

COMBINED BUREAU OF LAND MANAGEMENT/FOREST SERVICE
FINDING OF NO SIGNIFICANT IMPACT/DECISION NOTICE/RATIONALE

BEAVER CREEK COAL COMPANY LEASE APPLICATION UTU-64375
TRAIL MOUNTAIN TRACT

USDA FOREST SERVICE, INTERMOUNTAIN REGION
MANTI-LASAL NATIONAL FOREST
FERRON RANGER DISTRICT

USDI BUREAU OF LAND MANAGEMENT, UTAH STATE OFFICE
MOAB DISTRICT
SAN RAFAEL RESOURCE AREA

EMERY COUNTY, UTAH

MANTI-LASAL N.F.
MAY 24 1990
Act
Carter
OFFICE OF THE DISTRICT MANAGER
MANTI-LASAL NATIONAL FOREST
FERRON RANGER DISTRICT
MAY 10 1990

An Environmental Assessment (EA) which discusses the effects of leasing the southern portion of the Trail Mountain Tract (Lease Application UTU-64375) is available for public review at the respective offices of the Bureau of Land Management and Forest Service. The decision recorded in this document is based on the cooperative environmental analysis documented in the referenced Environmental Assessment and in the Uinta-Southwestern Utah Coal Region Round Two Final Environmental Impact Statement (EIS), 1983.

The proposed action is subject to the following authorities: Mineral Leasing Act of 1920 as amended; Federal Coal Leasing Amendments Act of 1976 (FCLAA); Federal Land Policy and Management Act of 1976 (FLPMA); Surface Mining Control and Reclamation Act of 1977 (SMCRA); Multiple-Use Sustained Yield Act of 1960; National Forest Management Act of 1976 (NFMA); National Environmental Policy Act of 1969 (NEPA); and Federal Regulations 43 CFR 3400. Development of the lease is subject to these actions, Federal Regulations 30 CFR 700 to End (SMCRA Regulations), and the State of Utah Coal Mining and Reclamation Regulatory Program.

The Bureau of Land Management lease decision and Forest Service consent decision are to lease the tract as revised by the Tract Delineation Team, with BLM standard coal lease terms, the Stipulation for Lands of the National Forest System Under Jurisdiction of the Department of Agriculture, and the special lease stipulations which are included as Appendix C of the EA. This selected alternative was identified in the EA as Alternative 2 - Offer Tract for Leasing as Proposed. This alternative best meets the management objectives of the Bureau of Land Management and Forest Service as outlined in the respective Land Management Plans and the needs of the general public. Selection of this alternative requires a minor modification to the Manti-LaSal National Forest Land and Resource Management Plan, to allow leasing of 140 acres of the tract which lie within Coal Multiple-Use Evaluation Area 3 (Joes Valley Reservoir - Straight Canyon). This Multiple-Use Evaluation area was excluded from further consideration for coal leasing due to steep, unstable canyon slopes and to prevent development of mine facilities and coal hauling in Straight Canyon (Appendix C, Page C-8). It was determined through the environmental analysis, that leasing of the 140 acre parcel would be consistent with the intent and objectives of this management direction.

Forest Plan
Appendix F map, F-

It has been determined by the undersigned officials that the proposal is not a major Federal action that would significantly affect the quality of the human environment; therefore, an Environmental Impact Statement is not needed. This determination was made based on the following considerations:

1. No public issues were identified during project scoping. Project scoping involved public notices of the proposal, a public comment period, and a public meeting held in Castle Dale, Utah on April 19, 1990.
2. The potential adverse effects of the proposal can be effectively mitigated by special lease stipulations and proper implementation of the SMCRA Regulations (30 CFR 700 to End) and the State of Utah Coal Mining and Reclamation Regulatory Program.
3. The leasing action and anticipated lease development should have no significant adverse affect to cultural or paleontological resources, floodplains or Threatened, Endangered or Sensitive plant and animal species. Lease stipulations, the SMCRA Regulations (30 CFR 700 to End) and the State of Utah Mining and Reclamation Regulatory Program provide for adequate protection of such resources.
4. There will be no adverse impacts to prime or unique rangelands, farmlands, or timberlands; alluvial valley floors; or wetlands.
5. The proposed action is consistent with objectives and direction of the Manti-LaSal National Forest Land and Resource Plan, 1986 and the San Rafael Resource Area Management Framework Plan, 1979.

The Bureau of Land Management leasing decision is subject to appeal to the Interior Board of Land Appeals. The Forest Service consent decision is appealable pursuant to Secretary of Agriculture Regulations 36 CFR 217. A written notice of appeal must be filed with F. Dale Robertson, Chief, USDA Forest Service, Auditor's Building, 45 Northwest, P.O. Box 96090, Washington, D.C. 20090-6090 within 45 days of the date of publication of the decision in the Standard-Examiner Newspaper of Ogden, Utah, with a copy simultaneously sent to J.S. Tixier, USDA Forest Service, Intermountain Region, Federal Building, 324 25th Street, Ogden, Utah 84401. Any written notice of appeal of this decision must be fully consistent with 36 CFR 217.9, "Content of Notice of Appeal", including the reasons for appeal.

