

memorandum

DATE: January 3, 2019

REPLY TO
ATTN OF: ECF-4

SUBJECT: Categorical Exclusion Determination – Native Oaks Ridge Property Acquisition and Stewardship Funding

TO: Sandra Fife – EWM-4

Attached to this memorandum is BPA's CX Determination for the Native Oaks Ridge conservation easement. Also included is the CX checklist that supports this determination.

Please be aware that if project changes are required that involve new locations to be disturbed not analyzed as part of the CX (such as landing pads, relocations, access road widening, tree clearing, new structures, etc.), you need to immediately contact me, the EC environmental lead, at 503-230-3967 to determine if additional environmental review is required.

/s/ Israel Duran

Israel Duran

Contract Environmental Protection Specialist

Salient/CRGT

Categorical Exclusion Determination

Bonneville Power Administration
Department of Energy



Proposed Action: Native Oaks Ridge Property Acquisition and Stewardship Funding

Project No.: 2011-003-00; BPA-10616

Project Manager: Sandra Fife – EWM-4

Location: Lane County, Oregon [T20S/R3W/Sec 24, 25, and T20S/R3W/DC 73]

Categorical Exclusion Applied (from Subpart D, 10 C.F.R. Part 1021): B1.25 Real property transfers for cultural resources protection, habitat preservation, and wildlife management

Description of the Proposed Action: BPA is proposing to fund McKenzie River Trust (MRT) to purchase a conservation easement over privately owned property called Native Oaks Ridge, a 326-acre parcel of land located 3 miles southeast of Cottage Grove in Lane County, Oregon. The MRT would hold a conservation easement on the property, which BPA would have third party rights of enforcement, to permanently protect, mitigate and enhance fish and wildlife and their habitat. BPA would also provide stewardship funds toward maintenance of the property to MRT.

Funding the purchase of the property and long-term stewardship would partially fulfill commitments made in the 2010 “Willamette River Basin Memorandum of Agreement Regarding Wildlife Habitat Protection and Enhancement between the State of Oregon and the Bonneville Power Administration.” This is part of BPA’s ongoing efforts to mitigate for impacts to fish and wildlife of the construction and operation of federal flood control facilities in the Willamette River Basin. Placing this property in a conservation easement would provide long-lasting wildlife benefits as part of a growing network of conservation lands in the Willamette Valley that are preventing the conversion of fish and wildlife habitat to other land uses.

The property consists of oak and Doug-fir dominated habitat. The MRT would develop a management plan to guide the protection and enhancement of habitat and other resources on the property. The management plan would be reviewed by BPA for consistency with the conservation easement and the purpose of the acquisition. If BPA proposes to fund any additional activities on the property, further environmental review may be conducted.

Findings: In accordance with Section 1021.410(b) of the Department of Energy’s (DOE) National Environmental Policy Act (NEPA) Regulations (57 FR 15144, Apr. 24, 1992, as amended at 61 FR 36221-36243, July 9, 1996; 61 FR 64608, Dec. 6, 1996, 76 FR 63764, Nov. 14, 2011), BPA has determined that the proposed action:

- (1) fits within a class of actions listed in Appendix B of 10 CFR 1021, Subpart D (see attached Environmental Checklist);
- (2) does not present any extraordinary circumstances that may affect the significance of the environmental effects of the proposal; and
- (3) has not been segmented to meet the definition of a categorical exclusion.

Based on these determinations, BPA finds that the proposed action is categorically excluded from further NEPA review.

/s/ Israel Duran

Israel Duran
Contract Environmental Protection Specialist
Salient/CRGT

Reviewed by:

/s/ Chad J. Hamel

Chad J. Hamel
Supervisory Environmental Protection Specialist

Concur:

/s/ Stacy L. Mason

Stacy L. Mason
NEPA Compliance Officer

Date: January 3, 2019

Attachment(s): Environmental Checklist

becc:

S. Fife – EWM-4

I. Duran – EC-4

R. Guaio – LC-7

K. Campbell – TERR-3

Official File – EC (EQ-15)

IDuran:ind:3967:11/24/2018

[http://portal.bpa.gov/orgs/efw/KEC/fandw/FWPROJ/20181124_Native Oaks Ridge_CX.docx](http://portal.bpa.gov/orgs/efw/KEC/fandw/FWPROJ/20181124_Native%20Oaks%20Ridge_CX.docx)

Categorical Exclusion Environmental Checklist

This checklist documents environmental considerations for the proposed project and explains why the project would not have the potential to cause significant impacts on environmentally sensitive resources and would meet other integral elements of the applied categorical exclusion.

Proposed Action: Native Oaks Ridge Property Conservation Easement Funding

Project Site Description

The 326-acre Native Oaks Ridge property is currently privately owned; oak and Doug-fir habitats are dominant.

Evaluation of Potential Impacts to Environmental Resources

Environmental Resource Impacts	No Potential for Significance	No Potential for Significance, with Conditions
1. Historic and Cultural Resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>
There would be no effect due to the land acquisition which includes transfer of title and the creation of a conservation easement. To the extent that stewardship activities may have an effect, it is expected that MRT would comply with all applicable laws and regulations.		
2. Geology and Soils	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
3. Plants (including federal/state special-status species)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
4. Wildlife (including federal/state special-status species and habitats)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
5. Water Bodies, Floodplains, and Fish (including federal/state special-status species and ESUs)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
6. Wetlands	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
7. Groundwater and Aquifers	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		
8. Land Use and Specially Designated Areas	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Explanation:</u> See explanation for #1 above.		

9. **Visual Quality**

Explanation: See explanation for #1 above.

10. **Air Quality**

Explanation: See explanation for #1 above.

11. **Noise**

Explanation: See explanation for #1 above.

12. **Human Health and Safety**

Explanation: See explanation for #1 above.

Evaluation of Other Integral Elements

The proposed project would also meet conditions that are integral elements of the categorical exclusion. The project would not:

- Threaten a violation of applicable statutory, regulatory, or permit requirements for environment, safety, and health, or similar requirements of DOE or Executive Orders.

Explanation, if necessary:

- Require siting and construction or major expansion of waste storage, disposal, recovery, or treatment facilities (including incinerators) that are not otherwise categorically excluded.

Explanation, if necessary:

- Disturb hazardous substances, pollutants, contaminants, or CERCLA excluded petroleum and natural gas products that preexist in the environment such that there would be uncontrolled or unpermitted releases.

Explanation, if necessary:

- Involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds, or invasive species, unless the proposed activity would be contained or confined in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those of the Department of Agriculture, the Environmental Protection Agency, and the National Institutes of Health.

Explanation, if necessary:

Landowner Notification, Involvement, or Coordination

Description: Notification letters will be sent to adjacent landowners and other interested parties at a minimum of 15 days before the closing date (proposed closing date 2/28/19) of the sale. Ads will also be posted in local newspapers, and information will be posted on BPA's public website prior to closing.

Based on the foregoing, this proposed project does not have the potential to cause significant impacts to any environmentally sensitive resource.

Signed: /s/ Israel Duran

Israel Duran EC-4

Contract Environmental Protection Specialist

Salient/CRGT

Date: January 3, 2019