Decision Notice and Finding of No Significant Impact for the Seventy Six, Two Troughs and Cedar Springs Allotment Analysis Project

USDA Forest Service Safford Ranger District Coronado National Forest Graham County, Arizona

Introduction

The Coronado National Forest, Safford Ranger District, has completed a National Environmental Policy Act (NEPA) analysis to evaluate the environmental effects of the proposed authorization of livestock grazing on the Seventy Six, Two Troughs and Cedar Springs allotments. A Final Environmental Assessment (FEA), Finding of No Significant Impact (FONSI) and Decision Notice have been prepared for the proposed project action. The approximate location of the proposed project is 20 miles southwest of Safford, Arizona in the Pinaleño Mountains. The location is illustrated on Figure 1 in the FEA.

The purpose of this action is to authorize grazing in a manner consistent with the 2018 Coronado National Forest Land and Resource Management Plan (Forest Plan) objectives and the direction to move ecosystems toward their desired conditions.

An Environmental Assessment (FEA) has been prepared to determine whether the proposed action would significantly affect the quality of the human environment and thereby require the preparation of an environmental impact statement to disclose those effects. Preparing the FEA has fulfilled agency policy and direction to comply with the National Environmental Policy Act (NEPA). The FEA documents the analysis of two alternatives: 1) No Action/No Grazing, and 2) the Proposed Action to meet the purpose and need.

Decision and Reasons for the Decision

Based upon my review and consideration of the alternatives and evaluation of the impacts presented in the FEA, my decision is to implement Alternative 2 – Proposed Action (selected alternative), which will meet the purpose and need.

The selected alternative is described in detail in Chapter 2 of the FEA and includes:

- 1. Authorization of an extension of the grazing season from 5 months to 6 months. Although the permitted season of use would be extended one month, the permitted Animal Unit Months (AUMs) would remain the same. This means that either the same number of head would be authorized to graze for 5 months sometime during the 6-month season, or fewer head would be authorized to graze for the full 6 months.
- 2. Installation of new structural range **improvements** to include constructing and placement of several new waterlines, storage tanks, and drinkers from existing water sources to improve livestock distribution and pasture reliability.

- 3. Implementation of **management practices/design features** to mitigate impacts to soil, hydrology, vegetation, watershed, wildlife, and cultural resources, and to minimize the introduction and establishment of invasive weeds.
- 4. **Monitoring**, including implementation of an adaptive management strategy, to allow for the management of grazing intensities and rest or deferment schedules. Using adaptive management, specific number of livestock authorized, specific dates for grazing, class of animal and modifications in allotment use may be modified as necessary based on implementation and effectiveness monitoring and current year production. The monitoring included with adaptive management helps identify if structural improvements or management actions are needed that have not been disclosed or analyzed in a previous NEPA analysis and disclosure. In the case that changing circumstances require physical improvements or management actions not disclosed or analyzed, further interdisciplinary review would occur to determine whether correction, supplementation or revision of the NEPA analysis is required (FSH 1909.15(18) and FSH 2209.13(96)).

The selected alternative was incrementally adjusted and modified throughout the environmental assessment process to incorporate mitigation measures and to respond to comments, identified issues, and needs. This alternative best meets the stated purpose and need for the project while maintaining or improving existing resource conditions to meet the aspirational desired conditions.

This decision is in compliance with the existing Forest Plan; guidance provided by law, regulation, and policy; as well as consultations with the U.S. Fish and Wildlife Service. The project record shows a thorough review of relevant information and a consideration of various views while addressing site-specific resource concerns.

Modifications from the Draft Proposed Action

Throughout the development of this project, I considered feedback from public comments and issues identified during the formal scoping and comment periods, as well as the results of Section 7 consultation with USFWS. Based on this input, I decided to modify the draft proposed action as described below. Effects to the human environment from these modifications are not expected to differ from those disclosed for the proposed action in the draft EA.

