well pads, and facilities for exploratory wells to impact and fragment the least acreage practicable. New facilities shall be designed to maintain natural drainage and runoff patterns. Noncommercial wells shall be restored as soon as appropriate using BLM restoration methods.
- Prevent and repair soils subject to water erosion.
- Timely plugging and abandonment of depleted wells will be required. This includes plugging the well bore with cement, removing all materials and equipment, and recontouring/revegetation as specified in the conditions of approval.
- Sufficiently impervious secondary containment, such as containment dikes, containment walls, and drip pans, should be constructed and maintained around all qualifying petroleum facilities, including tank batteries and separation and treating areas consistent with the Environ-

mental Protection Agency's Spill Prevention, Control, and Countermeasure regulation (40 CFR 112).

- The appropriate containment and/or diversionary structure would be sufficiently impervious to oil, glycol, produced water, or other fluid and would be installed so that any spill or leakage would not drain, infiltrate, or otherwise escape to the ground, surface, or navigable waters before clean-up is completed.
- Proper containment of oil and produced water in tanks, drilling fluids in reserve pits, and locating staging areas away from drainages would prevent potential contaminants from entering surface waters.
- Chemical containers should not be stored on bare ground or exposed to the sun and moisture. Labels must be readable. Chemical containers should be maintained in good condition and placed within secondary containment in case of a spill or high velocity puncture. All secondary containment must be designed to preclude entry from wildlife and livestock.
- Set and cement surface casings to sufficient depths to protect water bearing zones outside of the production zone(s).
- Consider the use of a closed loop drilling system. In the absence of a closed loop system, tanks and pits must be designed to preclude the entry of wildlife and livestock.
- Produced water from oil and gas operations would be disposed of in accordance with the requirements of Onshore Oil and Gas Order #7.

Additional Information on BMPs for Water Resources

- BLM Water Quality Law Summary: <http://www.blm.gov/nstc/WaterLaws/Chap5.html>
- Example BMPs from Pinedale, WY BLM Field Office: http://www.blm.gov/wy/st/en/programs/Planning/rmps/pinedale/feis_prmp.html
- Proposed Grazing Management Practices for Water Quality in California, from Rangeland Health Standards and Guidelines for California and Northwestern Nevada Final EIS: http://www.blm.gov/style/medialib/blm/ca/pdf/pa/rangeland_management/final_rangeland_health.Par.537ebc11.File.pdf/APPENDIX_10.pdf
- Policy for Aerial Delivery of Wildland Fire Chemicals near Waterways: http://www.fs.fed.us/rm/fire/wfcs/Application_Policy-MultiAgency_042209-UPDATE.pdf.
- USDA Forest Service Water Quality Management BMPs: http://www.fs.fed.us/r5/publications/water_resources/waterquality/water-best-mgmt.pdf
- http://www.waterboards.ca.gov/water_issues/programs/stormwater/bmp_database.shtml
- http://www.waterboards.ca.gov/water_issues/programs/nps/cammpr.shtml
- <http://www.cabmphandbooks.com/>

1.7 Cultural Resources

- Prior to the implementation of all proposed actions, cultural resource compliance with the National Historic Preservation Act, Section 106 and 110, will be coordinated pursuant to the current and any subsequent versions, supplemental procedures and amendments of the *National Programmatic Agreement Among the Bureau of Land Management, the Advisory Council on Historic Preservation, and the National Conference of State Historic Preservation Officers Regarding the Manner in Which the BLM Will Meet its Responsibilities Under the National Historic Preservation Act* and the *State Protocol Agreement Among the California State Director of the Bureau of Land Management and the California State Historic Preservation Officer and the Nevada Historic Preservation Officer Regarding the Manner in Which the Bureau of Land Management Will Meet its Responsibilities Under the National Historic Preservation Act and the National Programmatic Agreement Among the Bureau of Land Management, the Advisory Council on Historic Preservation, and the National Conference of State Historic Preservation*. Should the either of these agreements be termi-

nated, the BLM would comply with requirements under Sections 106 and 110 of the National Historic Preservation Act (NHPA) through the implementation of procedures put forth in 36 CFR 800.

- Archaeologists, law enforcement rangers, resource staff specialists, Native Americans, or designated volunteer stewards will patrol and monitor selected significant cultural resources on public lands in the Central Coast FO to reduce threats from human and natural disturbances.
- The BLM will coordinate with Native Americans, cultural resource specialists, interdisciplinary specialists, conservationists, and interested public, as appropriate, to apply the best available science to determine the amount and type of maintenance desired at cultural sites that are threatened by human or natural causes and how best to mitigate identified problems.
- The Central Coast FO will continue to support access by the Native Americans to traditional material collecting and gathering locations and ceremonial places. It is a federal policy to protect and preserve for the American Indian, the inherent right of freedom to believe, express, and exercise their traditional religions, including access to religious sites, use and possession of sacred objects, and freedom to worship through ceremonies and traditional rites (American Indian Religious Freedom Act of 1978). Executive Order 13007, Indian Sacred Sites (1996), directs federal agencies to manage federal lands in a manner that accommodates Indian religious practitioners' access to and ceremonial use of Indian sacred sites and that avoids adversely affecting the physical integrity of such sacred sites, to the extent practicable, permitted by law, and not clearly inconsistent with essential agency functions.
- Continue open dialogue and share information with Native Americans and ethnic groups that have cultural ties to lands managed by the Central Coast FO.
- Conduct cultural resource inventory and evaluations for all projects that require soil disturbance or cause a visual intrusion on a historic property. The presence or absence of cultural properties would be determined prior to the approval of any surface-disturbing activity. When cultural properties are present, the project would be redesigned or modified to safely avoid impacting cultural sites or steps would be taken to adequately mitigate impacts through project redesign or data recovery.
- Soil erosion can severely impact surface and subsurface cultural resource integrity. Potential secondary impacts on cultural resources caused by erosion would be analyzed during project planning. Residual impacts on cultural resources outside the project area would be carefully considered in surface-disturbing projects.
- Identification, safe avoidance, or mitigation of potential adverse effect on cultural properties shall be required as a condition of a lease, permit, license, and other federal undertakings for both external and internal projects.
- Any late discovery of a cultural or paleontological resource during a project would be reported to the authorized officer. All activity in the immediate discovery area associated with the project would be suspended until an evaluation of the discovery is made by the archaeologist to determine appropriate actions to prevent the loss of significant cultural, paleontological, or scientific values. A written authorization to resume the project, or to take appropriate mitigation action, would be issued by the authorized officer.
- Sensitive cultural resource records, site location information, and traditional cultural properties and values would be held confidential from the public as deemed appropriate to protect historic properties (NHPA, Section 304 [a], Archaeological Resource Protection Act [ARPA], Section 9[a]).
- It is the policy of the BLM to (1) avoid impacts on significant cultural resources and traditional properties and values whenever possible; (2) to retain a representative example of the full array of cultural resource site types; and (3) to avoid inadvertent loss or destruction of cultural and paleontological resources by BLM actions or authorizations.
- Additional archaeological surveys would be required in the event a proposed project or its location were changed or modified after the initial survey is completed. This survey, associated documentation, and necessary compliance would be completed prior to project approval.