Compliance with the terms and conditions of the lease and other administrative actions associated with the lease, in accordance with Federal Regulations 43 CFR 3400, are the responsibility of the Bureau of Land Management. The review, approval and enforcement of mining operations within the lease are the responsibility of the Department of Interior, Office of Surface Mining Reclamation and Enforcement under Federal Regulations 30 CFR 700 to End. As required under the Federal Coal Leasing Amendments Act of 1976 and the above regulations, actions pursuant to the lease which could affect surface resources require consultation and consent of the Forest Service.

The lease decision can be implemented following completion of the Bureau of Land Management and Forest Service appeal periods. The lease shall be offered under the procedures set forth for competitive coal lease sales in 43 CFR 3422.

Approved by:

James M. Parker

JAMES M. PARKER, Utah State Director
Bureau of Land Management

Date:

5/15/90

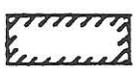
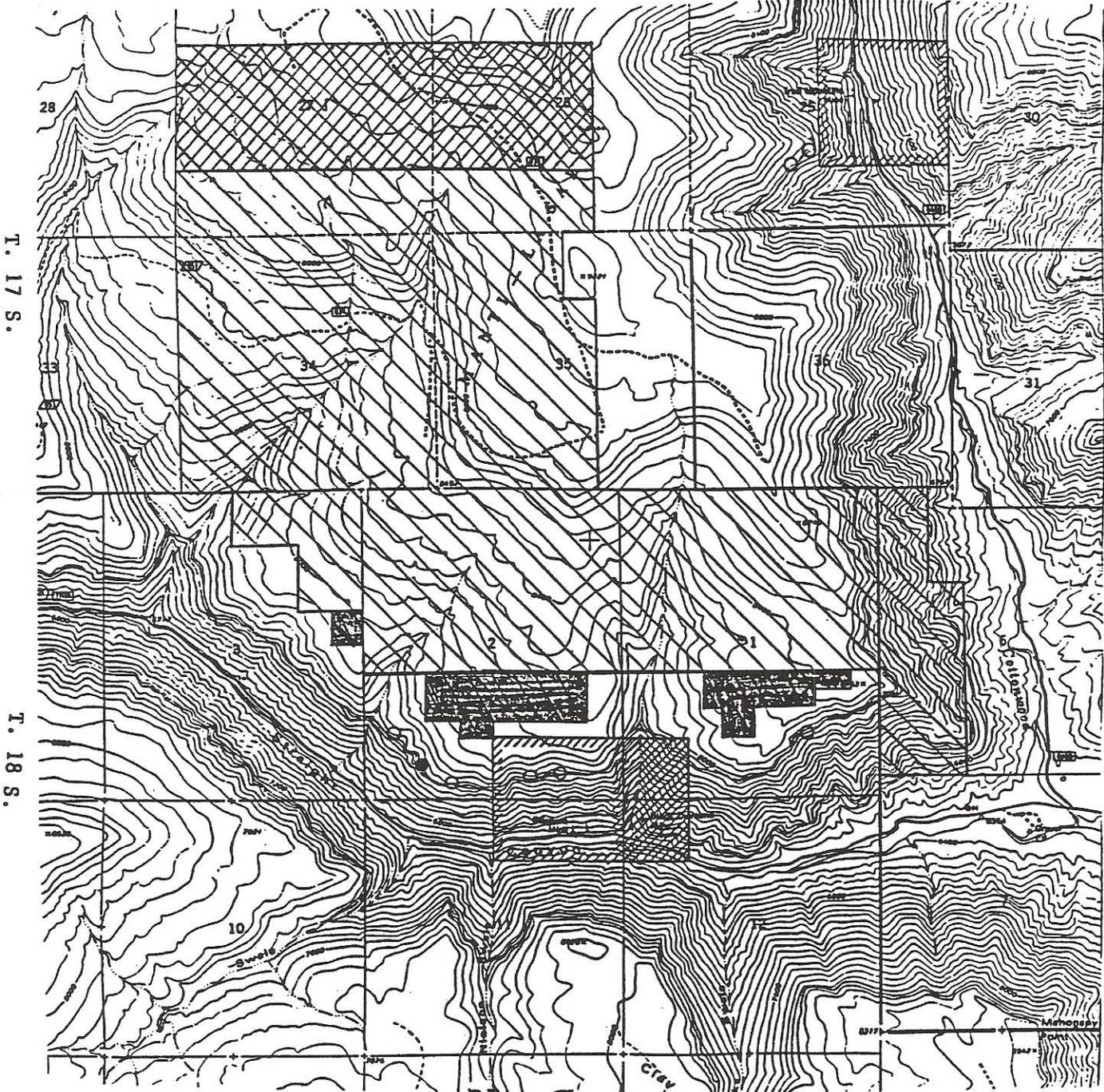
Consent by:

E. R. Browning

J.S. TIXIER, Regional Forester
USDA Forest Service, Intermountain Region

Date:

5/8/90



Private Land



Area deleted by the Tract Delineation Team



Lease Tract



Tract area outside of the area originally designated as suitable for leasing.



Black Diamond Mine Lease Area.



Scale (miles)

● Active golden eagle nest.

○ Inactive golden eagle nest.



Map 2. Detail Map, Trail Mountain Tract.