PMC-EF2a
(2.06.02)

U.S. DEPARTMENT OF ENERGY
EERE PROJECT MANAGEMENT CENTER
NEPA DETERMINATION

RECIPIENT: State of Nevada Office of Energy **STATE:** NV

PROJECT TITLE : Nevada EECBG City Subgrant: West Wendover

Funding Opportunity Announcement Number	Procurement Instrument Number	NEPA Control Number	CID Number
DE-FOA-0000013	EE0000687.001		EE0

Based on my review of the information concerning the proposed action, as NEPA Compliance Officer (authorized under DOE Order 451.1A), I have made the following determination:

CX, EA, EIS APPENDIX AND NUMBER:

Description:

B5.1 Actions to conserve energy, demonstrate potential energy conservation, and promote energy-efficiency that do not increase the indoor concentrations of potentially harmful substances. These actions may involve financial and technical assistance to individuals (such as builders, owners, consultants, designers), organizations (such as utilities), and state and local governments. Covered actions include, but are not limited to: programmed lowering of thermostat settings, placement of timers on hot water heaters, installation of solar hot water systems, installation of efficient lighting, improvements in generator efficiency and appliance efficiency ratings, development of energy-efficient manufacturing or industrial practices, and small-scale conservation and renewable energy research and development and pilot projects. The actions could involve building renovations or new structures in commercial, residential, agricultural, or industrial sectors. These actions do not include rulemakings, standard-settings, or proposed DOE legislation.

Rational for determination:

The State of Nevada proposes to utilize EECBG funds Install a pedestrian sidewalk on N. Gene L Jones Way in West Wendover, NV. This activity includes the following:

The pedestrian sidewalk will be located on North Gene L. Jones Way ("Gene Way") in West Wendover, NV and is in a part of the City Center/Downtown area and is currently under development. The pedestrian sidewalk will connect N. Gene L Jones Way to City Hall and the Victory Highway Historic Interpretive Walking Trail, as well as proposed future facilities including the medical center, fire station and commercial/retail facilities.

The project dimensions are a 6-foot wide sidewalk 2,100 linear feet in length along with four small retaining walls (with safety railing when required) beginning at Wendover Boulevard and concluding at City Hall. Gene Way exists as a "loop road" with two access points from Wendover Boulevard. When completed, the sidewalk will abut against the existing roadway curb and gutter and will extend out from the existing road a mere 6 feet. There is partially-existing sidewalk on both the interior and exterior sides of Gene Way, and funds will be utilized to complete the unfinished segments on both sides of Gene Way.

Gene Way loop road and new West Wendover City Hall was constructed on a 123-acre parcel of land leased to West Wendover by the U.S. Bureau of Land Management ("BLM") under a long term-term Recreation and Public Purpose Lease. The 123-acre parcel area includes portions of the old Victory Highway, however, the Gene Way right-of-way (ROW) in which the sidewalk will be constructed does not include any portion of the old Victory Highway. According to City officials, the R&PP Lease described the mitigation required of the City of West Wendover to preserve the old Victory Highway. The City installed a historic marker identifying the highway within the interior potion of the Gene Way loop.

All construction activities will occur within the existing ROW, which is previously disturbed. No wetlands or waters, vegetation or wildlife are anticipated to be affected by construction of the pedestrian path. This activity is categorically excluded under NEPA under B5.1 Actions to Conserve Energy.

Prior to groundbreaking, the RECIPIENT has the affirmative responsibility to ensure that a SWPPP is prepared for the excavation activities and all construction BMPs are implemented.

Prior to the expenditure of Federal funds to implement the above activity, the RECIPIENT has the affirmative responsibility to ensure compliance with Sec. 106 of the National Historic Preservation Act (NHPA). Section 106 applies to historic properties, districts, etc… that are listed in or eligible for listing in the National Register of Historic Places. If applicable, the RECIPIENT must contact the State Historic Preservation Officer (SHPO) to coordinate the

Section 106 review outlined in 30 CFR Part 800.

Prior to the expenditure of Federal funds the recipient has the affirmative responsibility to ensure that it has a waste management plan addressing waste generated by their proposed actions. The plan will describe the plan to dispose of any sanitary or hazardous waste, e.g. construction and demolition debris, old light bulbs, lead ballasts, piping, roofing materials, discarded equipment, debris, packaging materials, asbestos, etc. generated as a result of the proposed project. The recipient must ensure that it will comply with all federal, state and local regulations for waste disposal.

NEPA PROVISION

DOE has made a final NEPA determination for this award

Insert the following language in the award:

Note to Specialist :

None Given.

SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.

NEPA Compliance Officer Signature: _____ Date: 4/22/10

NEPA Compliance Officer

FIELD OFFICE MANAGER DETERMINATION

☐ Field Office Manager review required

NCO REQUESTS THE FIELD OFFICE MANAGER REVIEW FOR THE FOLLOWING REASON:

☐ Proposed action fits within a categorical exclusion but involves a high profile or controversial issue that warrants Field Office Manager's attention.

☐ Proposed action falls within an EA or EIS category and therefore requires Field Office Manager's review and determination.

BASED ON MY REVIEW I CONCUR WITH THE DETERMINATION OF THE NCO :

Field Office Manager's Signature: _____ Date: _____

Field Office Manager