

Decision Record- Memorandum

Summit Springs Boulder Sale

Carson City District, Stillwater Field Office

Nevada

2015

DOI-BLM-NV-C010-2015-0039-CX

Carson City District Office

5665 Morgan Mill Road

Carson City

Nevada

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Summit Springs Boulder Sale

Decision

Based on the analysis of the Summit Springs Boulder Sale Project, found in Categorical Exclusion (CX) # DOI-BLM-NV-C010-2015-0039-CX, it is my decision to implement the Proposed Action as identified in the aforementioned CX document.

Additionally based on the analysis in the Summit Springs Boulder Sale Project, found in Categorical Exclusion (CX) # DOI-BLM-NV-C010-2015-0039-CX, it is my decision to assign an interim VRM Class III objective to the project area to allow for management decisions consistent with the resource allocations for the area until such time as permanent objectives are designated in the Carson City District Resource Management Plan revision. Once the Resource Management Plan is final, the management decision

regarding VRM would supersede the interim VRM objectives established through this CX and decision should they vary.

Upon analyzing the impacts of the proposed action and interdisciplinary review of the action, I have determined that implementing the proposal will not have a significant impact on the human environment and further environment analysis is not required.

Rationale

I have reviewed the proposed project for conformance with the Carson City Consolidated Resource Management Plan (CRMP) of 2001 and reviewed the environmental analysis for compliance with the National Environmental Policy Act (NEPA) of 1969 and have determined that this project is in conformance with the CRMP and that the NEPA documentation is adequate for this proposal.

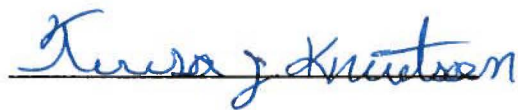
Authority and Approval from Authorized Official:

The Summit Springs Boulder Sale Project, CX# DOI-BLM-NV-C010-2015-0039-CX is approved for implementation with incorporation of identified Best Management Practices and mitigation measures. This decision is effective upon issuance in accordance with Title 43 of the Code of Federal Regulations (CFR) at §3600. Any appeal of this decision must follow the procedures set forth in 43 CFR Part 4.

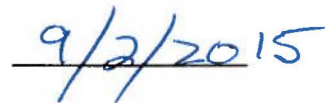
I have reviewed the project and determined that the proposed action is categorically excluded under 516 US Department of Interior manual DM 11.9 F(10) "Disposal of mineral materials such as sand, stone, gravel, pumice, pumicite, cinders, and clay in amounts not exceeding 50,000 cubic yards or disturbing more than five (5) acres, except in riparian areas."

None of the exceptions found in 516 DM 2, Appendix 2 apply to this action as determined through the BLM Interdisciplinary Team review stated in the CX document.

This Decision is in conformance with the National Environmental Policy Act of 1969 (P.L. 91-190) (NEPA) as amended (72 USC 4321 et.seq.); the CRMP of 2001 the 43 CFR §3600 and with current BLM policies, plans and programs.



Teresa J. Knutson



Date

Field Manager

Stillwater Field Office

APPEAL PROCEDURES

If you wish to appeal this decision, it may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with 43 CFR Part 4. If you appeal, your appeal must also be filed with the Bureau of Land Management at the following address:

Teresa J. Knutson, Stillwater Field Manager

BLM, Carson City District Office

5665 Morgan Mill Road

Carson City, NY 89701

Your appeal must be filed within thirty (30) days from receipt or issuance of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 (58 FR 4942, January 19, 1993) for a stay (suspension) of the decision during the time that your appeal is being reviewed by the Board, the petition for stay must accompany your notice of appeal.

Copies of the notice of appeal and petition for a stay must also be submitted to:

Board of Land Appeals

Dockets Attorney

801 N. Quincy Street, Suite 300

Arlington, VA 22203

A copy must also be sent to the appropriate office of the Solicitor at the same time the original documents are filed with the above office.

