

1791A
2912 CE-04-39
ORE 012264
Lane County

United States
Department of the Interior
Bureau of Land Management
Eugene District Office

CATEGORICAL EXCLUSION REVIEW

Background:

Lane County holds an R&PP lease (ORE 012264) on BLM land located in the SW¼SW¼NE¼, Section 7, T. 16. S., R. 6 W. The lease authorizes the County's Waste Management Division to operate a solid waste transfer station on the site. The lease expires September 16, 2004. The County indicated they had a need to continue operating the transfer site to serve County residents in the Low Pass area of western Lane County. Accordingly, they requested in writing, prior to expiration of the lease, that the lease be renewed. Note that the original R&PP lease expired September 16, 1998, and has been subject to a series of one-year extensions since then (until September 16, 1999; until September 16, 2000; until September 16, 2001; until September 16, 2002; until September 16, 2003; and until September 16, 2004). Analysis of these one-year extensions were completed under categorical exclusions 98-44, 99-12, 01-01, 01-60, and 02-42, and 03-42 respectively.

Instruction memorandums WO-94-65 and OR-94-65 declare that BLM policy is to terminate all landfill and waste transfer site operations on BLM land as soon as possible. Expiring R&PP leases for these kinds of operations may be renewed, but only under the following conditions:

1. Leases may only be renewed for one year at a time.
2. Cannot include lands other than those already authorized.
3. The lessee must be in full compliance with the terms and conditions of the lease, including compliance with state and federal rules, and
4. The lessee must be either:
 - a) actively pursuing closure of the site, or
 - b) in the process of obtaining a patent.

Because of the policy outlined above, the sale of the land containing the Low Pass Transfer Site was added to the Eugene District's Resource Management Plan through the Resource Management Plan Amendment with Environmental Assessment for Proposed Hancock Exchange document, completed in late 1998. In June, 2003, the Waste Management Division and the Lane County Commissioners affirmed, through the Lane County budgeting process, their commitment to purchasing the transfer site from the BLM. The BLM is currently completing the internal review of a landfill transfer audit on the transfer site, as part of the land sale process. The cadastral survey work to determine the official acreage, boundary lines and corner positions, and legal description for the transfer site has been recently completed and approved.

As an interim step in the continuing process of selling the land to the County, consideration of another R&PP lease renewal, for a one year period, is in order. The issue of whether the Low Pass Transfer Site will continue to function as a public waste collection facility has been placed before the Lane County Board of Commissioners, and, as mentioned above, was affirmed by them through approval of a budget for 2003-2004 which allocates money for the purchase of the transfer site from the BLM. According to Waste Management Division personnel, this allocated money can be carried over into subsequent fiscal years, in pursuit of the intended purpose of purchasing the transfer site property.

Lane County's R&PP lease is located on BLM land which is within the Late Successional Reserve land use allocation as described in the Record of Decision for Amendments to Forest Service and Bureau of Land Management Planning Documents Within the Range of the Northern Spotted Owl, dated April, 1994, and the Eugene District's Record of Decision and Resource Management Plan, dated July, 1995.

UNITED STATES DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 EUGENE DISTRICT

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CATEGORICAL EXCLUSION REVIEW
 Exception Criteria Review Checklist

Proposed Action: Approve the Lane County Waste Management Division request for a one year renewal of their R&PP lease ORE 012264.

Review the Proposed Action against each of the ten criteria listed below. If the project meets one or more of the criteria, it is an exception from categorical exclusion and MUST be analyzed in an EA or EIS. To qualify as a Categorical Exclusion the Proposed Action may not meet any of the criteria. If the criterion does not apply, indicate "Not Applicable." Any mitigation measures (such as contract stipulations or terms and conditions on permits) necessary to ensure that the Proposed Action qualifies as a categorical exclusion should be identified at the bottom of the page.

Exception Criteria		Comments
1.	Have significant adverse effects on public health or safety	No.
2.	Have adverse effects on unique resources (i.e., parks, recreation, refuge lands, wilderness areas, wild or scenic rivers, wetlands, floodplains, etc.)	No.
3.	Have highly controversial environmental effects	No.
4.	Have highly uncertain environmental effects or involve unique or unknown environmental risks	No.
5.	Establish a precedent that could result in significant impacts	No.
6.	Be directly related to other actions having cumulatively significant effects	No.
7.	Have adverse effects on cultural or historical resources	No.
8.	Have adverse effects on species listed or proposed as threatened or endangered or have adverse effect on designated critical habitat for these species.	No.
9.	Require compliance with E.O. 11988 (floodplain management), E.O. 11990 (protection of wetlands), or the Fish & Wildlife Coordination Act	No.
10.	Threaten to violate Federal, State, Local or Tribal law or requirements imposed for the protection of the environment	No.
Mitigation measures needed to qualify as CE: None		

Reviewed By: /s/ Gary Hoppe

Date: 6/24/04

Above measures have been adopted and will be implemented.

Field Manager: /s/ Steven Calish

Date: 6/24/04