- Apply necessary measures to protect and preserve National Register-eligible historic and prehistoric resources by sustaining integrity, physical form, and materials associated with cultural resources. This could include installation of protective barriers, fences, or site capping; using regulatory and informational signs, kiosks, and brochures; limiting visitor access to sensitive sites; taking preventive measures to reduce erosion and other natural disturbances to sites, conducting data recovery to preserve a site's informational potential; providing visitor educational and awareness information by various means, such as interpretive exhibits, workshops, and tours; patrolling and monitoring the condition of historic properties; and identifying cultural resources through proactive field inventory, oral history, and archival records data compilation.
- Pursue identification and nomination of cultural properties to the NRHP.

1.8 Oil and Gas Standard Operating Procedures, Implementation Guidelines and Conditions of Approval

Leasing fluid mineral resources does not confer on the lessee the right to conduct any ground disturbing activities related to exploring for or developing the resources until a subsequent environmental analysis of the actual proposed operations for the site is conducted. There are various stages of fluid minerals resource development within a lease, such as exploration, development, production, and reclamation/closeout. These activities all require additional BLM authorization. All proposed drilling or production operations for fluid minerals production proposed to be conducted on an existing lease must be approved before surface disturbance is allowed. Surface disturbance is proposed in APDs, ROWs, and Sundry Notices. During BLM NEPA review of these applications, site specific appropriate mitigation/environmental protection measures are developed and approved prior to conducting ground disturbing activities.

This sequential approval process (leasing, operations plan approval, etc.) allows BLM to consider application of restrictions at the appropriate action level. Restrictions are formulated at the proper stage when site specific information is available. This ensures that restrictions are not applied prematurely to avoid "potential" effects that might unnecessarily identify areas as being off-limits to leasing.

The following SOPs and implementation guidelines will be employed on all existing federal leases and private mineral developments, subject to the limits of BLM authority and the right of the owners/lessees to have reasonable access and development.

Implementation Guidelines

- All oil field activities that occur on land where the BLM has an interest, whether mineral or surface estate, should be conducted with the least impact practicable to sensitive resources.
- Wells that are not commercially developed should be reclaimed to natural contours and revegetated as soon as appropriate; i.e., restoration methods should consider timing of planting, acceptable species and evaluation criteria, and should be tailored to area-specific resource conditions and be compatible with the monument proclamation.
- Applications for permit to drill (APDs), sundry notices (leasehold activities requiring surface disturbance), and final abandonment notices will be reviewed using the existing NEPA approval process.
- Timely plugging and abandonment of depleted wells will be required. This includes plugging the well bore with cement, removing all materials and equipment, and recontouring/ revegetation as specified in the conditions of approval.
- Design roads, well pads, and facilities for exploratory wells to impact and fragment the least acreage practicable. New facilities shall be designed to maintain natural drainage and runoff

- patterns, reduce visual impacts, and reduce hazards to wildlife, especially California condors. Noncommercial wells shall be restored as soon as appropriate using BLM restoration methods.
- Good housekeeping requirements will be enforced (i.e., operators will be required to maintain a neat and orderly appearance of sites, remove junk and trash, and otherwise minimize landscape intrusions).
 - Sufficiently impervious secondary containment, such as containment dikes, containment walls, and drip pans, should be constructed and maintained around all qualifying petroleum facilities, including tank batteries and separation and treating areas consistent with the Environmental Protection Agency's Spill Prevention, Control, and Countermeasure regulation (40 CFR 112).
 - Chemical containers should not be stored on bare ground or exposed to the sun and moisture. Labels must be readable. Chemical containers should be maintained in good condition and placed within secondary containment in case of a spill or high velocity puncture. The secondary containment must preclude entry from wildlife.
 - Pipelines should be placed within existing disturbed rights-of-way, such as road shoulders, whenever possible.
 - Roads shall be designed to an appropriate standard no higher than necessary to accommodate their intended functions.
 - New wells and roads should be located in areas where cut and fill shall be minimized to the extent practicable.
 - Operators will be encouraged or required to place multiple wells on a single pad where feasible in order to minimize unnecessary disturbance.
 - Operators shall be required to maintain clean well locations and to remove trash, junk, and other materials not in current use.

Conditions of Approval

Conditions of Approval (COAs) are site-specific requirements included in an approved Application for a Permit to Drill (APD) or Sundry Notice that may limit or amend the specific actions proposed by the operator. COAs minimize, mitigate, or prevent impacts to public lands or other resources. Best Management Practices may be incorporated as a COA.

The standard fluid minerals lease is used to provide an overall framework for regulation of operations. This framework is built upon by adding stipulations to the lease and, later if operations are proposed, by adding site appropriate COAs. These additional protection and mitigation measures are developed and applied during BLM's review and approval of individual APDs, rights-of-way, Sundry Notices, etc. The measures are developed and assessed in a site-specific NEPA document and are made conditions of approval of any subsequent operational approvals.

Central Coast Field Office Specific SOPs and COAs

The BLM will inspect and monitor oil field activity in the following phases of oil and gas development:

- Geophysical/Seismic Operations;
- Drilling a New Well;
- Interim Reclamation of a Producing Well;
- Regular Production and Environmental Surface inspections;
- Temporary Abandonment of a Producing Well (idle well);
- Plugging and Abandonment of a Well;
- Surface Reclamation.

The following describes the SOPs and COAs applicable to each of the oil and gas development phases on existing federal oil and gas leases.

Geophysical Exploration

There are two primary methods of generating seismic data. The first involves a group of several large vehicles (vibroseis, or “thumper trucks”) traveling along specific paths both on and off-road throughout the study area, frequently stopping to place a metal pad in contact with the ground, and then vibrating the pad to send soundwaves down into the earth. The second involves placing a small explosive charge in a series of shallow holes a few inches in diameter. The explosives are detonated simultaneously, sending soundwaves into the ground. Regardless of which method is used (and sometimes a combination is used), the soundwaves reflect off of underground strata and return to the surface. At the surface, the signals are received by an array of very sensitive microphones that are laid on the surface in pre-designated areas. The electronic signals are processed by proprietary programs, and the resulting data can be interpreted by geophysicists, geologists, and engineers, providing an idea of where zones may be that could contain oil or gas. Historically, there were many 2-D seismic shoots, where only a single line of data is gathered. During the past few years, however, the trend is towards large scale 3-D seismic surveys. These surveys are comprised of a series of closely spaced lines in one direction, followed by another series of lines perpendicular to the first set. These large 3-D projects can involve thousands of miles of surveys.

