

RECORD OF PLAN CONFORMANCE AND CATEGORICAL EXCLUSION (CX) DETERMINATION

CX Log #: OR-014-CX-05- Lease or Serial #: N/A
Project Name: Sedge Transplanting
Location: Wood River Wetland County: Klamath County
BLM Office: Lakeview District, Klamath Falls Resource Area Phone #: 541-883-6916
Applicant: _____ Address: _____

Description of the Proposed Action:

Transplant bristly sedge (*Carex comosa*) plants from a site on Boyle Reservoir scheduled to be disturbed by bridge construction to secure sites on federal lands at the Wood River Wetland. The site on Boyle Reservoir is on the eastern side of the reservoir between the Highway 66 bridge and the boat ramp on to the north of the bridge. A few plants also occur adjacent and south of the Highway 66 bridge (see map). The areas at Wood River to potentially transplant the sedges are in the created wetland adjacent to the Wood River and adjacent to the created ponds in the northeast corner of the wetland (see aerial photo). Specific spots will be chosen on site that are most similar to the site where the plants are currently growing. In order to reduce the risk to the population, some plants may be transplanted also to USFWS lands and/or TNC property. USFWS personnel will participate in the transplanting and the USFWS supports the project.

Bristly sedge is on List 2 (taxa which are threatened, endangered or possibly extirpated from Oregon, but are more common or stable elsewhere) of the Oregon Natural Heritage Information Center, and was thought to be extinct in Oregon. Although more stable elsewhere, conservation of this Oregon population would preserve the genetic diversity contained in this portion of the species' range.

PLAN CONFORMANCE

The above project has been reviewed and found to be in conformance with one or more of the following BLM plans or NEPA analyses:

- A. Klamath Falls Resource Area Record of Decision and Resource Management Plan and Rangeland Program Summary (KFRA ROD/RMP/RPS), approved June 1995. Refer to Page 37.
- B. Upper Klamath Basin and Wood River Wetland Record of Decision and Resource Management Plan, February 1996, (Wood River ROD/RMP). Refer to Page 3-22.

IDENTIFICATION OF EXCLUSION CATEGORY

The proposed action has been identified as a categorical exclusion under **Bureau of Land Management 516 DM 6, Appendix 5 # H (11)**: "Actions where BLM has concurrence or coapproval with another DOI agency and the action is categorically excluded for that DOI agency."; and **U.S. Fish and Wildlife Service 516 DM 6, Appendix 1 # B (6)**: "The reintroduction and or supplementation of native, formerly native, or established species into suitable habitat within their historic or established range, where no or negligible environmental disturbances are anticipated."

COMPLIANCE WITH THE NATIONAL ENVIRONMENTAL POLICY ACT

The proposed action is categorically excluded from further analysis or documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM2, Appendix 1, 1.12 if it does not meet any of the following Exceptions (listed in 516 DM 2, Appendix 2; IM No. OR-2002-130).

Will the proposed action meet the following Exceptions?

Exception	Yes No
1. Have significant adverse effects on public health or safety?	() (X)
2. Have adverse effects on such unique geographic characteristics or features, or on special designation areas such as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; sole or principal drinking water aquifers; prime farmlands; or ecologically significant or critical areas, including those listed on the National Register of Natural Landmarks. This also includes significant caves, ACECs, National Monuments, WSAs, RNAs.	() (X)
3. Have highly controversial environmental effects (40 CFR 1508.14)?	() (X)
4. Have highly uncertain and potentially significant environmental effects or unique or unknown environmental risks?	() (X)
5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	() (X)
6. Be directly related to other actions with individually insignificant, but significant cumulative environmental effects? This includes connected actions on private lands (40 CFR 1508.7 and 1508.25(a)).	() (X)
7. Have adverse effects on properties listed or eligible for listing on the National Register of Historic Places? This includes Native American religious or cultural sites, archaeological sites, or historic properties.	() (X)
8. Have adverse effects on species listed or proposed to be listed as Federally Endangered or Threatened Species, or have adverse effects on designated critical habitat for these species? This includes impacts on BLM-designated sensitive species or their habitat. When a Federally listed species or its habitat is encountered, a Biological Evaluation (BE) shall document the effect on the species. The responsible official may proceed with the proposed action without preparing a NEPA document when the BE demonstrates either 1) a "no effect" determination or 2) a "may effect, not likely to adversely effect" determination.	() (X)
9. Fail to comply with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act (water resource development projects only)?	() (X)
10. Violate a Federal, State, Local, or Tribal law, regulation or policy imposed for the protection of the environment, where non-Federal requirements are consistent with Federal requirements?	() (X)
11. Involve unresolved conflicts concerning alternative uses of available resources (NEPA section 102(2)(E)) not already decided in an approved land use plan?	() (X)
12. Have a disproportionate significant adverse impacts on low income or minority populations; Executive Order 12898 (Environmental Justice)?	() (X)
13. Restrict access to, and ceremonial use of, Indian sacred sites by Indian religious practitioners or adversely affect the physical integrity of such sacred sites; Executive Order 13007 (Indian Sacred Sites)?	() (X)
14. Have significant adverse effect on Indian Trust Resources?	() (X)
15. Contribute to the introduction, existence, or spread of: Federally listed noxious weeds (Federal Noxious Weed Control Act); or invasive non-native species; Executive Order 13112 (Invasive Species)?	() (X)

16. Have a direct or indirect adverse impact on energy development, production, supply, and/or distribution; Executive Order 13212 (Actions to Expedite Energy-Related Projects)?	() (X)
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The proposed action would not create adverse environmental effects or meet any of the above exceptions.