Adaptive Management

In response to public comments regarding livestock grazing management in the face of drought and climate change, Chapter 2 of the FEA was updated to include additional explanation around the agency's drought management strategy. This information was incorporated into the Adaptive Management section in Chapter 2, and further clarifies how managers consider drought conditions when making management decisions related to livestock grazing. The FEA also describes adaptive management as a critical component of the proposed action that will increase the ability to adapt and respond to climate change. Natural processes (including climate change, wildfires, insect and disease, and drought) were considered in the cumulative effects analyses for each applicable resource as past, present, and reasonably foreseeable actions.

Federally Listed Species

The Wildlife section in Chapter 3 of the FEA was further supplemented to include updated references and updated content from the U.S. Fish and Wildlife Service Information, Planning, and Consultation System (IPAC). Habitat acreages and maps of Mexican spotted owl Protected Activity Centers within

the project area were updated to reflect redrawn delineations conducted in 2020 based on recent survey data, in coordination with USFWS. These updates also reflect improved mapping of recovery habitat in 2021 on a regional scale. This update did not result in a change to the effects determination. Minor editorial changes were made to clarify the consultation history and streamline the discussion of effects determinations to better align with the Biological Assessment/Evaluation Wildlife Specialist Report.

The draft EA was released in September 2018 and included preliminary determinations that the proposed action "may affect, but is not likely to adversely affect" jaguar and Mexican spotted owl and its designated critical habitat, and "may affect, and is likely to adversely affect" the yellow-billed cuckoo and "not likely to jeopardize" the Mexican wolf. As stated above, the USFWS significantly updated the IPAC system in 2021 to better reflect listed species range and distribution. With this revision, the jaguar and Mexican wolf no longer occurred on the USFWS IPAC species list for this project and were therefore removed from the analysis. The draft EA disclosed that these statements were considered preliminary determinations until consultation with USFWS was complete.

On September 30, 2021, the USFWS issued a final Biological Opinion on Ongoing Grazing on the Coronado National Forest (BO) that finalized these determinations. The BO concluded that the Seventy Six, Two Troughs and Cedar Springs Allotment Analysis is not likely to jeopardize the continued existence of any federally listed species nor is it likely to result in adverse modification of any designated critical habitat. The proposed action will follow all design features, conservation measures, and terms and conditions from the BO that apply to this project.

The following Wildlife Conservation Measure from the Biological Opinion on Ongoing Grazing on the Coronado National Forest is specific to the yellow-billed cuckoo (YBCU) and will be followed in the proposed action:

• If the construction or repair of range improvements may disturb breeding YBCU, then the Forest will avoid that activity within the YBCU breeding season (June 1 – September 30).

The following Wildlife Conservation Measure from the Biological Opinion on Ongoing Grazing on the Coronado National Forest is specific to the Mexican spotted owl (MSO) and will be followed in the proposed action:

• Within protected and recovery habitat as described within the MSO 2012 recovery plan, forage utilization is maintained at conservative levels, i.e., light to moderate grazing intensity within owl habitats described above.

Forest Service Sensitive Species

The final environmental assessment incorporates the most updated Regional Forester Sensitive Species list. During the regional effort to update this list, some species previously analyzed in the draft EA were removed, while several others were added. In addition, several new sensitive species were added based on further review of range and occurrence data, habitat, and survey. Table 7 in Chapter 3 of the FEA reflects these changes. As a result of these updates, the following species were added to the Wildlife section in Chapter 3 of the FEA:

• Gray vireo, Arizona woodpecker, yellow-eyed junco, lesser long-nosed bat, northern goshawk, lucifer hummingbird, rose-throated becard, buff-breasted flycatcher, varied bunting, western yellow bat, twin-spotted rattlesnake, broadleaf ground cherry, Chihuahuan scurfpea, Chihuahuan sedge

Management Indicator Species

In Chapter 3 of the FEA, the analysis of impacts to Management Indicator Species was removed from the Wildlife section. The 2012 Planning Rule (36 CFR 219) requires all forest plans to follow the monitoring requirements of the 2012 Rule, which includes a transition from monitoring management indicator species to focal species. As part of the forest plan revision effort, the Forest has transitioned from management indicator species to focal species to focal species, which are not analyzed at the project-level.

