

**ABANDONED MINE LANDS
CATEGORICAL EXCLUSION DETERMINATION**

State: ND PA# ND014

Project Name: April 2011 Beulah Emergency

Project Description: Abandoned Underground Mine Sinkhole Filling

Yes responses require submission of an environmental assessment.

I. GENERAL EXCEPTIONS

Does the project type specifically require an EA in 516 DM 6,

Appendix 8, as specified in Item I of the attached instructions?

No Yes

II. DEPARTMENT OF INTERIOR EXCEPTIONS

Will the project have any of the following:

A significant adverse effect on public health or safety?

No Yes

An adverse effect on any of the following unique geographic characteristics?

If yes, check the ones that apply.

No Yes

Parks (State, Local, or National)

Wild or Scenic Rivers

Recreation or Refuge Lands

Wetlands

Wilderness Areas

Floodplains

Ecologically Significant or Critical Areas

Sole or Principal Drinking Water

Prime Farmlands

Aquifers

Highly controversial environmental effects?

No Yes

Highly uncertain and potentially significant environmental effects or unique or unknown environmental risks?

No Yes

A precedent for future action or a decision in principle about future actions with potentially significant environmental effects?

No Yes

Directly related to other actions with individually insignificant but cumulatively significant environmental effects?

No Yes

Adverse effects on properties listed or eligible for listing on the National Register of Historic Places?

No Yes

Adverse effects on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have adverse effects on designated Critical Habitat for these species?

No Yes

Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Wetlands Protection) or The Fish and Wildlife Coordination Act?

No [x] Yes []

Threaten to violate a Federal, State, Tribal or local law or requirement imposed for the protection of the environment?

No [x] Yes []

III. RESOURCE IMPACT EXCEPTIONS

Are there any unresolved issues, or adverse effects requiring specialized mitigation, for any of the following resources? If yes, check the ones that apply.

No [x] Yes []

- Topography
- Land Use (includes prime farmland)
- Soils
- Vegetation (includes wetlands)
- Hydrology
- Fish and Wildlife
- Historic and Cultural
- Recreation
- Air Quality
- Noise
- Other (includes socioeconomics)

IV. ATTACH CONSULTATION LETTERS AND A LOCATION MAP

V. RESPONSIBLE OFFICIAL CERTIFICATION

Signature: William E. Dodd Date: April 26, 2011

Name and Title: William E. Dodd, Assistant Director, AML Division

VI. OSM DETERMINATION

This project conforms with the exclusion criteria in 516 DM 6, Appendix 8, and is excluded from further NEPA compliance.

This project does not conform with the exclusion criteria in 516 DM 6, Appendix 8, and requires an environmental assessment.

Signature: _____ Date: _____

Name and Title: _____