DOCUMENTATION OF RECOMMENDED MITIGATION

Note: although none of the conditions for the above exceptions are met, some of the resources discussed are potentially affected. Mitigation measures and Project Design Features below are applied to prevent the adverse conditions discussed in the exceptions:

Exception No.	Can Be Mitigated	Cannot Be Mitigated	Mitigation Measures and/or Project Design Features

SURVEYS AND CONSULTATION

Surveys and/or consultation may be needed for special status plants and animals, for cultural resources, and other resources as necessary (appropriate fields are Initialed and Dated by responsible resource specialist):

<u>Surveys:</u>	1) are completed	2) will be completed	3) are not needed
SS Plants	_____	_____	JW 3/24/05
SS Animals	_____	_____	SWA 3/14/05
Cultural Resources	JL 3/30/2005	_____	_____
Other Surveys	_____	_____	_____
SS Animal Consultation	_____	_____	SWA 3/14/05
Botanical Consultation	_____	_____	JW 3/25/05
Cultural Consultation	JL 3/30/2005	_____	_____
(SS = Special Status)			

Remarks:

SUMMARY OF FINDINGS and CX DETERMINATION

Based on the available information and a review by the interdisciplinary team, it is my determination that the proposed action does not constitute a significant impact affecting the quality of the human environment greater than those addressed in the:

- Final - Klamath Falls Resource Area Resource Management Plan and EIS.
- or
- Final - Upper Klamath Basin and Wood River Wetland Resource Management Plan and EIS.

The proposed action would not create adverse environmental impacts or require the preparation of an environmental assessment (EA) or environmental impact statement (EIS). The proposed action has been reviewed against the criteria for an Exception to a categorical exclusion (listed above) as identified in 516 DM 2, Appendix 2, and does not meet any Exception. The application of this categorical exclusion is appropriate, as there are no extra ordinary circumstances potentially having effects that may significantly affect the environment. The proposed action is, therefore, categorically excluded from additional NEPA documentation.

Prepared By: Lou Whiteaker, Botanist

Reviewed By: Tim Canaday Archaeologist
 Wedge Watkins Wood River Wetland Coordinator
 Steve Hayner Wildlife Biologist
 Scott Snedaker Fishery Biologist

Approved By: (Signature)	Name: Jon Raby 	Title: Resource Area Manager	Date: 3/3/05
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IMPLEMENTATION DATE

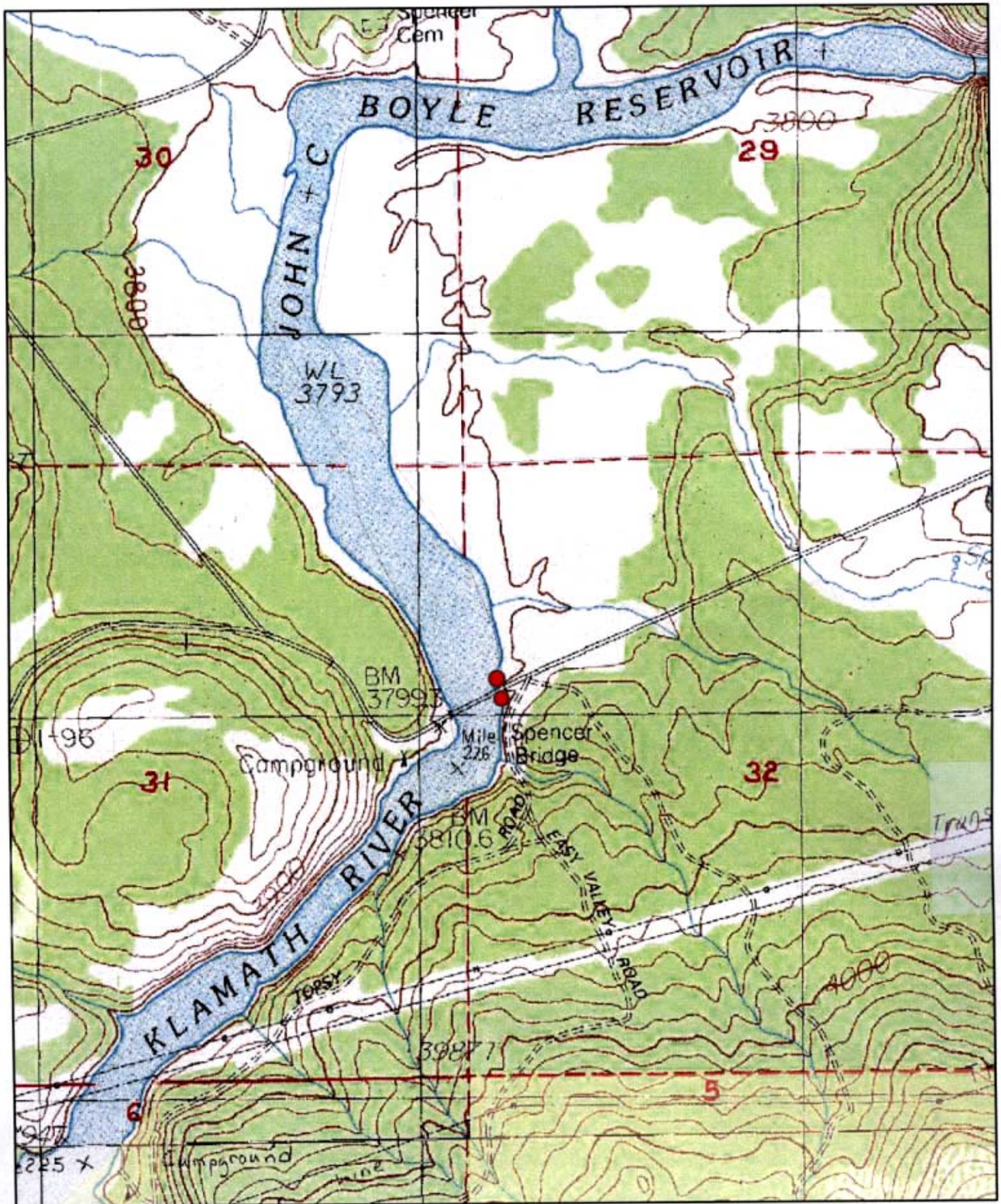
This project is expected to be implemented in early FY2005