Other Alternatives Considered

In addition to the selected alternative, one other alternative (Alternative 1 - No Action) was considered. A comparison of the effects of these alternatives can be found in Chapter 3 of the FEA. In accordance with FSH 2209.13, Chapter 90, a "no grazing" alternative was included to provide an environmental baseline against which the effects of the other alternatives may be compared.

Alternative 1 – No Action

Under this alternative, grazing would not be authorized, and use of the allotments by domestic livestock would be discontinued. Permittees would be given one year from the date of the decision to remove livestock from the allotments. Existing structural improvements would remain in place but would not be maintained. Improvements contributing to resource protection or enhancement, such as water developments important for wildlife, would be maintained where feasible using other program funds. Periodic inspection of structural improvements would be used to determine whether maintenance or removal is needed. Removal or maintenance of improvements would be authorized by a separate decision. Where necessary, maintenance of allotment boundary fences would be reassigned to adjacent permittees with the understanding that livestock are to be kept off of the allotment(s).

While this alternative would meet the natural resource objectives defined for the allotments, it would not be managed for multiple use and sustained yield nor contribute to a viable rural economy.

Public Involvement and Consultation

Several efforts were made to coordinate with and involve the public and to consult with Tribes, the U.S. Fish and Wildlife Service, other agencies, permittees, and partners (see Chapter 1 and Chapter 4 of the FEA).

The project was first published on the Coronado National Forest's Schedule of Proposed Actions in April 2014, with periodic updates published quarterly.

On April 25, 2014, a scoping letter was mailed to 155 individuals and organizations to announce a 30day scoping period. Five comment letters were received during scoping. In addition to the general scoping conducted in 2014, the current grazing permittee has been involved in the planning of the project from its onset.

A 30-day opportunity to review and comment on the draft environmental assessment was provided on September 29, 2018, announced in a legal notice published in the *Eastern Arizona Courier*. A letter announcing the formal opportunity to comment was sent to approximately 381 individuals. One comment letter was received during the comment period.

Tribal Consultation

On June 30, 2016, a letter and scoping notice was sent to the following tribes: Fort Sill Apache Tribe, Hopi Tribe, Mescalero Apache Tribe, Pueblo of Zuni, San Carlos Apache Tribe, Tohono O'odham Nation, White Mountain Apache Tribe, Yavapai Apache Nation, Ak-Chin Indian Community, Pascua Yaqui Tribe, Gila River Indian Community, and Salt River Pima-Maricopa Indian Community. Three tribes responded to the consultation.

On September 25, 2018, a letter was sent to the same twelve tribes notifying them of the opportunity to review and comment on the draft environmental assessment. Three tribes responded to the consultation.

U.S. Fish and Wildlife Service Consultation

On February 27, 2019, formal consultation was initiated with the U.S. Fish and Wildlife Service, Arizona Ecological Services Office (USFWS) for Ongoing Grazing on the Coronado National Forest which includes the Seventy Six, Two Troughs and Cedar Springs allotments (USFWS reference: AESO/SE 02EAAZ00-2019-F-0437). A final Biological Opinion on Ongoing Grazing on the Coronado National Forest was received on September 30, 2021; the analysis and decision for this project tier to this consultation.

State Historic Preservation Office Consultation

Due to the determination that no cultural or historic properties would be affected, consultation with the State Historic Preservation Office was not required for this project (Cultural Resources Report #2016-05-048).

