

**RECORD OF PLAN CONFORMANCE AND
CATEGORICAL EXCLUSION (CX) DETERMINATION
Bureau of Land Management (BLM)**

Project Name: Wood River Osprey Platform Relocation CX Log #: CX-09-01
Project Location: Wood River Wetland T34S, R71/2E, sect. 13 and 21 Lease or Serial #: N/A
BLM Office: Lakeview District, Klamath Falls Resource Area County: Klamath County, Oregon

A. Background

Description of Proposed Action:

Use a chainsaw to fall the existing pole with an osprey platform on it just north of the Wood River Wetland pumping station. Transport the pole and platform with a tracked excavator to the other side of the wetland to a location along the 7-mile canal levy road, dig a hole, and re-plant the pole in the new location on the wetland (East) side of the 7-mile levy road. All digging would occur with an archaeologist or archaeology technician on site to monitor the excavation for cultural resources.

Purpose and Need for the Project:

The current platform is used annually by osprey, however, the nest is rarely successful. It is suspected that administrative visits to the wetland pump station and points north during the breeding season result in the female leaving the nest for periods of time long enough to fatally chill the eggs. Moving the pole/platform to a more remote area of the wetland will reduce breeding season disturbance and is expected to increase reproductive success of the osprey on the Wetland.

Proposed Implementation:

This project is expected to be implemented in the fall or early winter of 2008, and is expected to last 1 day. If this time frame cannot be met the pole/platform could be moved in spring of 2009-before osprey return to the Klamath Basin for breeding (approx. April 1).

Land Use Plan (LUP) Conformance:

This project complies with the following Land Use Plan.

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

The proposed action is in conformance with the LUP, because it is clearly consistent with the following LUP objectives:

1. "...improve habitat for raptors..."
2. "...structures could be developed to provide wildlife habitat."
(Wood River RMP/EIS, pg. S-5)

C. Compliance with NEPA

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9

The Categorical Exclusion for pole removal is: 516 DM 11.9, J(10)- "*Removal of structures and materials of no historic value...when little or no surface disturbance is involved.*"

The Categorical Exclusion for pole installation is 516 DM 11.9, A(3) - "*Construction of perches, nesting platforms, islands, and similar structures for wildlife use.*"

The proposed action is categorically excluded from further analysis or documentation under the National Environmental Policy Act (NEPA) provided none of the Extraordinary Circumstances listed in 516 Departmental Manual 2, Appendix 2 are met. The proposed action will:

CX Extraordinary Circumstances Documentation		
The proposed categorical exclusion action will:	YES	NO
2.1 Have significant impacts on public health or safety. Rationale: Public safety will not be affected.		X
2.2 Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas. Rationale: The project will not have significant impacts on any resource.		X
2.3 Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]. Rationale: No controversial effects or unresolved conflicts would result from this action.		X
2.4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks. Rationale: The project does not involve uncertain or unique risks.		X
2.5 Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects. Rationale: Relocation of an osprey nest platform does not establish any precedent.		X
2.6 Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects. Rationale: There are no related actions. There are no related actions.		X
2.7 Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office. Rationale: No properties listed or eligible for listing would be affected.		X
2.8 Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species. Rationale: No species listed or proposed for listing would be affected by the project.		X
2.9 Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. Rationale: No laws would be violated by this action.		X
2.10 Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898). Rationale: The project would result in no impact to any low income population.		X
2.11 Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007). Rationale: No impact to sacred sites is expected to result from this project.		X
2.12 Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112). Rationale: Noxious weeds will not be spread or introduced by this project.		X

The proposed action would not meet any of the above extraordinary circumstances, or fail to comply with Executive Order 13212 (Actions to Expedite Energy-Related Projects) – to avoid direct or indirect adverse impact on energy development, production, supply, and/or distribution.

D. 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):

Surveys	Are Completed	Will Be Completed	Are Not Needed
SS Animals			X MDB 12/1/08
SS Plants			X MJB 12/1/08
Cultural Resources			X HAB for BB 12/1/08
Consultation	Is Completed	Will Be Completed	Is Not Needed
SS Animal Consultation*			X MDB 12/1/08
Botanical Consultation			X MJB 12/1/08
Cultural Consultation			X HAB for BB 12/1/08
*(SS = Special Status)			

E. Decision

In addition the information in Sections C and D above, I considered the fact that there will be no net gain or loss of osprey nesting platforms on the wetland as a result of this project. I also considered the timing of the project with regard to osprey nesting season. These facts, along with the fact that ground disturbance resulting from this project will be minimal and nowhere near any known cultural sites, leads me to conclude that this project should be excluded from further NEPA analysis. There is no potential for significant impacts.

