

CHAPTER 5

COMPARISON OF ALTERNATIVES AND CONCLUSIONS

This document, as a supplement to the 1973 Final Environmental Statement (FES), analyzes the impacts of operating the system at the current pool level of 478.0 feet, the historical effects of raising the conservation pool level from 471.6 to 478.0 feet and mitigating any adverse effects. The proposed action examines current operations and ongoing effects to resources from operating the Wister Lake project. “Baseline” condition comparisons consist of the environment as it is now, including any historic effects from raising the conservation pool to its present level. The no-action alternative examines the effects to resources if mitigation measures to past and present operations are not implemented.

The resources evaluated include hydrology, geology and soils, water supply, water quality, air quality, biological resources, land use, socioeconomics, recreation, transportation, and cultural resources. In addition, environmental justice and protection of children will be evaluated. Table 5-1 summarizes potential impacts to each resource from the proposed action. The no-action alternative would have the same effects, but mitigation measures would not be implemented, leading to adverse effects to biological and cultural resources.

Table 5-1 Impacts from Proposed Action

<i>Resource Chapter</i>	<i>Potential Impacts of Proposed Action</i>	<i>No Action</i>
Hydrology and Water Supply	<ul style="list-style-type: none"> • Increase in conservation pool level to 478.0. • Minimal change in water flow releases. • Minimal change in downstream flooding. • Minor loss in flood control storage (37,532 acre-feet) • No change to surface or groundwater. • Increase in available conservation storage. 	Same
Water Quality	<ul style="list-style-type: none"> • Raising conservation pool has a negligible effect on water quality. 	Same
Air Quality	<ul style="list-style-type: none"> • No change in air quality. 	Same
Biological Resources	<ul style="list-style-type: none"> • Inundation of 3,254 acres of terrestrial wildlife habitat. • Increase of 3,254 acres of aquatic habitat for waterfowl and fisheries. • Loss of 288 acres of waterfowl marsh and greentree reservoirs. • Disturbance and relocation of wetlands and increase of approximately 6,000 acres of open water. • Loss of 2,600 acres of habitat over 100 years. • Increase in the inundation frequency of the original floodplain adjacent to Wister Lake. • <i>Mitigation Measures:</i> reimbursal for loss of greentree reservoirs and construction of new reservoirs. 	Same Impact/No Mitigations
Land Use	<ul style="list-style-type: none"> • Potential increase in recreation use. 	Same
Recreation	<ul style="list-style-type: none"> • Temporary inundation of lower elevation picnic facilities and boat ramps. 	Same
Socioeconomics	<ul style="list-style-type: none"> • Minimal loss of grazing revenue. • No change to socioeconomics. 	Same
Transportation	<ul style="list-style-type: none"> • Temporary flooding of roads. 	Same
Cultural Resources	<ul style="list-style-type: none"> • 18 sites disturbed or destroyed and 10 sites submerged within the 471.6 to 478 level. 18 unevaluated sites may be affected. • 32 sites potentially effected by shoreline erosion between 478 and 485 feet. • 19 sites disturbed or in poor condition above 485 feet elevation by recreational use, vandalism. • <i>Mitigation Measures:</i> On-going consultation would identify appropriate mitigation measures. 	Same Impact/No Mitigations
Hazardous, Toxic, Radioactive Wastes	<ul style="list-style-type: none"> • No change in current operations, will remain in compliance. 	Same
Environmental Justice	<ul style="list-style-type: none"> • No disproportional affects to minorities or low-income populations. 	Same
Protection of Children	<ul style="list-style-type: none"> • Proposed action does not represent health or safety risks to children. 	Same
Cumulative Impacts	<ul style="list-style-type: none"> • No cumulative effects anticipated from other ongoing or proposed actions. 	Same

CHAPTER 6

REFERENCES

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CHAPTER 7

LIST OF PREPARERS

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CHAPTER 8

AGENCIES AND INDIVIDUALS CONTACTED

Chamber of Commerce

Poteau, Oklahoma

Wister, Oklahoma

Chickasaw Nation of Oklahoma

Lt. Governor Jefferson Keel

Ada, Oklahoma

House of Representatives

State Representative Kenneth Corn

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Oklahoma State Senate

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Poteau, Oklahoma

Oklahoma Water Resources Board

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Ken Hammond, Chairman
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State Historic Preservation Office

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Ken Frazier and Richard Stark, Biologists
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Tulsa, Oklahoma 74127

U.S. Army Corps of Engineers

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Additional agencies and persons were contacted through the IICEP process. A complete list may be found in Appendix A, Attachment B.