U.S. Department of the Interior

Office of the Regional Solicitor

Pacific Southwest Region

2800 Cottage Way, Room E-1712

Sacramento, CA 95825

If you request a stay, you have the burden of proof to demonstrate that a stay should be granted. A petition for a stay is required to show sufficient justification based on the following standards:

1. The relative harm to the parties if the stay is granted or denied.
2. The likelihood of the appellants' success on the merits.
3. The likelihood of immediate and irreparable harm if the stay is not granted.
4. Whether the public interest favors granting the stay.

The Office of Hearings and Appeals regulations do not provide for electronic filing of appeals, therefore they will not be accepted.

Categorical Exclusion

Environmental Review and Approval

NEPA Number DOI-BLM-NV-C010-2015-0039-CX

Project Creator: Kenneth Depaoli

Kenneth Depaoli

BLM Office: Stillwater Field Office

LLNVC01000

Lease/Serial/Case File No.:

NVN-93933

Proposed Action Title/Type:

Summit Springs Boulder Sale

Location of Proposed Action:

MDM T. 05N, R. 031E, Section 24 SWNWNE, SENW

Description of Proposed Action: Chad Stephens is requesting a negotiated sale contract for approximately 180 granite boulders ranging in size from 1 to 7 foot in diameter. The boulder material will be removed from the surface using a tracked excavator, rubber-tire mobile crane, or a truck mounted crane. The boulders will be lifted from the surface using synthetic slings or an excavator with a thumb attachment. The boulders will be loaded into a small dump truck or onto a flatbed trailer for transportation. Access to the project is on existing roads which will require some minor maintenance during the project.

This material sale contract, pursuant to 43 CFR3600, will authorize Chad Stephens to remove the boulder material from the location mentioned above. Final reclamation will be achieved by re-contouring any surfaces disturbed during the project. Scarification on all compacted surfaces will be required prior to revegetation. Revegetation on required surface disturbances will be completed with an approved BLM seed mix. The project location is not within a riparian area. The size of the project area is approximately 5 acres.

Applicant Name: Chad Stephens

Land Use Plan Conformance

Land Use Plan Name:

Carson City Field Office Consolidated Resource Management Plan

Date Approved/Amended:

May 9, 2001

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): This action is in conformance with the Carson City Field Office Consolidated Resource Management Plan (2001) page MIN-1, RMP Level Decisions, Desired Outcomes 1. "Encourage development of energy and mineral resources in a timely manner to meet national, regional and local needs consistent with the objectives for other public land uses.

Compliance with NEPA:

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 2, Appendix 1, or 516 DM 11.9, F(10)"Disposal of mineral materials such as sand, stone, gravel, pumice, pumicite, cinders, and clay in amounts not exceeding 50,000 cubic yards or disturbing more than five (5) acres, except in riparian areas."

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed, and none of the extraordinary circumstances described in 516 DM 2 apply.

I considered: N/A

Approval and Contact Information

Teresa J. Knutson Field Manager Stillwater Field Office 	Date 9/2/2015
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Contact Person

Kenneth Depaoli, Geologist

Categorical Exclusion – Screening for Extraordinary Circumstances

CX Number	DOI-BLM-NV-C010-2015-00 <u>39</u> -CX
Date	6/29/15
Lease/Case File/Serial Number:	NVN-93933
Regulatory Authority (CFR or Law):	3600

Impacts on Public Health and Safety

1. Does the proposed action have significant impacts on public health and safety?		
YES	NO	REVIEWER/TITLE
	<i>W 9/1/2015</i>	Ken Vicencio, Range Tech
	<i>OS 6/29/15</i>	Chelsy Simerson, Rangeland Management Specialist
	<i>SDR 9/4/15</i>	Dave Schroeder, Environmental Protection Specialist

Rationale:

Impacts on Natural Resources or Unique Geographic Characteristics

2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness or wilderness study areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds (Executive Order 13186); and other ecologically significant or critical areas?		
YES	NO	REVIEWER/TITLE
	<i>Ken Depaoli 6/29/15</i>	Ken Depaoli, Geologist
	<i>Jason Wright 6/29/15</i>	Jason Wright, Archaeologist
	<i>Dan Westermeyer 6/29/15</i>	Dan Westermeyer, Outdoor Recreation Planner