Project Reconnaissance

A general reconnaissance of the project area will be conducted to describe the project area and to determine the extent of listed species presence and habitat. This information will be used to identify areas where listed species are likely to occur, land uses that preclude listed species use, topography that may preclude listed species use, habitat types that support listed species, and the extent of small mammal burrowing activity along source lines, receiver lines, travel routes, and staging areas. Reconnaissance surveys will be supplemented by conducting general field visits of the project area, obtaining aerial images of the project area, land ownership, slope and topographic features, general habitat or vegetation mapping, and land use maps using GIS, California Natural Diversity Data Base, and other information for the project area.

Avoidance Criteria

Source Points: Vibroseis, Shot Hole, and Staging Areas

Vibroseis and shothole drilling and vehicle staging avoidance criteria for off-road locations (minimum exclusion zone radius):

- 200 feet from occupied San Joaquin kit fox natal or pupping dens;
- 150 feet from known San Joaquin kit fox natal or pupping dens;
- 100 feet from occupied San Joaquin kit fox dens;
- 100 feet from known San Joaquin kit fox dens;
- 50 feet from potential San Joaquin kit fox dens;
- 50 feet from giant kangaroo rat burrow systems;
- 30 feet from potential or known San Joaquin antelope squirrel burrows;
- 30 feet from potential or known blunt-nosed leopard lizard burrows;
- 50 feet from badger dens;
- 50 feet from burrowing owl burrows;
- 50 feet from populations of listed plants; and
- Natural vernal pools and natural ponded waters will be avoided by 300 feet (Table 1 – above).

Travel Routes

- Where seismic lines cross natural areas, the survey corridor within which testing and ancillary vehicles operate shall be limited to a maximum width of 25 feet (12.5 feet on either side of the centerline).

Receiver Lines

- Receiver lines will be walked if necessary to avoid direct impacts on features such as dens or burrows, vernal pool areas, or listed plants.
- Where receiver lines are driven by ATVs/UTVs, avoidance buffers will be enforced.

Geodetic Surveys

Geodetic surveys of the source and receiver points in listed species habitat shall be completed in a manner to avoid impacts on listed species.

- Surveys may be conducted without biological monitors where all cross-country activities in listed species habitat will be conducted on foot, with ATVs/UTVs confined to existing roads and two-track trails.
- Where ATVs/UTVs are used traveling cross-country in potential listed species habitat, biological surveys to identify travel routes and avoidance zones shall be completed before, or concurrent with, conducting the geodetic surveys.
- ATVs/UTVs may be used outside of potential listed species habitat without biological surveys where speeds are not in excess of 10 miles per hour in cross-country travel. All habitat features (e.g., burrows, dens, listed plant populations) shall be avoided. If this is not possible, biological monitors shall accompany survey crews using ATVs/UTVs.
- If ATVs/UTVs are observed to collapse burrows, compact or disturb soil, uproot plants, or cause mortality to native shrub species, activities shall be conducted on foot.

Source Point Activities

Geophysical surveys of the source points and all associated travel in listed species habitats shall be completed in a manner to avoid impacts on listed species.

- Before commencement of seismic testing activities, an agency-approved biologist shall conduct pre-activity surveys of proposed vibrator, shot hole, source point travel paths, and staging areas in listed species habitats.
- Where seismic lines cross threatened or endangered species habitat, the survey corridor within which testing and ancillary vehicles operate shall be limited to a maximum width of 25 feet (12.5 feet on either side of the centerline). These activity zones shall be reduced, where possible, to avoid endangered species sites such as occupied kit fox dens or kangaroo rat burrows.
- All cross country vehicle travel will remain on the flagged routes and will avoid marked burrows.
- Small shot hole drilling vehicles, such as tractor-mounted drill rigs or ATV/UTV-pulled drill trailers, are suggested for use on conserved lands (CDFW, some BLM, CNLM, other lands with threatened and endangered conservation easements, HCP conservation management areas, etc.) and in likely blunt-nosed leopard lizard habitat.
- San Joaquin kit fox dens and giant kangaroo rat, San Joaquin antelope squirrel, and blunt-nosed leopard lizard burrows shall be flagged for avoidance. As necessary to protect these species, additional habitat features shall be identified and flagged for avoidance.
- Project effects will be monitored for species impacts as work progresses at source points, along travel routes, and at staging areas.
- Biological monitors will work with equipment operators to avoid burrows, dens, and features where biological surveys were conducted before seismic survey activities.

- If biological surveys are conducted within 14 days of source point activities, survey routes do not need to be resurveyed ahead of source point vehicle travel.
- If biological surveys were conducted greater than 14 days before source point activities, biological monitors will be required to actively monitor and resurvey as necessary travel routes and point locations to ensure that avoidance buffers are applied to any new listed species occurrences.
- Pre-activity surveys will be conducted immediately ahead of seismic vehicle and drill rig deployment where previous surveys were not completed, providing that all avoidance buffers will be met.
- All project vehicles shall observe travel avoidance routes described in the biological pre-activity survey notes that provide for avoidance of sensitive wildlife and special status plant resources.
- If avoidance distances cannot be met, a qualified biologist may request permission to flag a rerouted travel corridor that avoids direct damage to burrows, dens, shrubs, or other habitat features.
- Source points may be skipped or moved to meet avoidance buffer criteria.
- The applicant shall make every reasonable effort to prevent collapse of dens and burrows by relocating source points to avoid dens and burrows or other means such as establishing exclusion zones as described above.
- Damage to shrubs will be minimized to the maximum extent practicable.
- Project related vehicles will be confined to existing primary or secondary roads or to specifically delineated project areas that have had biological surveys to avoid listed species.
- Vibroseis vehicles may be used on existing roads within avoidance buffer distances provided that biological monitors shall accompany vibroseis crews to avoid direct impacts on listed species in roads where disturbance will occur.

Receiver Line Activities

Geophysical surveys of the receiver points and all associated travel in listed species habitats shall be completed in a manner to avoid impacts on listed species.

- Before deployment of receiver lines, geophones, and related equipment, a qualified biologist shall conduct pre-activity surveys of proposed geophone travel paths and receiver points. This may be done after the geodetic survey, but before the receiver line deployment.
- All San Joaquin kit fox dens, giant kangaroo rat, San Joaquin antelope squirrel, blunt-nosed leopard lizard burrows, and listed plant populations within the immediate vicinity of receiver lines, and points shall be prominently staked or flagged to alert project personnel to their presence.
- All project-related flagging shall be collected and removed after completion of the project.
- Damage to shrubs will be minimized to the maximum extent practicable.
- Vehicles traveling cross-country will remain on flagged routes and will avoid marked burrows. A biologist will assist project-related receiver line cross-country travel, geophone placement, and staging areas to avoid listed species and their habitat features.