Council on Environmental Quality Regulations

This environmental analysis was conducted according to the Council on Environmental Quality's 1978 regulations for implementing the procedural provisions of the National Environmental Policy Act (40 CFR §§1500-1508, as amended). The CEQ issued revised regulations for implementing the procedural provisions of the National Environmental Policy Act, effective September 14, 2020. The revised regulations provide the responsible official the option of conducting an environmental analysis under the 1978 regulations if the process was initiated prior to September 14, 2020 (40 CFR §1506.13, 85 FR 137, p. 43373, July 16, 2020).

This project was initiated prior to September 14, 2020, with distribution of a scoping notice announcing the 30-day scoping period on April 25, 2014, and publication of a legal notice announcing the 30-day comment period on the draft EA on September 29, 2018.

Finding of No Significant Impact

The following is a summary of the effects of the project relative to the definition of significance established by the Council on Environmental Quality regulations (40 CFR 1508.13).

Context

Context means that the significance of an action may be analyzed in several contexts (i.e. local regional, worldwide), and over short and long timeframes. The effects of this site-specific proposed action and the significance of the effects are limited to the local level.

This project is a site-specific action that does not have international, national, regionwide, or

statewide importance and will not affect regional or national resources. This decision is made within the context of local importance in the project area in the Pinaleño Mountains on the Safford Ranger District in southeastern Arizona.

There are currently 50 allotments on the Safford Ranger District. The allotments covered by this decision account for approximately 6% of the number of allotments and 3.8% of the land area on the Safford Ranger District.

Intensity

Intensity refers to the severity of the expected project impacts and is defined by the 10 factors identified in 40 CFR 1508.27(b). My finding of no significant impact is based on the context of the project and the results of the evaluation of effects using the following 10 factors.

1. Impacts may be both beneficial and adverse. A significant impact may exist even if the Federal agency believes that on the balance the effects will be beneficial.

The beneficial and adverse effects of the selected alternative are described in the Environmental Consequences section of the environmental assessment and further detailed in the specialist reports in the project record. These findings have been reviewed and it is determined that none of the actions will result in significant effects.

The selected alternative may result in removal of herbaceous vegetation corresponding to light to moderate use levels (30 to 45 percent). These levels are expected to retain litter and plant stubble to provide soil cover and wildlife habitat. Possible structural improvements involve the installation of waterlines, troughs and drinkers. Construction of these improvements will result in minor, short-term disturbance but will benefit resources over the long term as a result of improved management, flexibility, and livestock distribution.

Flexibility given to resource managers to adjust the timing, intensity, frequency, and duration of livestock grazing will meet plants needs for recovery, improved vigor, and recruitment of desirable species. Rangelands, soils, and riparian and watershed conditions are expected to maintain or improve. Adverse effects have been mitigated through proposed management practices and design features. No significant adverse effects were identified during the analysis (see Chapter 3 of the FEA, for each resource).

Expected effects to cultural resources and to threatened and endangered species are described below in factors 8 and 9, respectively.

2. The degree to which the proposed action affects public health or safety.

No significant effects on public health and safety were identified. The scope of the grazing authorization is limited to implementation of managed livestock grazing and installation and maintenance of structural range improvements. There are inherent risks associated with these activities, but they are not expected to present significant hazards to workers or the public.

3. Unique characteristics of the geographic area such as proximity to historic or cultural resources, park lands, prime farmlands, wetlands, wild and scenic rivers, or ecologically critical areas.

No significant effects on the unique characteristics of the area are expected to occur. There are no park lands, prime farmlands, wetlands, or designated wild and scenic rivers in the project area. Ecologically critical areas include designated habitat for threatened and endangered species. See factor 9 below for information on the degree to which the action may adversely affect a threatened or endangered species or its habitat.

The project's effects to historical and cultural resources are minimized through the use of project design features that avoid or mitigate impacts. Cultural resources are further discussed in factor 8 below.

Effects to soil, water, vegetation, wildlife (including threatened and endangered species), special management areas, and cultural resources are addressed in their respective sections in Chapter 3 of the environmental assessment.