CONTACT PERSON

For additional information concerning this project, contact:

Louis D. Whiteaker, Klamath Falls Resource Area, 2795 Anderson Avenue, Building 25, Klamath Falls, Oregon 97603-7891 or telephone: 541-883-6916.

Existing *Carex comosa* Sites



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Klamath Falls Resource Area NEPA Document Routing Slip for Internal Review

Project Name: Sedge Transplant CX-05-15
 Date Initiated: 2/22/05 Project Lead/Contact: Lou Whiteaker

Resource or Staff Responsible	Review Priority	Preliminary Review Initials / Date	Comments Attached / Incorporated	Final Review Initials / Date
Manager: Jon Raby	Last			JR 3/31
Branch Chief: Natural Resources <u>M. STROM</u>	Second to Last	<u>MJ</u> 3/21	<u>MJ</u> 3/31	<u>MJ</u> 3/31
Branch Chief: Larry Brooks	Second to Last	<u>LB</u> 3/17	<u>LB</u> 3/31	
Planner/EC: Don Hoffheins, Kathy Lindsey	Third from Last	<u>DKH</u> 3/10/05	—	<u>DKH</u> 3/29/05
Range: Bill Lindsey, Dana Eckard				
Wild Horses: Tonya Pinckney				
Fire/Air Quality: Joe Foran				
Silviculture: Bill Johnson				
Timber: Mike Bechdolt				
Botany/ACEC/Noxious Weeds: Lou Whiteaker	5	<u>FW</u> 3/10/05	author	<u>FW</u> 3/25/05
Cultural: Tim Canaday	6	<u>TC</u> 3/10/05	need maps	<u>TC</u> 3/30/2005
Minerals/HazMat: Tom Cottingham				
Lands/Realty: Linda Younger				
Recreation/Visual/Wilderness: Scott Senter				
Hydrology/Riparian: Liz Berger	4	<u>VB</u> 3/11/05	- 907	<u>VB</u> 3/28/05
Wildlife/T&E: Steve Hayner	3	<u>SH</u> 3/14/05	none	<u>SH</u> 3/14/05
Wildlife/Fuels: Matt Broyles				
Fisheries/T&E: Scott Snedaker				
W/S Rivers: Grant Weidenbach				
Engineering: Brian McCarty				
Soils/Veg Surveys: Molly Juillerat Amber Knoll	2	<u>MJ</u> 3/17/05	—	<u>MJ</u> 3/30/05
Wood River Wetlands: Wedge Watkins	1	<u>WW</u> 3/10/05		<u>WW</u> 3/28/05
Clearances/Surveys	Needed	Done/Attached	*This document will not sit on your desk for more than 8 hours. Please check on calendar to make sure that the next person will be available to review the document. **Some resource areas may not apply for all projects. If so, just mark "N/A" in "Review Priority" column.	
Cultural	<u>TC</u> 3/30/2005			
Botanical	<u>NO FW</u>			
T&E, BA & or Consultation	<u>NO SH</u>			
R-O-W Permits				

→ please coordinate w/ me - there is a site very close to one of the transplant areas @ wool line.