Habitat Mitigation Measures

Geophysical surveys of the source and receiver points and all associated travel in listed species habitats shall be completed in a manner that minimizes impacts to listed species habitats.

- During geophone deployment, work crews shall make every reasonable effort to avoid damaging shrubs, washes, drainage banks, and cryptogamic crusts.
- Small shothole drilling vehicles, such as tractor-mounted drill rigs or ATV/UTV-pulled drill trailers, are suggested for use in listed species habitats.
- Off-road travel corridors shall be clearly delineated to contain project-related vehicles within marked travel routes to reduce impacts on large shrubs and washes.
- Damage to shrubs will be minimized to the maximum extent practicable.
- Project-related vehicles shall be restricted to approved travel routes and paths/roads.

- Large shrubs shall be avoided by carefully selecting travel paths/roads to avoid crushing shrubs.
- Washes shall be avoided by all vehicular activity to the maximum extent practicable. Washes will be crossed to minimize project impacts. Washes shall not be used as travel routes.

Additional Species-Specific Mitigation Measures

Blunt-Nosed Leopard Lizard

When the project area is within the known range of blunt-nosed leopard lizards, the following measures will be implemented:

- Shrubs will be avoided to the maximum extent practicable.
- All potential burrows that may be used by blunt-nosed leopard lizards will be avoided.
- Project activities will be conducted during daylight when lizard activity is likely, but no daytime temperature criteria are required.
- Small shothole drilling vehicles, such as tractor-mounted drill rigs or ATV/UTV/UTV-pulled drill trailers, are suggested for use in likely blunt-nosed leopard lizard habitats.
- ATVs/UTVs may be used where avoidance criteria can be met.
- Vibroseis vehicles may be used on existing roads within buffer distances provided that biological monitors shall accompany vibroseis crews to avoid direct impacts on blunt-nosed leopard lizards.
- Biological monitors will look for active leopard lizards aboveground within and directly adjacent to the seismic cross-country travel corridors.
- Vehicles parked in blunt-nosed leopard habitat for greater than one hour shall be inspected under and around the vehicle for BNLL. Vehicles will not be moved until any BNLL observed have moved a safe distance to avoid being crushed.
- All potential burrows of this species will be flagged for avoidance within avoidance buffer zones.
- Potential habitat will be considered suitable for blunt-nosed leopard lizards within the range of the species by the following criteria:
 - Slope is less than 30%, most favorable less than 10%,
 - Vegetation density is open to allow blunt-nosed lizard movements, and
 - Burrows are available and suitable for BNLL use.

San Joaquin kit fox

If damage or destruction to a known or occupied San Joaquin kit fox den cannot be avoided during project activities, the BLM and USFWS shall be contacted immediately for guidance.

Listed Plant Species

- Vibroseis units and drill buggies/tractors/ATV/UTV/UTV-trailers will follow flagged routes around areas of listed plants. A 50-foot avoidance zone for special-status plant species will be enforced.
- Avoid populations of Hoover's woolly-star, San Joaquin woolly threads, and California jewel-flower to the maximum extent practicable in the growing season (from first significant rains and germination to flowering; ~early November – early April). Populations of special-status plants will be avoided by relocating and/or reconfiguring source points, receiver points and travel routes. If it becomes necessary to locate a project in an area where Hoover's woolly-star, San Joaquin woolly threads, or California jewelflower is known or thought to be present, every reasonable effort shall be made to wait until after seed set before beginning ground disturbances.
- Seismic surveys may be delayed until after seed set of listed plant species (generally after May 1).
- Avoid special-status plant species by relocating source points, travel routes, and receiver points to avoid listed plant populations by 50 feet.

Other Mitigation Measures

- Before the onset of ground disturbing project activities, a qualified wildlife biologist shall provide an employee orientation program to project personnel on the occurrence and distribution of listed species in the project area, measures being implemented to protect these species during project actions, reporting requirements should incidental take occur, and applicable definitions and prohibitions under the Endangered Species Act.
- Qualified biologists shall accompany seismic survey vehicles and crews in areas with the potential to affect listed species.
- At least one qualified biologist shall accompany each vibrator set or drill rig crew working within endangered species habitat.
- Qualified biologists will be responsible to implement survey, take avoidance, monitoring, and reporting activities and shall perform the following:
 - Aid seismic crews in satisfying avoidance criteria and implementing project mitigation.
 - Aid seismic crews in relocating source points and receiver lines as necessary.
 - Observe and note all pertinent information concerning project effects on listed species.
 - Avoid the take of blunt-nosed leopard lizards and destruction of associated burrows.
 - Assist the seismic contractor in conducting the proposed project in such a manner as to avoid adverse effects on endangered and threatened species.
- Biological monitors are expressly empowered to order cessation of seismic activities if take avoidance and mitigation measures are violated.
- Biological monitors or the project environmental representative shall notify the BLM and USFWS before or as soon as possible after biological compliance measures are violated.
- At least one biological monitor shall accompany vibroseis and shot hole crews while working within endangered species habitat.
- Project biologists shall keep an accurate running tally of the number of dens and burrows damaged, destroyed, or otherwise affected by project activities. Such tallies shall be combined and totaled at the end of each workday to determine proximity to take limits and the need for subsequent project modifications to prevent impacts upon dens and burrows in excess of take limits. Total number of dens and burrows affected by the project shall be reported in the post-activity compliance report.
- One biologist exclusive of biologists observing vibrator crew activities shall oversee activities of receiver line deployment crews where cross country vehicle travel occurs in listed species habitat.
- Pets shall not be permitted on the project site during project activities.
- All food-related trash such as wrappers, cans, bottles, and food scraps shall be disposed of in closed containers only and regularly removed from the project site.
- Although highly unlikely to occur, all spills of hazardous materials within endangered species habitats shall be cleaned up immediately according to applicable federal, state, and local laws and regulations.
- Daily preparation and end of day maintenance will be conducted no earlier than two hours before sunrise and not later than two hours after sunset. These activities include refueling of vibroseis and other project related vehicles, moving some vehicles to staging areas, etc. These activities, however, will not include significant vehicle travel in listed species habitat. No off-road vehicle travel shall be conducted within sensitive species habitat until there is sufficient natural light for resource avoidance.
- All project-related vehicles shall observe a speed limit of 10 mph or less on all routes that traverse endangered species habitat, except on State and County highways and roads.
- To prevent the inadvertent entrapment of vertebrates, all project-related open steep-walled holes, or trenches more than 2 feet deep shall be covered at the close of each working day by plywood or similar materials, or provided with one or more escape ramps constructed of earth fill or wooden planks. Before such holes or trenches are filled, they should be thoroughly inspected for

trapped animals. If at any time a trapped or injured protected species is discovered, the BLM and USFWS shall be contacted immediately for guidance.