4. The degree to which the effects on the quality of the human environment are likely to be highly controversial.

In this context, the term "controversial" refers to cases where substantial scientific dispute exists as to the size, nature, or effects of a major Federal action on a human environmental factor rather than to public opposition of a proposed action or alternative.

The proposed action is supported by science and research. The proposed management practices and design features are commonly used practices described in agency directives, prescribed in the Forest Plan, applied on many other national forests with similar issues, and also used by other land management agencies. The details of the proposed action were reviewed by stakeholders and interested parties, and their comments were factored into the design of the project.

While there is some opposition to grazing use and other uses of public lands, this action is not highly controversial within the scientific context of NEPA. Research regarding grazing in the southwest and on the Forest has repeatedly shown that incorporating appropriate management practices while grazing livestock can minimize or avoid impacts to other resources including water quality, wildlife, soils, and cultural resources.

5. The degree to which the possible effects on the human environment are highly uncertain or involve unique or unknown risks.

The effects analysis indicates the effects are not uncertain and do not involve unique or unknown risk. Forest Service personnel have considerable experience with the types of activities to be implemented. The effects described in the environmental assessment are based on the judgement of experienced resource management professionals using the best available information. This action is similar to many past actions, both in this analysis area and across the national forest. It is likely the effects of implementing the selected alternative will be similar to the effects of past, similar actions.

6. The degree to which the action may establish a precedent for future actions with significant impacts or represents a decision in principle about a future consideration.

The decision to reauthorize livestock grazing on these allotments does not establish a precedent for future actions with significant effects. This is a stand-alone decision, and each grazing allotment was evaluated independently on its own merits. Future actions will be evaluated on a project-by-project basis through the environmental analysis process and will stand on their own as to environmental effects and project feasibility.

7. Whether the action is related to other actions with individually insignificant but cumulatively significant impacts.

The cumulative impacts of the selected alternative on wildlife, soil, vegetation, water quantity and quality, special management areas, and cultural resources were considered and disclosed in Chapter 3 of the FEA and in various specialist reports. The direct and indirect effects of the proposal are expected to be minor in the short term and beneficial or neutral over the long term. While this decision may include impacts to some resources, these impacts are not expected to result in cumulatively significant impacts due to the resource protection measures and adaptive management strategies of the proposed action as described in Chapter 2 of the FEA.

8. The degree to which the action may adversely affect districts, sites, highways, structures, or objects listed in the National Register of Historic Places or may cause loss or destruction of significant cultural or historical resources.

This analysis is in conformance with regulations of the National Historic Preservation Act, 1966, as amended (1992: Public Law 102-575); the National Environmental Policy Act (1969); Archaeological Resources Protection Act of 1979; Native American Grave Protection and Repatriation Act (1990: Public Law 101-601); and American Indian Religious Freedom Act (1978: Public Law 95-341). Forest Service Manual 2360.5 provides agency direction for heritage program management.

The decision will have no significant adverse effect on districts, sites, highways, structures, or objects listed in or eligible for listing in the National Register of Historic Places (Cultural Resources Report #2016-05-048). The term "historic properties" refers to cultural properties listed or determined as eligible for the National Register of Historic Places.

As discussed in Chapter 2 under Management Practices/Design Features, mitigation measures such as site avoidance will help to protect cultural resources from direct or indirect impacts. Areas proposed for ground-disturbing activities have been, or will be, surveyed prior to construction, and all cultural resources or historic sites will be avoided.

The Forest Archaeologist has consulted and coordinated with interested and affected tribes regarding the proposed action. Implementation of the selected alternative will not affect tribal access to Federal lands within the allotment areas.

Potential impacts to archaeological and historic resources have been evaluated in compliance with Section 106 of the NHPA. Based on the resource protection measures, the selected alternative will have no adverse effect on cultural properties and values. Due to the determination that no cultural or historic properties would be affected, consultation with the Arizona State Historic Preservation Office (SHPO) was not required during preparation of the FEA.

