RECORD OF PLAN CONFORMANCE AND CATEGORICAL EXCLUSION (CX) DETERMINATION

CX Log #: OR-014-CX-04-03 Lease or Serial #: N/A
Project Name: Wood River Channel Maintenance
Location: Wood River Wetlands, north of Klamath Falls County: Klamath County
BLM Office: Lakeview District, Klamath Falls Resource Area Phone #: 541-883-6916
Applicant: _____ Address: _____

Description of the Proposed Action: Rock, soil and native plant material will be used to reinforce a section of the previously reconstructed west bank of Wood River. The project is to place approximately 50 cubic yards of fill material at or below the mean high water mark, and place approximately 50 cubic yards of fill material above the mean high water mark, in a side channel approximately 200 feet south and west of the bridge at Wood River Wetland. This work is necessary to maintain the integrity of the river channel and wetland restoration project that was completed in January of 2001. An excavator will be used to place the material. Vinyl sheet piling (approximately 50') will be used to provide temporary structural reinforcement of the fill material. After the river bank becomes stabilized by vegetation, the sheet piling will be removed.

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 (reference appropriate section/pages of the plan):

Upper Klamath Basin and Wood River Wetland Resource Management Plan/ Environmental Impact Statement and Record of Decision, 1995, page S2, 2-4, 1-8, 1-9.

Upper Klamath Basin and Wood River Wetland Record of Decision and Resource Management Plan, February 1996, (Wood River ROD/RMP).

IDENTIFICATION OF EXCLUSION CATEGORY

The proposed action has been identified as a categorical exclusion under **Department Level Categorical Exclusions (516 DM 2, Appendix 1) #1.7 "*Maintenance*".**

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.

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; wetlands; floodplains 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)

The proposed action would not create adverse environmental effects or meet any of the above exceptions.

Comments on Exceptions:

#2 - ACEC – The proposed project is within a designated ACEC, however it will not have adverse effects. The maintenance work, placement of rock and wetland plants on the existing river bank, will maintain or enhance the character of the Area of Critical Environmental Concern (ACEC).

#8 – Consultation, on the project, was completed with USFWS in 2001. This project is to maintain the original work. A May effect/not likely to adversely effect determination was made. The same BMPs and procedures will be incorporated during project implementation. USFWS and ODFW will be contacted prior to implementation.

#9 - Wetlands, Floodplains – The proposed project does involve wetlands and is within a floodplain, however it will not have adverse effects on Wetlands and Floodplains. Although the placement of this material will occur within a wetland and the floodplain, , the project is necessary to maintain the function of the river channel and it's floodplain.

DOCUMENTATION OF RECOMMENDED MITIGATION

For any item checked "Yes" identify the mitigating measures proposed. If no mitigating measures are identified that can prevent the potential adverse impacts, the conditions for a categorical exclusion cannot be met.

Item No.	Can Be Mitigated	Cannot Be Mitigated	Mitigation Measures

SURVEYS AND CONSULTATION

Surveys and/or consultation may be needed for special status plants and animals, for cultural resources, and other resources as necessary: (Initial and Date appropriate fields)

Surveys:	1) are completed	2) will be completed	3) are not needed
SS Plants			X
SS Animals			X
Cultural Resources	12/10/03		
Other Surveys			X
SS Animal Consultation			X
Botanical Consultation			X
Cultural Consultation	TC 12/10/03		

(SS = Special Status)

Remarks: Cultural resource monitoring required during construction activities (TC)

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 - 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: (Signature)	Name: Wedge Watkins	Title: Wetlands Coordinator	Date: 12/17/03
Reviewed By: (Signature)	Name: Don Hoffheins	Title: Planner/Environmental Coordinator	Date: 12/10/03
Approved By: (Signature)	Name: Jon Raby	Title: Resource Area Manager	Date: 12/10/03

O: project location

Klamath Falls Resource Area NEPA Document Routing Slip for Internal Review

Project Name: CX 04-03 Wood River Channel Maintenance
Date Initiated: 12/08/03

Resource or Staff Responsible	Review Priority	Preliminary Review Date/Initials	Comments Attached/Incorporated	Final Review Date/Initials
Manager: Jon Raby	Last			JR 12/10/03
Branch Chief: Barbara Ditman	Second to Last			
Branch Chief: Larry Frazier	Second to Last			12/11/03 LF
Branch Chief: Rod Johnson	Second to Last			
Planner/EC: Don Hoffheins, Kathy Lindsey	Third from Last	12/10/03 DKH		12/10/03 DKH
Range: Bill Lindsey, Dana Eckard				
Wild Horses: Tonya Pinckney				
Fire/Air Quality: Joe Foran				
Silviculture: Bill Johnson, Gabi Sommerauer				
Timber: Mike Bechdolt				
Botany/ACEC//Noxious Weeds: Lou Whiteaker				
Soils:				
Cultural: Tim Canaday		TC 12/10/03	Cultural resource monitor required during construction	TC 12/10/03
Minerals/HazMat: Tom Cottingham				
Lands/Realty: Linda Younger				
Recreation/Visual/Wilderness: Scott Senter				
Hydrology/Riparian: Mike Turaski, Andy Hamilton	~~12/10/03~~	12/10/03 AGH		
Wildlife/T&E: Steve Hayner		SH 12/10/03		SH 12/10/03
Fisheries/T&E: Scott Snedaker		12/10/03		
W/S Rivers: Grant Weidenbach				
Engineering: Brian McCarty				
Survey/Manage: Molly Juillerat				

Clearances/Surveys	Needed	Done/Attached
Cultural		TC 12/10/03
Botanical		
T&E, BA & or Consultation		SH 12/10/03
R-O-W Permits		

***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.**