- If during any phase of the seismic operation any oil or other pollutant is discharged from project related vehicles or from containers, the control, cleanup, and disposal of such oil or other pollutant shall be the responsibility of the permit holder, regardless of fault. Upon failure of permit holder to control, cleanup, or dispose of such discharge on or affecting federal lands or to repair all damages to federal lands resulting from, the authorized officer may take such measures as he/she 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 permit holder. Such action by the authorized officer shall not relieve the permit holder of any liability or responsibility.

Vegetation and Habitat Types

Project related vehicles should be restricted to approved travel routes and paths/roads. Large shrubs shall be avoided in an effort to minimize impact on wildlife habitat. Large shrubs shall be avoided by carefully selecting travel paths/roads to avoid crushing individuals. In addition, washes represent a fragile habitat type and function as seasonally productive sources of annual vegetation for animals, as dispersal corridors, and as areas affording favorable burrow construction habitat. Washes shall be avoided by all vehicular activity as feasible.

Post-Project Reporting

- Within 45 calendar days after completion of the project, the seismic contractor shall submit to the USFWS and BLM a post-activity compliance report that details the following information:
 - Dates that seismic testing occurred.
 - Pertinent data concerning the seismic contractor's success in meeting project mitigation measures.
 - Known project effects on San Joaquin kit foxes, blunt-nosed leopard lizards, giant kangaroo rats and San Joaquin antelope squirrels, if any (including specific number of dens and small mammal burrows damaged or destroyed).
 - Occurrences of incidental take of state or federally listed species.
 - An assessment of the extent and severity of project impacts on all sensitive wildlife habitats, a summary of rehabilitation plans, if any; and other pertinent information.
- BLM, USFWS and CDFW shall be notified in writing within three (3) working days in the event of an accident death or injury of a San Joaquin kit fox, giant kangaroo rat, blunt-nosed leopard lizard, San Joaquin antelope squirrel, or of the finding of any dead or injured individuals of the aforementioned species during the proposed seismic survey. Notification shall include the date, time, and location of the incident or of the finding of a dead or injured animal, and any other pertinent information. The USFWS contact for this information is the Chief of the Division of Endangered Species, Sacramento Field Office, 3310 El Camino Avenue, Suite 130, Sacramento, CA 95821-6340, (916) 979-2725. The CDFW contact information is the California Department of Fish and Wildlife, Fresno Regional Headquarters, Environmental USFWSs Division, 1234 E. Shaw Ave., Fresno, CA (559) 243-4014. Any dead or injured kit fox, giant kangaroo rat, blunt-nosed leopard lizard, or San Joaquin antelope squirrel shall be turned over to the California Department of Fish and Wildlife.

1.8.1 Drilling A New Well

After an APD has been received by the Central Coast FO, a review of engineering design and potential effects on sensitive resources will be undertaken. During the review stage of an APD, either the operator or the BLM will note site-specific concerns on the application. Modified proposals will be developed cooperatively with the applicant to ensure that the modified project still meets the applicant's objective.

The applicant will be informed within ten days of receipt of the APD if there are deficiencies that need to be corrected. Any special conditions will be attached to the APD by the BLM as COAs. In addition to BLM-wide regulations, the Central Coast FO has developed its own local procedures, as follows:

Pits. The BLM encourages the use of closed-loop or semi closed-loop mud systems whenever possible. If pits are utilized, they must remain free of any hydrocarbons. Hydrocarbons should be removed from pits upon discovery. If the natural topography is sloping, the pit will be constructed on the cut side of the well pad. Pits must preclude wildlife entry after all boring wastes have been discharged. Netting or other effective methods will be utilized to preclude wildlife entry. Flagging of pits is no longer considered an effective means to prevent wildlife entry to pits.

Steam Injectors. All steam injection wells within a 300-foot radius of a new location must be shut in a minimum of three days before the spudding (beginning drilling operations) of a new well.

Conductor Pipe. A minimum of 50 feet of conductor pipe is to be set and cemented to the surface. The conductor pipe must be equivalent to or exceed the properties of A-25-grade line pipe.

Diverter. Before spud, a diverter system will be installed on the conductor pipe and function tested. The test shall be recorded in the drilling log. The diverter system, at a minimum, shall consist of an annular type preventer (minimum working pressure 1,000 psi), 2-inch (minimum ID) kill lines, and 6-inch (minimum ID) diverter lines with no internal restrictions or turns. A full opening, hydraulically controlled valve shall be installed in the diverter line that will automatically open when the annular preventer is closed. The accumulator system should have sufficient capacity to close the annular preventer and open the hydraulically controlled valve.

Remote controls for the diverter system shall be located on the rig floor and readily accessible to the driller. Remote controls shall be capable of closing the annular preventer and opening the hydraulically controlled valve. Master controls shall be located at the accumulator and should be capable of closing and opening the annular preventer and opening the hydraulically controlled valve. The diverter system shall be function-tested daily and the test recorded in the drilling log.

General Casing and Cementing. A Subsequent Report (Form 3160-5) detailing the size, weight, and grade of the casing; the amount and type of cement, including additives; and a copy of the service company's materials ticket and job log shall be submitted to the BLM within five business days following the cementing of the casing string. Each casing string (except conductor pipe) shall be pressure tested, before drilling out the casing shoe, to 0.22 psi/ft of casing string length or 1,000 psi, whichever is greater, but not to exceed 70% of the internal yield pressure of the casing. The casing pressure test shall be recorded in the drilling log. The wait-on-cement time for each casing string shall be adequate to achieve a minimum of 500 psi compressive strength at the casing shoe before drilling out.

Drilling Fluids. Sufficient quantities of drilling fluid (mud and water) shall be maintained at the well site, at all times, for the purpose of controlling steam kicks.

1.8.2 Temporary Abandonment of a Producing Well (Idle Well)

Oil and gas exploration and development are cyclical businesses, with periods of high and low levels of activities. On occasion, an operator may decide to temporarily “shut in” producing wells and wait for conditions to improve. The highly viscous nature of most Fresno County crude oil, typical low well head pressures, and the relatively low corrosive properties of the fluids (low sulfur crude) make the known dangers of shutting in a well for long periods and then bringing it back online less of a mechanical problem in the Central Coast FO than in other producing regions of the country. Monitoring and correcting

the problem has been successfully undertaken by the California Division of Oil, Gas, and Geothermal Resources and the Central Coast FO.

The following additional conditions *may* be required before the temporary abandonment of a producing oil/gas well, service well, or an injection well.

Zone Isolation. The requirement to isolate the producing interval (General Requirement #4) is waived. This waiver is based on the information submitted with the application and the geologic data in *Volume II – California Oil and Gas Fields*, (field name) which indicates the absence of usable water aquifers above the producing horizon in (section in which well is located).