**TABLE 9-1
APPLICABLE ENVIRONMENTAL LAWS AND REGULATIONS**

Relationship of Plans to Environmental Protection Statutes and Other Environmental Requirements

Policies	Compliance of Alternatives
Archaeological and Historic Preservation Act, 1974, as amended, 16 U.S.C. 469, et seq.	Plans in Full Compliance
Clean Air Act, as amended, 42 U.S.C. 7609, et seq.	Plans in Full Compliance
Clean Water Act, 1977, as amended (Federal Water Pollution Control Act), 33 U.S.C. 1251 et seq.	Plans in Full Compliance
Endangered Species Act, 1973, as amended, 16 U.S.C. 1531, et seq.	Plans in Full Compliance
Federal Water Project Recreation Act, as amended, 16 U.S.C. 460-1-12, et seq.	Plans in Full Compliance
Fish and Wildlife Coordination Act, as amended, 16 U.S.C. 661, et seq.	Plans in Full Compliance
Land and Water Conservation Fund Act, 1965, as amended, 16 U.S.C. 4601, et seq.	NA
National Historic Preservation Act, 1966, as amended, 16 U.S.C. 470a, et seq.	Plans in Full Compliance
National Environmental Policy Act, as amended, 42 U.S.C. 4321, et seq.	Plans in Full Compliance
Native American Graves Protection and Repatriation Act, 1990, 25 U.S.C. 3001-13, et seq.	Plans in Full Compliance
Rivers and Harbors Act, 33 U.S.C. 401, et seq.	Plans in Full Compliance
Watershed Protection and Flood Prevention Act, 16 U.S.C. 1001, et seq.	NA
Wild and Scenic rivers Act, as amended, 16 U.S.C. 1271, et seq.	NA
Water Resources Planning Act, 1965	Plans in Full Compliance
Floodplain Management (E.O. 11988)	Plans in Full Compliance
Protection of Wetlands (E.O. 11990)	Plans in Full Compliance
Environmental Justice (E.O. 12898)	Plans in Full Compliance
Environmental Health and Safety Risks (E.O. 13045)	Plans in Full Compliance
Federal Facilities on Historic Properties (E.O. 13006)	NA
Accommodation of Native American Sacred Sites (E.O. 13007)	Plans in Full Compliance
Farmland Protection Policy Act, 7 U.S.C. 4201, et seq.	Plans in Full Compliance

Note: Full compliance = Having met all requirements of the statutes, Executive Orders, or other environmental requirements for the current stage of planning.

CHAPTER 10

PUBLIC INFORMATION

CEQ regulations require an early and open process for identifying significant issues related to a proposed action and obtaining input from the public prior to making a decision that could significantly affect the environment. These regulations specify public involvement at various times during the development of an environmental statement. The public involvement process followed by USACE for this proposal included:

- Issuing a Notice of Intent (NOI) to prepare the draft Supplemental Final Environmental Statement (draft Supplemental FES);
- Undertaking the Intergovernmental and Interagency Coordination of Environmental Planning (IICEP) process and consulting with agencies, local government, and Native American tribes;
- Conducting a scoping comment period and holding a meeting; as well as
- Having a public comment period and meeting following the publication of the draft Supplemental Final Environmental Statement.

The NOI was published in the *Federal Register* on March 17, 1997. This served as the official notification of USACE's intent to conduct the environmental analyses for this proposal. Agency coordination and consultation in the form of IICEP began at this time as well. IICEP is a federally mandated process for informing and coordinating with other governmental agencies regarding proposed actions. Both NEPA and CEQ regulations require intergovernmental notification prior to making any detailed statement of environmental impacts. Through the IICEP process, concerned federal, state, and local agencies must be notified and allowed sufficient time to evaluate potential environmental impacts of a proposed action. IICEP letters were sent to over 20 government agencies, elected officials, and tribal representatives (Appendix A provides a list of these agencies and individuals) in Oklahoma and Arkansas. These letters outlined the proposed action and alternatives identified by USACE announced the scoping workshop, as well as provided a venue in which to respond to USACE's proposal.

Scoping Process. Publication of the NOI also marked the beginning of the scoping period. The scoping phase of the environmental analysis process provides opportunities for government agencies, interest groups, and the general public to learn about the proposed action and no-action alternative. The scoping process helped USACE identify alternative approaches for meeting the proposal's need and provides an avenue for public input into the resource analysis performed in the draft Supplemental FES.

A news release announcing the public information (scoping) workshop was sent to local newspaper in Poteau, OK and Ft. Smith, AR in September 1997. The public scoping meeting resulted in 3 comments, summarized in section 1.5.

USACE Tulsa also conducted IICEP consultation in 2001, at the initiation of the preparation of the Supplemental FES. Letters were sent out to agencies and interested parties and six responses were received. These responses are included in Appendix A. The Draft Supplemental FES will be distributed to the public and agency representatives in June 2002. It will be sent to individuals and locations on the attached mailing lists.

