## U.S. DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT PALM SPRINGS-SOUTH COAST FIELD OFFICE

## DECISION RECORD CA-660-04-22

**NAME of PROJECT:** Inland Fish and Game Association: Recreation & Public Purposes Act Lease Renewal

**DECISION:** It is my decision to approve the Agency Preferred Alternative as described in Environmental Assessment (EA) number CA-066-04-22. This alternative involves issuance of a lease for a 20 year term that includes the following modifications to the existing lease:

- restrict operation of the shotgun range to after 9:30am on Sundays,
- implement effective sound attenuating measures at the rifle/handgun range within one year of lease renewal, including addition of effective sound absorbing baffles, flooring, rear and wing walls and other effective structural designs; also, test and implement use of noise attenuating shooting tubes for bench rest shooting applications if they prove to be effective in reducing noise levels, and
- prepare a contaminant abatement plan, within six months from the effective date of this lease, to insure compliance with the Resource Conservation & Recovery Act of 1976, as amended.
  This plan, at a minimum, shall outline best management practices to retain lead and other contaminants in the surface soil horizons; screen and recycle spent lead bullets and shot; and assess if contamination levels exist that would require soil removal and disposal.

The approved action is in conformance with applicable land use plans and will not cause unnecessary or undue degradation. Compliance with all the mitigation measures identified in the EA is hereby required. These measures are incorporated into this decision record as stipulations by reference. A copy of this Decision Record and attendant conditions of approval (stipulations) shall be in the possession of the lease holder during all undertakings approved herein.

**FINDING OF NO SIGNIFICANT IMPACT:** Environmental impacts associated with the proposed action have been assessed. Based on the analysis provided in the attached EA, I conclude the approved action is not a major federal action and will result in no significant impacts to the environment under the criteria in Title 40 Code of Federal Regulations 1508.18 and 1508.27. Preparation of an Environmental Impact Statement to further analyze possible impacts is not required pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969.

**APPEALS:** This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations at Title 43 of the Code of Federal Regulations (CFR), Part 4, and the information provided in Form 1842-1 (enclosed). If an appeal is taken, your notice of appeal must be filed in the Palm Springs-South Coast Field Office, Bureau of Land Management, U.S. Department of the Interior, 690 West Garnet Avenue, P.O. Box 581260,

North Palm Springs, California 92258, within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, pursuant to Title 43 of the Code of Federal Regulations, Part 4, Subpart E, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

## Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) the relative harm to the parties if the stay is granted or denied,
- (2) the likelihood of the appellant's success on the merits,
- (3) the likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) whether the public interest favors granting the stay.

APPROVED BY:	s// Gail Acheson	_8/13/04
	Field Manager	Date
	Palm Springs-South Coast Field Office	
	Bureau of Land Management	
	U.S. Department of the Interior	
	690 W. Garnet Avenue; P.O. Box 581260	
	North Palm Springs, CA 92258-1260	