Mechanical Integrity of Casing. The mechanical integrity of the casing may be determined using the ADA pressure test method.

Fluid Surveys. In accordance with the requirements of the State of California Idle Well Program, a fluid level survey will be performed at two- to five-year intervals while the well is temporarily abandoned. A copy of the survey will be submitted to the BLM within five business days of the survey.

Monitoring of Wellhead Pressures and Temperatures. Wellhead pressure and temperature will be continuously monitored while the well is temporarily abandoned. Any pressure/temperature change will be promptly reported to the BLM.

Isolation of the Producing Interval. The producing interval shall be isolated by setting a plug in the casing within 100 feet above the producing interval if a rising fluid level, an increasing wellhead pressure, or an increasing wellhead temperature is detected. The plug could be either a retrievable or drillable-type bridge plug or a cement plug of at least 100 feet in length.

1.8.3 Plugging and Abandonment of a Well

Onshore orders describe the plugging procedure. Final abandonment would normally be witnessed by the BLM. No final surface site marker is required by the Central Coast FO, but a permanent buried marker is required.

1.8.4 Surface Reclamation (Interim or Final)

Reclamation is required of any disturbed surface that is not necessary for continued production operations. Conditions for the recovery of an oil well site are unique to each area's ecosystem and habitat. The following examples of COAs have been developed for use within the Central Coast FO. The applicability of any or all of these COAs will be determined based on site-specific conditions.

General:

- The operator shall recontour the disturbed area and obliterate all earthworks by removing embankments, backfilling excavations, and grading to reestablish the approximate original contours of the land in the area of operation.
- The operator shall uniformly spread all on-site topsoil over all unoccupied disturbed area. Spreading should not be done when the ground or topsoil is frozen or wet. No topsoil shall be imported to the site from an off-site source in order to limit the introduction of weeds.
- The operator (or holder) shall prepare a seedbed by scarifying the disturbed area, distributing on-site topsoil uniformly, and possibly disking the topsoil, as directed by the BLM authorized officer.
- The operator shall seed all disturbed area, using an agreed on method suitable for the location. Locally collected seed should be used. Additional restoration efforts will be required if a

satisfactory stand is not obtained, as determined by the BLM authorized officer upon evaluation after the first growing season.

- The operator shall arrange to have a biologist available to assist the construction workers in the identification and avoidance of endangered species.

Producing Wells:

- Interim site reclamation for producing wells shall be accomplished for portions of the site not required for continued operation of the well. The following measures are typical reclamation requirements:
 - Production facilities and equipment placed to maximize room for interim reclamation;
 - Closing drilling fluid pit (mud pit) if present;
 - Recontouring the pad, leaving only enough level ground for possible future workover operations;
 - Cut and fill slope vegetation;
 - Interim reclamation of access roads;
 - Site fencing;
 - Berm removal and site grading;
 - Polluting substances and contaminated materials disposed of properly.
- The Surface Operating Standards and Guidelines for Oil and Gas Exploration and Development “The Gold Book” (Current Edition) should be referenced for more detailed information.

Non-producing Wells.

- Rehabilitation on the entire site shall be required and should begin as soon as practical, depending on prevailing weather conditions. Cut and fill slopes shall be reduced and graded to blend to the adjacent terrain.
- Drilling fluids held within pits may be allowed to dry for up to six months. Fluids that will not dry must be removed. All polluting substances or contaminated materials, such as oil, oil-saturated mineral substrates, shall be removed to an approved site.
- Drainages shall be reestablished, and temporary measures will be required to prevent site erosion until vegetation is established.
- After final grading and before replacement of on-site topsoil, the entire surface of the site shall be ripped and/or scarified to eliminate compaction and to promote soil moisture infiltration and root penetration. On-site topsoil should then be spread over the site to achieve an approximate, uniform stable thickness consistent with the established contours. No topsoil should be imported to the site from an off-site source in order to limit the introduction of weeds.

Final Reclamation:

- Plug the well and remove all associated infrastructure.
- Recontour the well site to the original contour or a contour blend with the surrounding landform; evenly redistribute stockpiled on-site topsoil; and revegetate the site.
- If roads are not needed for other purposes, recontour the road back to the original contour and seed to promote revegetation.

1.9 Visual Resources

Visual Resource BMPs provide a variety of tools to address the visual impacts of projects on the landscape. They are applied to reduce or eliminate visual contrast in order to maintain or achieve Visual Resource Management (VRM) objectives. BMPs for visual resources include a variety of techniques from proper site selection for projects, to minimizing long-term surface disturbance and correct color selection for painting structures. Not all techniques are appropriate for all locations and would be implemented as

appropriate. As with all BMPs the science and technology; specifically camouflaging techniques, behind the management is continually evolving as such new BMPs are developed and replace other concepts. More information on BMPs for visual resource management can be found in several BLM publications and websites including the 2007 Visual Resource Management for Fluid Minerals self-study guide found at: http://www.blm.gov/wo/st/en/prog/energy/oil_and_gas/best_management_practices/technical_information.html.

Appendix C

Mitigation Measures

Appendix C. Mitigation Measures

Energy and Minerals

EM-1 Review Mineral Potential. A lease application shall include a review of historic and recent mining activity within or directly adjacent to the lease boundary. The review shall also include a review of mineral resource potential for metallic deposits, sand and gravel, diatomaceous earth, building stone and other industrial minerals. The review may include opportunities to share access roads and to locate new well sites to avoid areas with moderate to high potential for these resources.

Geology and Soils

GEO-1 Avoid Active Fault Zones. The applicant shall provide documentation to BLM that the location and trend of the proposed well will not be within or enter into and have adequate setback from an active Alquist-Priolo Earthquake Fault Zone, unless the applicant can show to BLM's satisfaction that the well drilling or stimulation treatment (including hydraulic fracturing) will not be affected by rupture of a known fault, seismically induced ground shaking, and/or ground failure. The Application for Permit to Drill (APD) shall include a geologic report identifying Alquist-Priolo faults and proximity to access roads and drill pads.

GEO-2 Prepare an Earthquake Response Plan. For well sites located within 1.0 mile of an Alquist-Priolo Earthquake Fault Zone prepare and submit to the BLM for approval an Earthquake Response Plan outlining post-earthquake inspection and repair plans to evaluate any damage that has occurred. The plan shall include spill prevention, control and countermeasure plans to address hazardous materials associated with well drilling and well stimulation activities.

GEO-3 Prepare a Geotechnical/Geologic Report. As part of the APD for well drilling the applicant shall submit to BLM a geotechnical and geologic report addressing potential geologic hazards, including liquefaction and expansive soil risk, at new facilities, pipelines, or tank batteries. Landslide hazard areas and potentially unstable slopes shall be identified and evaluated for access roads and drill pads.