MKS 08/02/15	Michelle Stropky, Hydrologist
ck 6/30/15	Chris Kula, Wildlife Biologist
CD 6/29/15	Chelsy Simerson, Rangeland Management Specialist
# 9/1/15	Ken Vicencio, Range Tech

Rationale:

Level of Controversy

3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]?		
YES	NO	REVIEWER/TITLE
	AR 9/2/15	Angelica Rose, Planning & Environmental Coordinator
	ZD 9/2/15	Project Lead

Rationale:

Highly Uncertain or Unique or Unknown Environmental Risks

4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?		
YES	NO	REVIEWER/TITLE
	AR 9/2/15	Angelica Rose, Planning & Environmental Coordinator.
	ZD 9/2/15	Project Lead

Rationale:

Precedent Setting

5. Establish a precedent for future action, or represent a decision in principle about future actions, with potentially significant environmental effects?		
YES	NO	REVIEWER/TITLE

	<i>AR 9/1/15</i>	Angelica Rose, Planning & Environmental Coordinator.
	<i>KL 9/2/15</i>	Project Lead

Rationale:

Cumulatively Significant Effects

6. Have a direct relationship to other actions with individually insignificant, but cumulatively significant, environmental effects?		
YES	NO	REVIEWER/TITLE
	<i>AR 9/2/15</i>	Angelica Rose, Planning & Environmental Coordinator.
	<i>KL 9/2/15</i>	Project Lead

Rationale:

Impacts on Cultural Properties

7. Have significant impacts on properties listed or eligible for listing, on the National Register of Historic Places as determined by either the Bureau or office?		
YES	NO	REVIEWER/TITLE
	<i>JW 6/29/15</i>	Jason Wright, Archaeologist

Rationale:

Impacts on Federally Listed Species or Critical Habitat

8. Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species?		
YES	NO	REVIEWER/TITLE
	<i>CK 6/30/15</i>	Chris Kula, Wildlife Biologist

Rationale:

Compliance with Laws

9. Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment?

YES	NO	REVIEWER/TITLE
	<i>ADR 9/2/15</i>	Angelica Rose, Planning & Environmental Coordinator

Rationale:

Environmental Justice

10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?

YES	NO	REVIEWER/TITLE
	<i>ADR 9/2/15</i>	Angelica Rose, Planning & Environmental Coordinator

Rationale:

Sacred Sites

11. Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners, or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007)?

YES	NO	REVIEWER/TITLE
	<i>Jim 6/29/15</i>	Jason Wright, Archaeologist

Rationale:

Noxious and Non-Native Invasive Species

12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area, or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112)?

YES	NO	REVIEWER/TITLE
	<i>KV 9/1/2015</i>	Ken Vicencio, Range Tech

Rationale:

