

15:23:24

RECORD OF ENVIRONMENTAL CONSIDERATION REPORT(REC)

Project ID: PA-10-WA-1817-PW-00048

Title: MJMG007 - Fitzsimmons Fishing Access

NEPA DETERMINATION

Non Compliant Flag: No	EA Draft Date:	EA Final Date:
EA Public Notice Date:	EA Fonsi Date:	Level: STATEX
EIS Notice of Intent Date:	EIS ROD Date:	

Comments: Applicant will place the 15 Tons of 1-2 man rock to restore the parking area perimeter landward of the river bank, replace lost parking area gravel and regarded parking area.
- jrbel - 04/03/2009 23:07:32 GMT

CATEX CATEGORIES

Catex Category Code	Description	Selected
	No Catex Categories were selected	

EXTRAORDINARY CIRCUMSTANCES

Extraordinary Circumstance Code	Description	Selected ?
	No Extraordinary Circumstances were selected	

ENVIRONMENTAL LAW / EXECUTIVE ORDER

Environmental Law/ Executive Order	Status	Description	Comments
Clean Air Act (CAA)	Completed	Project will not result in permanent air emissions - Review concluded	
Coastal Barrier Resources Act (CBRA)	Completed	Project is not on or connected to CBRA Unit or otherwise protected area - Review concluded	
Clean Water Act (CWA)	Completed	Project would not affect any water of the U.S. - Review concluded	No work will be conducted on or near the river bank per discussion with Mr. Mike McFadden, FEMA Project Officer. - jrbel - 04/03/2009 23:12:47 GMT
Coastal Zone Management Act (CZMA)	Completed	Project is not located in a coastal zone area and does not affect a coastal zone area - Review concluded	
Executive Order 11988 - Floodplains	Completed	Located in floodplain or effects on floodplain/flood levels	Per 44 CFR 9.5 (c) (13), project is under \$5,000 and is exempt from floodplain review. - Jgiezent - 04/03/2009 14:45:26 GMT Above comment is invalid. Project is over \$5000 and is not exempt. - Jgiezent - 04/03/2009 14:50:40 GMT The project is located within A4 zone area of 100-yr flooding as per flood insurance rate map (firm) panel number 530217 1430 B B, dated 06/05/1985. Project is not likely to affect any floodplain. GProbst, Environmental Specialist. - gprobst - 04/04/2009 15:54:42 GMT

NOTE: All times are GMT using a 24-hour clock.

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Environmental Law/ Executive Order	Status	Description	Comments
	Completed	Possible adverse effects associated with investment in floodplain, occupancy or modification of floodplain environment	
	Completed	8 Step Process Complete - documentation attached - Review concluded	
Executive Order 11990 - Wetlands	Completed	Located in wetlands or effects on wetlands	
	Completed	Possible adverse effect associated with constructing in or near wetland	
	Completed	Review completed as part of floodplain review - Review concluded	
Executive Order 12898 - Environmental Justice for Low Income and Minority Populations	Completed	Low income or minority population in or near project area	
	Completed	No disproportionately high and adverse impact on low income or minority population - Review concluded	
Endangered Species Act (ESA)	Completed	Listed species and/or designated critical habitat present in areas affected directly or indirectly by the federal action	Threatened or endangered species are listed for Yakima County, however, no threatened or endangered species or critical habitats will be affected by this project. No work will be conducted on or near the river bank per discussion with Mr. Mike McFadden, FEMA Project Officer. - Jrobel - 04/03/2009 23:12:13 GMT
	Completed	No effect to species or designated critical habitat (See comments for Justification) - Review concluded	
Farmland Protection Policy Act (FPPA)	Completed	Project does not affect designated prime or unique farmland - Review concluded	
Fish and Wildlife Coordination Act (FWCA)	Completed	Project does not affect, control, or modify a waterway/body of water - Review concluded	
Migratory Bird Treaty Act (MBTA)	Completed	Project located within a flyway zone	
	Completed	Project does not have potential to take migratory birds - Review concluded	
Magnuson-Stevens Fishery Conservation and Management Act (MSA)	Completed	Project not located in or near Essential Fish Habitat - Review concluded	No work will be conducted on or near the river bank per discussion with Mr. Mike McFadden, FEMA Project Officer. - Jrobel - 04/03/2009 23:15:45 GMT

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Environmental Law/ Executive Order	Status	Description	Comments
National Historic Preservation Act (NHPA)	Completed	Applicable executed Programmatic Agreement. Activity meets Programmatic Allowance (enter date and # in comments) - Review concluded	This project meets the Programmatic Allowances I.D. (R&R of driveways, parking lots, trails& paths) of Appendix B, Programmatic Agreement among FEMA, Washington State SHPO and the Washington State Emergency Management Division signed October 14, 2004 with up-dated and revised allowances dated April 9, 2007. - jgetys - 04/02/2009 00:12:04 GMT
Wild and Scenic Rivers Act (WSR)	Completed	Project is not along and does not affect Wild and Scenic River - Review concluded	

CONDITIONS

Standard Conditions:

Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other Laws and Executive Orders.

This review does not address all federal, state and local requirements. Acceptance of federal funding requires recipient to comply with all federal, state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize federal funding.

If ground disturbing activities occur during construction, applicant will monitor ground disturbance and if any potential archeological resources are discovered, will immediately cease construction in that area and notify the State and FEMA.