Hazardous Materials and Public Safety

PS-1 Prepare and Submit SWPPP and SPP. A Storm Water Pollution Prevention Plan (SWPPP) would be required for grading and ground disturbance activities exceeding 1 acre. The SWPPP should include a project-specific Spill Prevention Plan (SPP, per CCFO BMPs and SOPs) covering grading for access roads and drill pads, well drilling, and well stimulation.

PS-2 Prepare and Submit SPCC Plan. Well field staging yards and storage tank batteries containing greater than 1,320 gallons will require a Spill Prevention, Control, and Countermeasures (SPCC) Plan.

PS-3 Pipeline Safety. New interconnecting pipeline should be design to allow passage of internal inspection tools (smart pigs) to detect internal and external anomalies.

PS-4 High Consequence Areas. Remotely operated isolation valves should be provided for any designated High Consequence Areas (HCAs) defined per USDOT PHMSA criteria.

PS-5 Hydrogen Sulfide and Flammable Gas Hazards. For High Consequence Areas (HCAs) resulting from produced gas hazards, H₂S and/or flammable gas detection should be considered

to protect the public. In addition to the normal transmission pipeline ROW warning posts, signage indicating a hydrogen sulfide hazard should be posted where public access is allowed.

PS-6 Pipeline Integrity. Crash barriers should be provided along roads where pipelines are exposed.

Air Quality and Atmospheric Conditions

AQ-1 Control or Suppress Fugitive Dust. Comply with a Fugitive Dust Control Plan that addresses emissions of fugitive dust during all stages of oil and gas development, including the implementation of the standard and enhanced dust control strategies identified by the local air district. The Fugitive Dust Control Plan would reduce PM10 and PM2.5 during construction and operations. Examples of such measures include:

- limiting the speeds of construction vehicles on unpaved surfaces to 15 miles per hour,
- posting visible speed limit signs at construction site entrances,
- during grading, use water, as necessary, on disturbed areas in construction sites to control visible plumes,
- suspending excavation and grading activities when winds exceed 20 miles per hour,
- limiting the size of area subject to excavation, grading, or other construction disturbance at any one time to avoid excessive dust,
- applying non-toxic soil stabilizers or soil weighting agents according to manufacturers' specifications to all construction areas that have been previously graded and are inactive for ten days or more,
- covering or treating soil storage piles with appropriate dust suppressant compounds,
- using wind erosion control techniques (such as windbreaks, water, dust suppressants, and/or vegetation) where soils are disturbed in construction, access and maintenance routes, and materials stock pile areas
- covering all trucks hauling dirt, sand, soil, or other loose materials,
- using enclosures, covers, flexible intermediate bulk containers, or rigid intermediate bulk containers for the storage, handling, and transfer of bulk dry materials such as sand, gravel and other dry additives used in well stimulation treatments,
- expeditiously removing the accumulation of mud or dirt from adjacent public streets at least twice every 24 hours when construction activities are occurring,
- inspecting and washing construction equipment vehicle tires, as necessary, so they are free of dirt before entering paved roadways, if applicable,
- providing gravel ramps of at least 20 feet in length at tire washing/cleaning stations, and ensuring construction vehicles exit construction sites through treated entrance roadways, unless an alternative route has been approved by appropriate lead agencies, if applicable,
- using sandbags or equivalent effective measures to prevent runoff to roadways in construction areas adjacent to paved roadways; ensure consistency with the project's Storm Water Pollution Prevention Plan, if such a plan is required for the project, and
- limiting operating hours and engine run-time for heavy equipment.

AQ-2 Control Off-Road Vehicle Engine Exhaust. Use off-road equipment with low-emission engines during all stages of oil and gas development. Potential strategies include relying on electricity from the distribution grid for power instead of using portable generators and requiring

all off-road diesel engines to meet the most stringent of applicable Federal or State standards. Use equipment meeting at a minimum the Tier 3 (with proper diesel particulate controls), or better (Tier 4) California Emission Standards for Off-Road Compression-Ignition Engines as specified in California Code of Regulations (CCR) Title 13, Division 3, Chapter 9, Article 4, Sec. 2423(b)(1). Consider using electric vehicles where possible. In addition, if not already supplied with a factory-equipped diesel particulate filter, all construction equipment shall be outfitted with Verified Diesel Emissions Control Strategies (VDECS) devices certified by ARB. Any emissions control device used shall achieve emissions reductions that are no less than what could be achieved by a Level 3 VDECS diesel emissions control strategy for a similarly sized engine as defined by ARB regulations. Plan construction scheduling to minimize vehicle trips. Limit idling of heavy equipment to less than 5 minutes and verify through inspections. Maintain and tune engines per manufacturer's specifications to perform at ARB and/or U.S. EPA certification levels, prevent tampering, and conduct unscheduled inspections to ensure these measures are followed.

- AQ-3 Offset Emissions to Reduce Residual Impacts.** Use offsets or emission reduction credits to further reduce the residual impact of emissions from stationary sources, portable equipment and mobile sources related to oil and gas development. This may include participating in a proposed or established program for offsetting criteria air pollutants consistent with local air pollution control district or air quality management district recommendations.

Soil Resources

- S-1 Prepare and Submit SWPPP.** A Storm Water Pollution Prevention Plan (SWPPP) would be required for grading and ground disturbance activities exceeding 1 acre. The SWPPP should delineate and address the BLM's soil resource BMPs and SOPs (Appendix D).
- S-2 Prepare and Submit Reclamation Plan.** A surface reclamation plan should be developed addressing the interim or final restoration guidelines established by BLM (Appendix D, Section 1.8.8).

Visual Resource Management

- VR-1 Construction Activities.** Locate construction sites and all staging and material and equipment storage areas, including storage sites for excavated materials, away from areas of high public visibility. If visible from nearby roads, residences, public gathering areas, or recreational areas, facilities, or trails, construction sites, and staging and storage areas should be visually screened with fencing of an appropriate design and color for each specific location.
- VR-2 Vegetation Removal.** Remove only the minimum amount of vegetation necessary for construction. Conserve topsoil located in areas containing sensitive habitat, to the extent such areas are not already avoided, and reuse it as cover on disturbed areas to facilitate re-growth of vegetation.
- Limit Disturbance Areas.** Delineate the boundaries of all areas to be disturbed with stakes and flagging (no marking of natural features) before construction and in consultation with a visual resources specialist. Locate parking areas and staging and disposal sites in areas approved by the visual resources specialist. Confine all disturbances by vehicles and equipment to the delineated areas.
- Minimize Road Impacts.** New and existing roads that are planned for construction, widening, or other improvements should not extend beyond the delineated limits as described above. All vehicles passing or turning around should do so within the delineated limits or in previously

disturbed areas. Where new access is required outside of existing roads or the construction zone, the route should be clearly marked (e.g., staked and flagged) before the start of construction and in consultation with a visual resources specialist.