Preparer Information

Kenneth Depaoli

Preparer/Project Lead

9/2/15

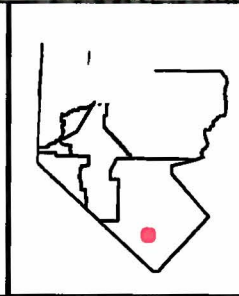
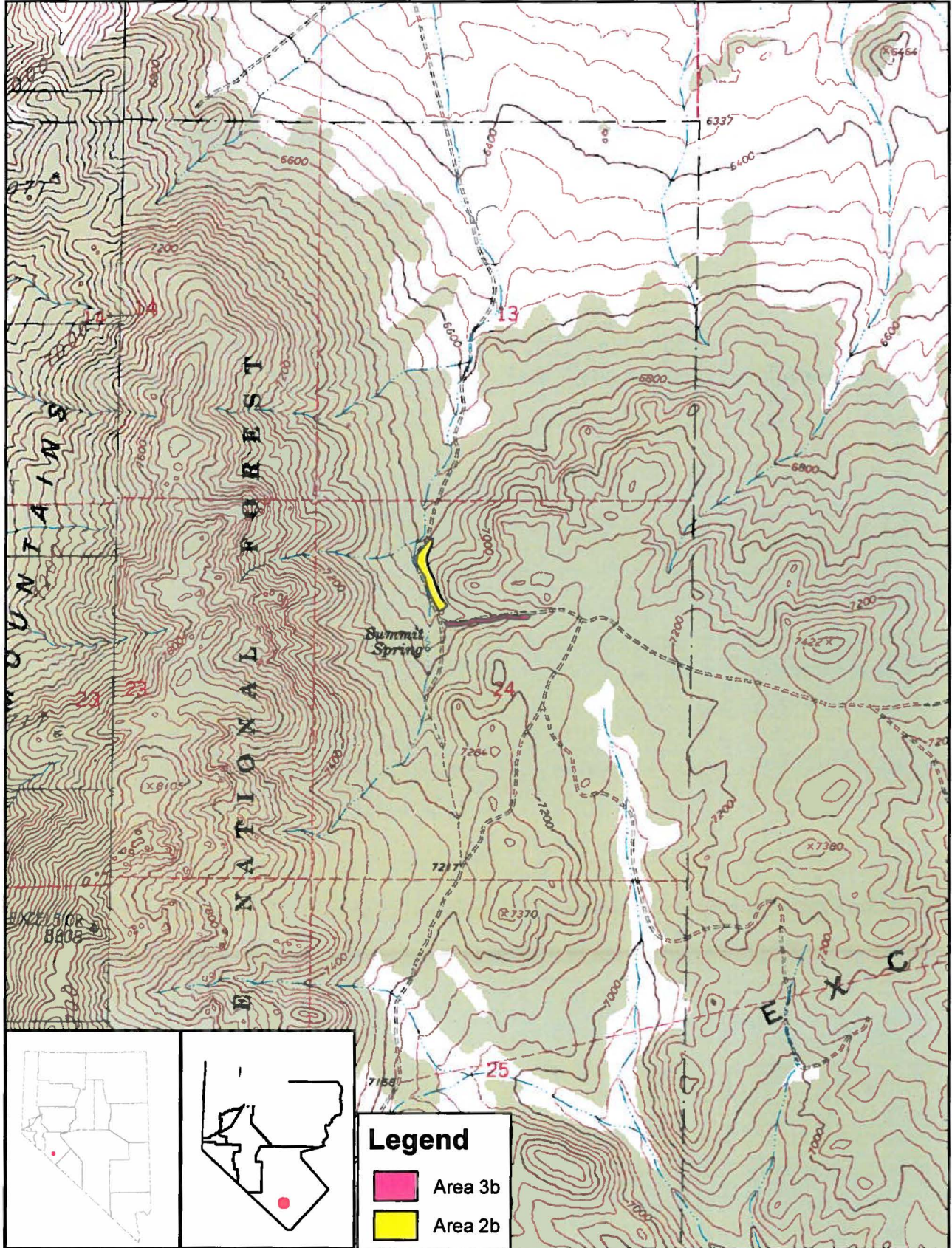
Date

Geologist

Title



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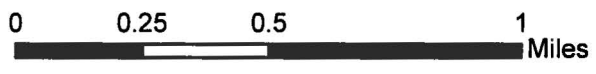