Wister Lake Supplemental EIS -- IICEP List

First Name	MI	Last Name	Title	Organization	Address	City	State	Zip
Mr. Bobbye Phil	Jack	Jones	State Conservationist, NRCs	Agriculture Center Office Building	Farm Road and Brumley Street	Stillwater	OK	73074
Mr. Robert		Keasling	Historic Preservation Officer	Bureau of Land Management	220 North Service Road	Moore	OK	73106-4980
The Honorable LaRue		Cast	Chairwoman	Caddo Tribe of Oklahoma	P.O. Box 487	Binger	OK	73009
The Honorable Chad		Parker	Chief	Caddo Tribe of Oklahoma	P.O. Box 487	Binger	OK	73009
The Honorable Gregory		Smith	Chief	Choctaw Nation of Oklahoma	220 NW Virginia Avenue	Bartlesville	OK	74003
The Honorable Perry		Pyle	Chief	Muskogee (Creek) Nation	P.O. Drawer 1210	Durant	OK	74701
Mr. Don		Beaver	Chief	Office of Federal Assistance Mgmt.	6601 Broadway Extension	Oklahoma City	OK	74447
Mr. Matt		Strain	President	Oklahoma Audubon Council	1728 Quaker	Tulsa	OK	73116
Mr. Mark		Woodward	Wellstands Program Coordinator	Oklahoma Conservation Commission	2800 N. Lincoln Blvd., Suite 160	Oklahoma City	OK	74120
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Mayor		Mr. Eddie R. Crouse	Director of Floodplains Programs	Federal Energy Regulatory Comm.	P.O. Box 660	Tulsa	OK	74104-0060
Mayor		Director, Office of Federal Activities (2252)	Director, Advisory Council on Hist. Pres.	US Environmental Protection Agency	3840 S. 103rd East Ave.	Tulsa	OK	74164
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		Assoc. General Counsel	Assoc. General Counsel	Federal Emergency Management Agency	1000 Indp. Avenue, SW	Washington	DC	20585-0001
		Dir. Office of Env. Policy	Dir. Office of Env. Policy	Federal Highway Administration	Washington	Washington	DC	20426
		Asst. Dir. Natural Resources & Environment	Asst. Dir. Natural Resources & Environment	Federal Maritime Comm./	401 M Street SW	Washington	DC	20460-0001
		Env. Policy	Env. Policy	US Department of Agriculture	1100 Pennsylvania Ave., NW	Washington	DC	20460-0001
		Ecology and Conserv. Division	Ecology and Conserv. Division	Rural Electrification Admin.	1100 Pennsylvania Ave., NW	Washington	DC	20004-2509
		Dir. Office of env. And Energy	Dir. Office of env. And Energy	U.S. Dept. of Commerce	400 First St. NW	Washington	DC	20426-0001
		Dir. Office of Env. And Policy Review	Dir. Office of Env. And Policy Review	U.S. Dept. of Housing and Urban Dev.	400 C Street, SW	Washington	DC	20472-0001
		Dep. Dir. For Env. And Policy Review	Dep. Dir. For Env. And Policy Review	U.S. Dept. of Interior	400 Seventh Street, SW	Washington	DC	20590-0001
				U.S. Dept. of Interior	1100 L St., NW	Washington	DC	20573-0001
				U.S. Dept. of Interior	148 & Independence Ave., SW	Washington	DC	20250-0001
				U.S. Dept. of Interior	USDA, 14th st. and Indp. Ave. SW	Washington	DC	20250-0001
				U.S. Dept. of Interior	14th and Constitution Ave., NW	Washington	DC	20230-0001
				U.S. Dept. of Interior	451 Seventh St., SW	Washington	DC	20410-0001
				U.S. Dept. of Interior	1849 C St., NW, Mail # 2340	Washington	DC	20240-0001
				U.S. Dept. of Interior	400 7th Street, SW	Washington	DC	20590-0001

Wister Lake Supplemental EIS -- HCEP List

U.S., State, and Local Elected Officials									
<i>Title</i>	<i>First Name</i>	<i>MI</i>	<i>Last Name</i>	<i>Organization</i>	<i>Address1</i>	<i>Address2</i>	<i>City</i>	<i>State</i>	<i>Zip</i>
<i>United States</i>									
The Honorable	Don		Nickles	3310 Mid-Continent Tower		409 S. Boston	Tulsa	OK	74103-4007
The Honorable	James	M.	Inhofe	1924 S. Utica St., Suite 530			Tulsa	OK	74101-6511
Congressman	Wes		Watkins	1903 N. Boomer Rd.			Stillwater	OK	74075
<i>State</i>									
The Honorable	Larry	L.	Dickerson	Oklahoma State Senate	State Capitol Bldg., Rm. 522	2300 N. Lincoln Blvd.	Oklahoma City	OK	73105-4808
Representative	Kenneth		Corn	Oklahoma State House of Representatives	State Capitol Bldg., Rm. 300	2300 N. Lincoln Blvd.	Oklahoma City	OK	73105
<i>Local</i>									
City of Wister				Wister City Hall	101 Highland		Wister	OK	74966
LeFlore County Commissioner					100 S. Broadway St.		Poteau	OK	74953
City of Poteau				Poteau City Hall	111 Peters St.		Poteau	OK	74953

Wister Lake Supplemental EIS - Repositories

<i>Title</i>	<i>Address</i>	<i>City</i>	<i>State</i>	<i>Zip</i>
Wister Branch Library	100 Highland	Wister	OK	74966
Buckley Public Library	408 Dewey Avenue	Poteau	OK	74953
Carl Albert Junior College	Library	Poteau	OK	74953