Pursuant to the provisions found in 36 CFR 800.13, should any previously unidentified cultural resources be discovered during project implementation, activities that may be affecting that resource will be halted immediately (see Management Practices/Design Features for Cultural Resources in Chapter 2 of the FEA). The resource will be evaluated by a professional archaeologist and consultation will be initiated with the SHPO to determine appropriate actions for protecting the resource and for mitigating any adverse effects on the resource.

9. The degree to which the action may adversely affect an endangered or threatened species or its habitat that has been determined to be critical under the Endangered Species Act.

As stated above in the Decision Notice, formal consultation was initiated on February 27, 2019 with the U.S. Fish and Wildlife Service, Arizona Ecological Services Office. An amended final biological assessment was submitted on September 27, 2019. On September 30, 2021, the U.S. Fish and Wildlife Service issued a final Biological Opinion on Ongoing Grazing on the Coronado National Forest (USFWS reference: AESO/SE 02EAAZ00-2019-F-0437). The following determinations for the selected alternative tier to this consultation:

- May affect, likely to adversely affect for the threatened yellow-billed cuckoo.
- May affect but not likely to adversely affect for the threatened Mexican spotted owl and its designated critical habitat.

Additionally, a **no effect** determination was made for all species for which the project action area occurs outside the known range of the species and/or does not provide suitable habitat.

The conclusions of the BO are legally binding, as described above under Decision and Reasons for the Decision.

10. Whether the action threatens a violation of Federal, State, or local law or requirements imposed for the protection of the environment.

The selected alternative will not violate Federal, State, and local laws or requirements for protecting the environment. The selected alternative complies with all standards and guidelines in the Forest Plan as documented in the Forest Plan Consistency and Management Direction section in Chapter 1 of the FEA.

Archaeological Resources Protection Act; American Indian Religious Freedom Act; Executive Order 11593 (Cultural Resources), and Section 106 of the National Historic Preservation Act (NHPA): Potential impacts to archaeological and historic resources have been evaluated in compliance with Section 106 of the NHPA. Due to the determination that no cultural or historic properties would be affected, consultation with the State Historic Preservation Office was not required for this project. Implementation of the selected alternative will not affect tribal access to Federal lands within the allotment areas. See discussion above under factor 8.

Bald and Golden Eagle Protection Act: Possible impacts to bald and golden eagles were considered and are disclosed in the Wildlife section in Chapter 3 of the environmental assessment. It was determined the selected alternative will not impact bald and golden eagles and is not likely to cause a trend to Federal listing or loss of viability.

Clean Water Act: Arizona Department of Environmental Quality was provided the opportunity to review the environmental assessment. Mitigation and design features to protect water quality are included in the selected alternative (Management Practices/Design Features for Soil, Hydrology, Vegetation and Watershed in Chapter 2 of the FEA).

Endangered Species Act: See discussion under factor 9 above.

Migratory Bird Act: As disclosed in the Wildlife section in Chapter 3 of the environmental assessment, the selected alternative is not expected to have any measurable negative effects to migratory bird populations.

Multiple Use Sustained Yield Act: Where consistent with other multiple use goals and objectives, the Multiple Use Sustained Yield Act of 1960, Forest and Rangeland Renewable Resources Planning Act of 1974, Federal Land Policy and Management Act of 1976 declares a Congressional intent to allow grazing on suitable lands. All areas approved for grazing in this decision are identified as suitable lands under the Forest Plan. The selected alternative considers the multiple uses of the various renewable resources, will not impair land productivity, and is consistent with this law.