Legend

- Area 3b
- Area 2b

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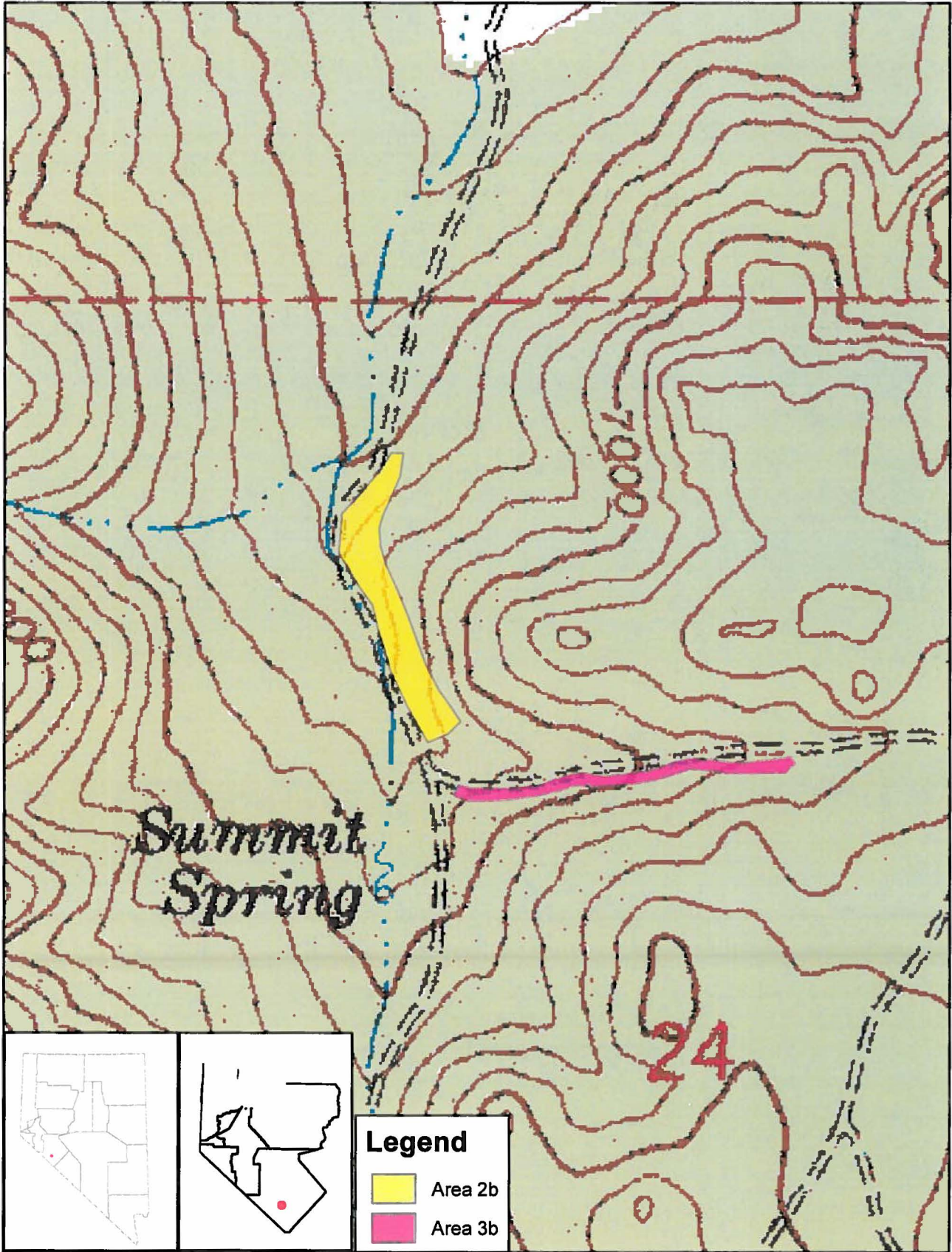
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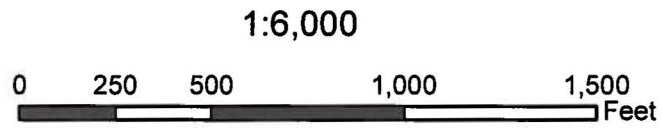
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Legend