VR-3 Revegetate Temporarily Disturbed Areas. Revegetate all areas subject to temporary disturbance to pre-disturbance grade and conditions. The goal of revegetation is to minimize visual impacts by re-establishing the pre-existing colors, textures, and forms of the landscape. Visually integrate adjacent edges by removing lines of demarcation.

VR-4 Color Contrast of Land Scars. Where construction would unavoidably create land scars visible from sensitive public viewing locations, treat disturbed soils with an appropriate material (Natina Concentrate, Eonite, Permeon, or similar) to reduce the visual contrast created by lighter-colored disturbed soils and rock with darker soil and vegetated surroundings.

VR-5 In-line Views of Land Scars. Land scars could result from construction of access roads, for example, and those roads should be constructed at appropriate angles from the originating, primary travel facilities to minimize extended, in-line views of newly graded terrain. All new access roads should be evaluated for their visibility from sensitive viewing locations prior to final design. “Drive and crush” access is a feasible measure to avoid access road scars where grading or vegetation removal are not required.

VR-6 Construction Marking of Natural Features. Do not apply paint or permanent discoloring agents to rocks or vegetation to indicate survey or construction activity limits or for any other purpose.

VR-7 Waste Control. Place all trash and food-related waste in self-closing containers to be removed weekly or as needed.

VR-8 Night Lighting. Avoid night lighting where possible and minimize it under all circumstances. Consistent with safety and security considerations, install lighting such that: (a) lamps and reflectors are not visible from beyond the construction site or facility; (b) lighting does not cause excessive reflected glare; (c) direct lighting does not illuminate the nighttime sky; and (d) permanent light sources that are used are below 3,500 Kelvin color temperature (warm white) and are full cutoff fixtures.

Limit always-on security lighting to one low-wattage, fully shielded, full cutoff light fixture at main entrances to facilities. Include security lighting that is motion-activated (and only through the use of passive infrared sensors) and controlled as specific zones such that only targeted areas are illuminated. Do not utilize other lighting on a nightly basis when a facility is not occupied.

VR-9 Project Design. Use proper design fundamentals to reduce the visual contrast to the characteristic landscape through: proper siting and location; reduction of visibility; repetition of form, line, color, and texture of the landscape; and reduction of unnecessary disturbance. Design strategies that can address these fundamentals may be based on the following factors.

- **Earthwork.** Select locations and alignments that fit into the landforms to minimize the sizes of cuts and fills.
- **Vegetation Manipulation.** Use existing vegetation to screen graded areas and facilities from public viewing to the extent feasible. Feather and thin the edges of cleared areas and retain a representative mix of plant species and sizes.
- **Facilities.** Minimize the number of facilities. Use natural, self-weathering materials and/or chemical treatments on surfaces to reduce color contrast (see Mitigation Measure VR-10). Use road aggregate and concrete colors that match the color of the characteristic landscape surface or apply appropriate colorants such as Natina Concentrate.

- **Reclamation and Restoration.** Blend disturbed areas into the characteristic landscape. Replace soil, brush, rocks, and natural debris over these disturbed areas. Newly introduced plant species should be of a form, color, and texture that blend with the landscape.

VR-10 Surface Treatment. Treat the surfaces of all facilities visible to the public such that their colors minimize visual contrast by blending with the characteristic landscape, and their colors and finishes do not create excessive glare.

Special Management Areas

SMA-1 Apply Lease Stipulations within ACECs and RNAs. Prior to granting an oil and gas lease within the boundary of an Area of Critical Environmental Concern or a Research Natural Area, the BLM shall determine whether lease stipulations are needed to reduce or avoid impacts to the special designation's resource values. If lease stipulations are recommended, one of the following measures shall be applied to the lease: No Surface Occupancy, Controlled Surface Use, or Timing Limitation. Lease stipulations shall comply with the guidelines that are fully described in Appendix C (Central Coast Oil and Gas Stipulations).

SMA-2 Apply CSU-Existing Surface Use/Management Stipulation along National Trails. Prior to granting an oil and gas lease within 1,000 feet of a national historic trail or national recreation trail, the BLM shall determine whether a Controlled Surface Use (CSU)-Existing Surface Use/Management stipulation shall be applied to that lease. If the BLM determines that a CSU stipulation shall be applied to all, or part, of a lease, it shall comply with the guidelines that are fully described in Appendix C (Central Coast Oil and Gas Stipulations).

Social and Economic Conditions

SE-1 Enhance Surface Owner and Local Jurisdiction Outreach During Split Estate Lease Processing. In addition to existing BLM plans, procedures, and recommendations related to implementation of fluid mineral leasing and land use planning, including the Instruction Memorandum (IM) providing guidance and procedures for implementation of fluid mineral leasing and land use planning recommendations within the Split Estate Report to Congress dated December 2006, BLM CCFO staff shall take the following actions to further enhance public outreach and agency coordination during preparation and finalization of each issued split estate lease:

- The CCFO shall initiate outreach efforts (e.g., mailed notices, in-person meetings, site visits) to split-estate surface owners and all vested parties to ensure their fullest involvement in the decision-making process for all split estate leases.
- The CCFO will meet and/or contact local government officials for each new split estate lease application to seek ways of ensuring split estate leases are consistent with the land use planning and community goals of the affected jurisdiction. CCFO staff will maintain a consistent rapport (e.g., through regular coordination and update notifications) with local officials regarding the status of the split estate lease until the lease is issued.

Transportation and Access

TR-1 Travel Routes and Access to Open Lands. Existing roads should be used to the maximum extent possible, but only if in safe and environmentally sound locations and manners. If existing BLM travel routes or access points currently available for public use under the applicable RMP are disrupted temporarily or permanently by oil and gas leases, developers and/or lease holders shall be required to provide alternate replacement transportation routes and ensure continued public access to previously accessible public lands. All new transportation routes or

access roads required as part of developing an oil and gas lease area shall be designed and constructed to all appropriate BLM standards.

Wild and Scenic Rivers

WSR-1 Apply Lease Stipulations along Eligible NWSR Segments. Oil and gas lease stipulations shall be required as a Condition of Approval within 0.25 miles¹ of an eligible NWSR segment. Prior to granting an oil and gas lease, the BLM shall identify one of the following stipulations to be applied to the lease permit: No Surface Occupancy or Controlled Surface Use. Lease stipulations shall comply with the guidelines that are fully described in Appendix C (Hollister Oil and Gas Stipulations).

¹ Designated protection boundaries for federally administered rivers generally average one-quarter mile on either bank in the lower 48 states and one-half mile on rivers outside national parks in Alaska (NWSRS, 2015a).