This project is directly within the authorities of the 2 categorical exclusions cited in Section C above, because the pole being removed is of no historical value, there will be minimal surface disturbance, and the project will result in the installation of a nest platform in a more favorable location for the intended occupants.

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 extraordinary circumstances (listed above) as identified in 516 DM 2, Appendix 2. The application of these categorical exclusions is appropriate, as there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action is, therefore, categorically excluded from additional NEPA documentation.

It is my decision to proceed with the Proposed Action.

F. Signature

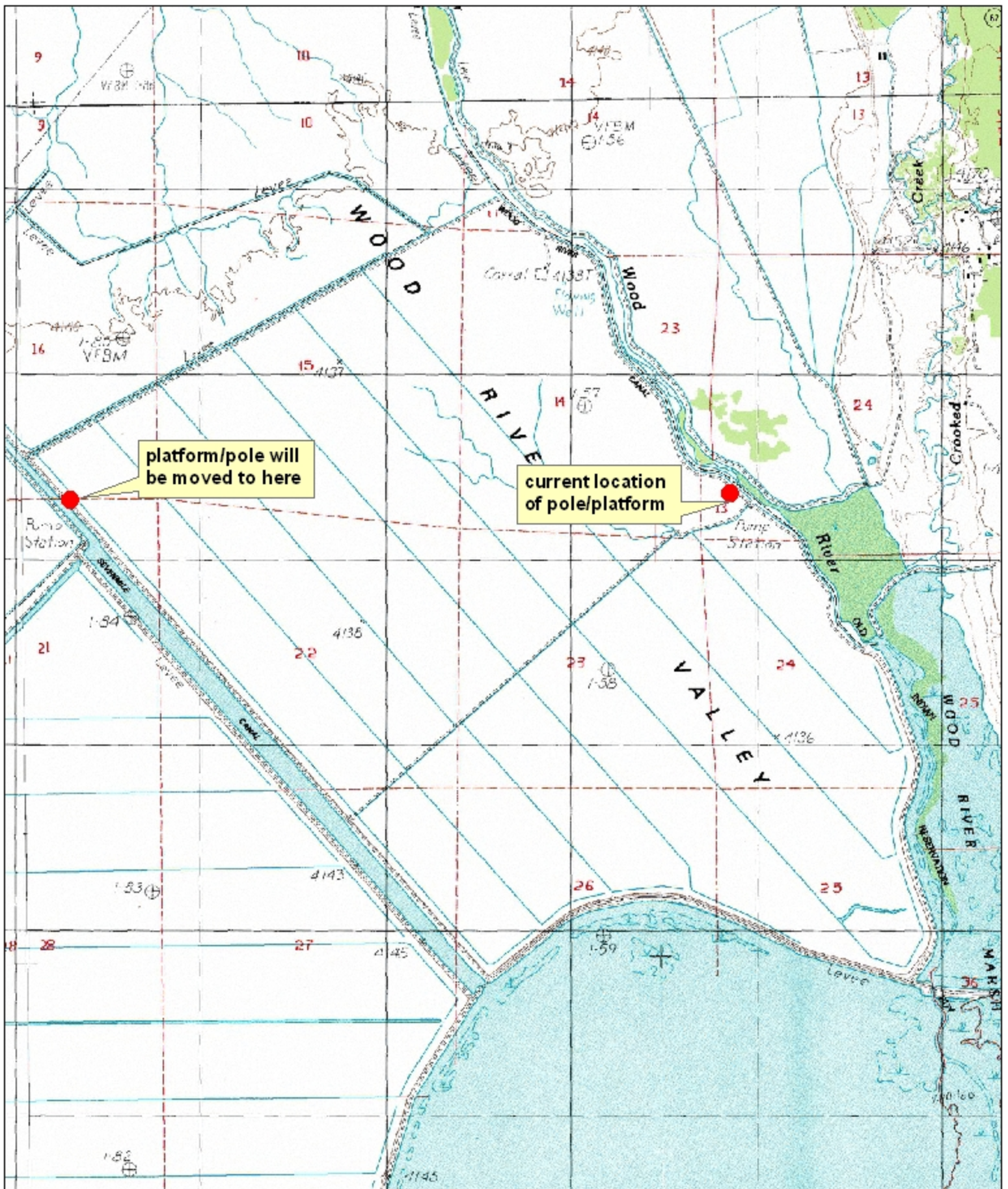
Authorizing Official: /s/ Donald J. Holmstrom Date: 12/02/2008
(Signature)

Name: Donald J. Holmstrom
Title: Field Manager, Klamath Falls Resource Area

G. Contact Person

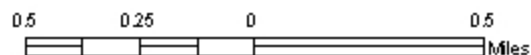
For additional information concerning this CX review, contact:

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



WOOD RIVER WETLAND OSPREY PLATFORM RELOCATION

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Prepared by: Matt Boyles