- Area 2b
- Area 3b

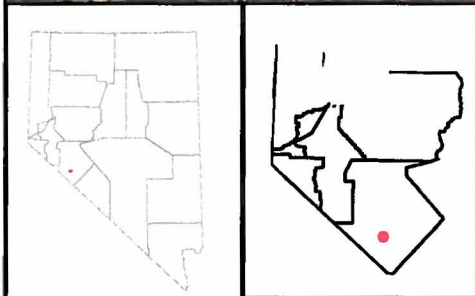
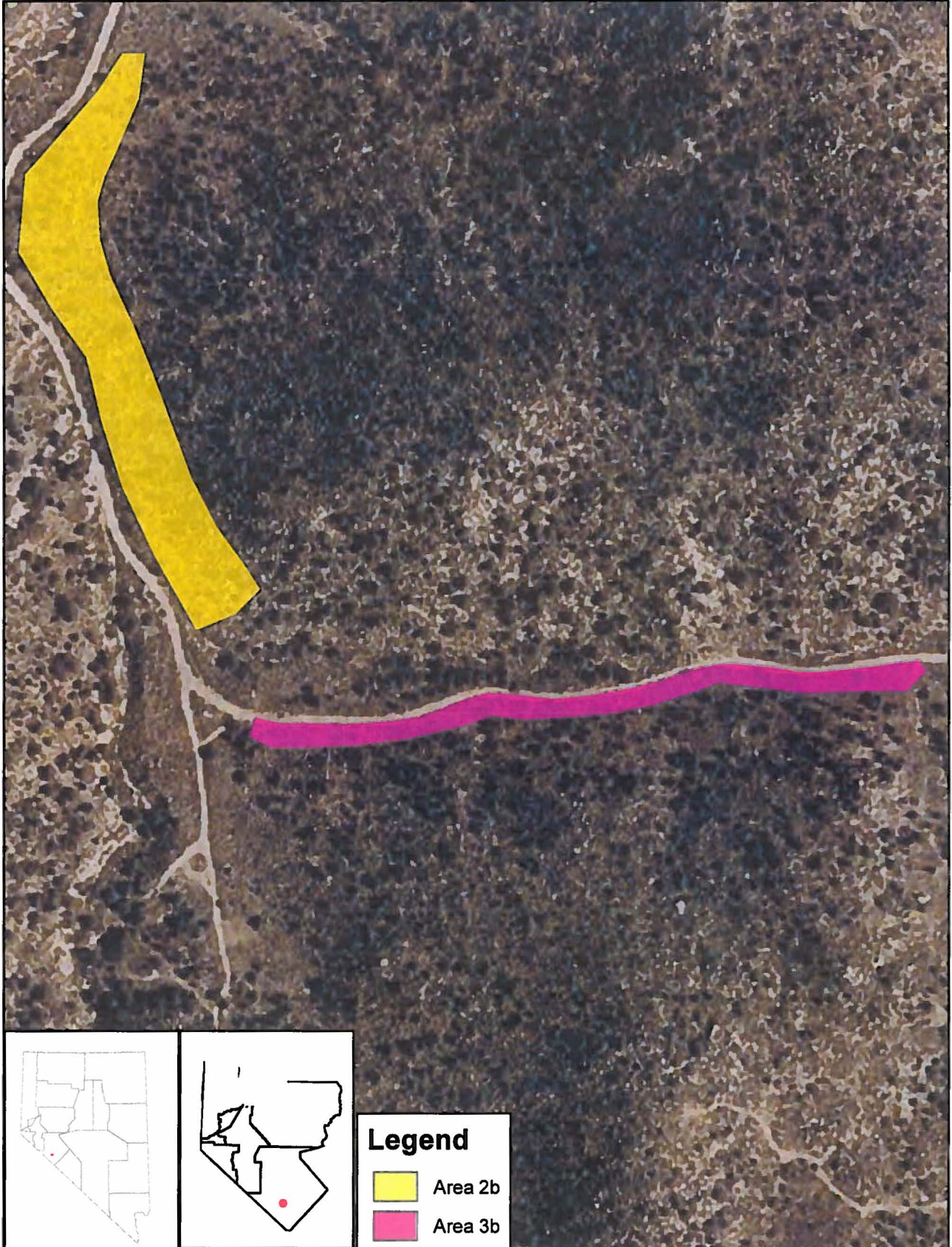
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Legend

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