

LEGAL NOTICE

DECISION NOTICE, WITH A FINDING OF NO SIGNIFICANT IMPACT

Restoration of Native Aquatic Species in the Redrock Canyon Watershed

**USDA, Forest Service
Coronado National Forest
Sierra Vista Ranger District
Santa Cruz County, Arizona**

To comply with the requirements of the National Environmental Policy Act (NEPA), the U.S. Department of the Interior, Bureau of Reclamation (Reclamation), prepared an Environmental Assessment (EA) of the subject project. Reclamation is the lead Federal agency for NEPA compliance, and the U.S. Department of Agriculture, Forest Service, Coronado National Forest; the DOI, Fish and Wildlife Service (FWS); and the Arizona Game and Fish Department (AGFD) are cooperating agencies, as defined by NEPA regulations at 40 CFR 1501.6.

On July 14, 2008, Forest Supervisor Jeanine Derby signed a Decision Notice with a Finding of No Significant Impact (DN/FONSI) documenting Forest Service approval of this aquatic species restoration action proposed for implementation on the Sierra Vista Ranger District. As part of the action, Reclamation will construct a concrete fish barrier in the Redrock Canyon stream on National Forest System land in Townships 21 and 22 South, Ranges 16 and 17 East.

The proposed project will facilitate restoration of native aquatic species in the Redrock Canyon watershed by providing a barrier to upstream migration of non-native species, which prey upon and compete with native populations. After the barrier is in place, Arizona Game and Fish Department, in cooperation with the Forest Service and U.S. Fish and Wildlife Service, will remove non-native species from specific surface waters in the project area and stock native species in suitable habitat within the watershed.

On September 14, 2007, in accordance with Forest Service Notice, Comment, and Appeal regulations at 36 CFR 215, a legal notice was published in the *Arizona Daily Star* newspaper to announce the availability of the pre-decisional EA for a 30-day public review period. Simultaneously, the EA was distributed for review to 11 parties who previously offered comment on the scope of the NEPA analysis. The 30-day public review period ended on October 13, 2007.

The DN/FONSI and Final EA, which includes responses to comments received on the pre-decisional EA, are available for public inspection at the Forest Supervisor's Office, 300 W. Congress St., Tucson, and at the Sierra Vista Ranger District, 5990 South Highway 92, Hereford, Arizona. Please contact Ms. Rachel Anne Carroll, Forest NEPA

Assistant, at 388-8361, or Mr. Glenn Frederick, District Biologist, at (520) 378-0311 to schedule a review in Tucson and Hereford, respectively. Questions about this notice may be directed to Ms. Andrea Wargo Campbell, Forest NEPA Coordinator, at (520) 388-8352.

Opportunity to Appeal

This decision is subject to a 45-day public appeal period in accordance with 36 CFR 215.12 (e)(1).

An opportunity to appeal this decision is available to only those individuals and organizations who submitted oral or written comments during the 30-day comment period for the EA [215.13(a)]. Each notice of appeal must satisfy the content requirements found in 36 CFR 215.14. Comments must include a personal or official signature or a legible name and address for the person or organization offering them.

Appeals may be submitted by U.S. mail, facsimile, electronic mail (email), hand-delivery, or express delivery to the Appeals Deciding Officer, Mr. Corbin L. Newman, Regional Forester, Southwestern Regional Office, 333 Broadway SE, Albuquerque, NM, 87102. Appeals may be delivered in person at this address between 8:00 a.m. and 4:30 p.m., Monday through Friday, Mountain Daylight Time, excluding Federal holidays.

Email appeals may be contained in the body of an email message or as an attachment to the message in plain text (.txt), rich text (.rtf), or as a Microsoft Word (.doc) and sent to appeals-southwestern-regional-office@fs.fed.us. The identifying phrase “Appeal-Coronado Redrock Fish Barrier Project” must be listed in the email subject line. A scanned signature will satisfy verification of identity for appeals submitted electronically.

An appeal must be filed within 45 days from the publication date of this notice in the *Arizona Daily Star*, which is the newspaper of record for decisions to be signed by the Coronado National Forest Supervisor. The publication date in the newspaper of record is the official start date of the 45-day period in which a valid appeal may be filed. Agency regulations prohibit extending the length of the appeal period.

Project Implementation Date

If no appeals are filed regarding this decision, the proposed action may be implemented on the 6th business day following the close of the 45-day appeal period. If the Forest Service receives appeals on this decision, implementation will be allowed on the 16th business day following the completion date of the review and disposition of all appeals.

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