

U.S. Department of Energy
Office of Legacy Management



Categorical Exclusion Determination Form

Proposed action title: Grazing at the Durita, Colorado, Disposal Site

Program or field office: Office of Legacy Management (LM)

LM Categorical Exclusion Evaluation no.: LM 16-25

Location(s) (LM site name or city, county, state): Durita, Colorado, Disposal Site

Proposed Action Description
LM is proposing to execute a grazing agreement at the Durita, Colorado, Disposal Site, an UMTRCA Title II transition site that is surrounded by U.S. Bureau of Land Management (BLM) land. The agreement would allow for continuation of the current grazing activities and associated maintenance and monitoring activities that may be needed at the site and would be conducted by the same entity that had an onsite grazing agreement with the site's previous federal land management agency, the BLM. LM and the grazing licensee have agreed to the terms of new grazing license that require the licensee to conduct grazing in the same manner as previously conducted. LM and the licensee have agreed that grazing activities would be conducted in a manner that does not adversely affect site flora and fauna or general rangeland health as defined by LM. LM would oversee the licensee's grazing actions and would have the authority to require the licensee to modify those actions, including the type and location of actions, for the purposes of conserving or improving site ecology or rangeland health. The proposed grazing actions could change based on the terms of the grazing license between LM and the licensee being altered or as otherwise agreed to by the parties.
Categorical Exclusion(s) Applied
B1.3 – Routine maintenance
B1.24 – Property transfers
B3.1 – Site characterization and environmental monitoring

For the DOE procedures regarding categorical exclusions, including the full text of each categorical exclusion, see Title 10 *Code of Federal Regulations* Part 1021.102 (10 CFR 1021.102) and Appendix B to [10 CFR 1021](#), and also Section 5.4 (*Applying one or more categorical exclusions to a proposal*) and Appendixes B and C to DOE's [National Environmental Policy Act \(NEPA\) Implementing Procedures](#) (June 30, 2025).

Requirements and guidance in 10 CFR 1021.102 and DOE's NEPA Implementing Procedures: (*see full text in regulation and in implementing procedures*)

☒ The proposal fits within a class of actions that is listed in Appendix B to 10 CFR 1021 or Appendix B and C to DOE's NEPA implementing procedures.

To fit within the classes of actions listed in Appendix B to 10 CFR 1021, or Appendix B of DOE's NEPA implementing procedures, a proposal must satisfy the conditions that are integral elements of the classes of actions in Appendix B of both 10 CFR 1021 and DOE's NEPA procedures.

☒ There are no extraordinary circumstances related to the proposal that may affect the significance of the environmental effects of the proposal. DOE or an applicant may modify the proposal to avoid reasonably foreseeable adverse significant effects such that the categorical exclusion would apply.

☒ The proposal has not been segmented to meet the definition of a categorical exclusion.

[**Note:** For proposals that fit within the categorical exclusions listed in Appendix C to DOE's NEPA Implementing Procedures, see DOE's notice of adoption for the subject Appendix C categorical exclusion for additional considerations. DOE notices of adoption for other agency categorical exclusions may be found on DOE's [Section 109: Adopting Categorical Exclusions](#) webpage.]

Based on my review of the proposed action, as NEPA compliance officer, I have determined that the proposed action fits within the specified class(es) of action, the other requirements and guidance set forth above are met, and the proposed action is hereby categorically excluded from further NEPA review.

JENNIFER
O'BRIEN

Digitally signed by JENNIFER
O'BRIEN
Date: 2026.04.06 15:19:13
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NEPA Compliance Officer

Select "Lock document after signing" upon signature.

Date determined