National Forest Management Act: My decision to implement Alternative 2 is consistent with the intent of the Coronado National Forest Land and Resource Management Plan (Forest Plan). As described in Chapter 1 of the FEA, the project design was based upon the Forest Plan desired conditions of resources found on the allotments. The project was designed in conformance with applicable forestwide standards and guidelines, and specific management direction for the Pinaleño Ecosystem Management Area within the Safford Ranger District. This project incorporates appropriate forest plan guidance for range management, vegetation, watersheds, riparian areas, soils, and wildlife. Forest Service policy is to make forage available to qualified livestock operators from lands suitable for grazing, provided it is consistent with the Forest Plan and meets the terms of the administrative permit. The project area was determined as suitable and capable for grazing in the 2018 Forest Plan.

Rescissions Act of 1995: The Rescissions Act of 1995 (Public Law 104-19) Section 504(a) requires National Forests to develop a schedule by which they would complete NEPA analyses on allotments. Completing a NEPA analysis and decision that will ensure that livestock grazing is consistent with desired conditions, objectives, standards and guidelines of the Forest Plan will result in compliance with the Rescissions Act of 1995.

Roadless Area Conservation Rule: The selected alternative will not result in road construction or the sale, removal, or cutting of timber within the inventoried roadless area. Therefore, there will be no effects to the roadless characteristics (see Special Management Areas section in Chapter 3 of the FEA). I have determined that the selected alternative is in compliance with the Roadless Area Conservation Rule.

Wilderness Act: The Wilderness Act of 1964 allows for livestock grazing in wilderness areas, where established prior to the effective date of the Wilderness Act. Approximately 487 acres of the Mount Graham Wilderness Study Area occur in the Seventy Six Allotment. No new improvements are proposed within the wilderness study area. Further information is included in the Special Management Areas section of the environmental assessment. I have determined that the selected alternative is in compliance with the Wilderness Act.

Conclusion

As the Responsible Official, I am responsible for evaluating the effects of the project relative to the definition of significance established by CEQ Regulations (40 CFR 1508.13). I have reviewed the project record and specialist reports and after considering the environmental impacts described in the EA, I have determined that Alternative 2 will not have significant effects on the quality of the human environment considering the context and intensity of impacts (40 CFR 1508.27). Thus, an environmental impact statement will not be prepared.

Findings Required by Other Laws and Regulations

The project was prepared consistent with the requirements of the National Environmental Policy Act and other relevant Federal and State laws and regulations.

Forest Service Sensitive Species: Impacts to Southwestern Regional Forester sensitive species were considered as disclosed in table 7 of the FEA. The selected alternative is not likely to cause a trend toward Federal listing or loss of viability of any sensitive species.

Administrative Review and Objection Opportunities

The Seventy Six, Two Troughs and Cedar Springs Allotment Analysis Project is an activity implementing a land management plan that is not authorized under the Healthy Forests Restoration Act and was therefore subject to pre-decisional objection pursuant to 36 CFR Part 218, Subparts A and B. Legal notice of the opportunity to object to the proposal was published in the *Eastern Arizona Courier*, the newspaper of record for the Safford Ranger District, with issuance of the draft Decision Notice and Finding of No Significant Impact on November 17, 2021. Objection letters were sent out to all previous commenters and to 24 representatives from local tribes. The objection period lasted for 45 days, closing on January 3, 2022. No objections were filed.

Copies of the EA and Contact for Further Information

Electronic copies of the EA and other related documents are available online at <u>http://www.fs.fed.us/nepa/nepa_project_exp.php?project=44354</u>. For further information concerning the Seventy Six, Two Troughs and Cedar Springs Allotment Analysis Project, contact James Heitholt at james.heitholt@usda.gov during normal business hours.

Implementation

Since no objections were filed, implementation of the decision may occur on, but not before, the fifth business day following the end of the objection filing period (January 10, 2022).

GEORGE GARCIA GARCIA Date: 2022.01.13 08:30:34 -07'00'

George Garcia District Ranger Safford Ranger District Coronado National Forest Date

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's

TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <u>http://www.ascr.usda.gov/complaint_filing_cust.html</u> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.

USDA is an equal opportunity provider, employer and lender.