



# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Northwest Oregon District Office  
1717 Fabry Road SE, Salem, Oregon 97306  
<http://www.blm.gov>

**AUG 06 2021**



## Riverside Emergency Stabilization and Rehabilitation Roadside Hazard Tree Removal Project DOI-BLM-ORWA-N010-2021-0010-CX

Dear Interested Party:

The Bureau of Land Management (BLM) Northwest Oregon District has made a decision to implement the post-Riverside Fire emergency stabilization and rehabilitation (ESR) roadside hazard tree removal Project (Project). This Project will be implemented immediately as it is a wildfire management decision under 43 CFR § 5003.1 (b). The focus of treatments will be to fell and deck trees along roads within the Fire perimeter that are unstable or have had structural integrity compromised by the Fire, risking partial or total failure. BLM will remove all dead and dying trees within striking distance of the road with an approximate average distance of 160 feet (based on lidar analysis) from each side of roads. Down wood and snags will be left. Depending on LUA and tree condition, some trees will be sold and hauled off site; others will be used for fish habitat restoration. Trees marked for commercial sale will be temporarily decked adjacent to existing roads or on old landing sites, road turnouts, rock pits and day-use parking areas. Log decks stacked during initial fire suppression and safety efforts will also be removed to prevent them from rolling onto roads or striking passing public. Other stabilization and rehabilitation activities under this Project include repairing and installing essential erosion control structures; replacing or repairing existing culverts, roads, trails, fences, and minor facilities; constructing protection fences; planting, seeding, and mulching as site-specific resources and conditions warrant.

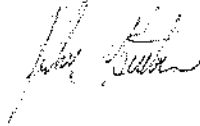
The BLM designed the Project to be consistent with management direction in the 2016 Northwestern and Coastal Oregon Record of Decision and Resource Management Plan. The BLM offered a 15-day public scoping period on the Project and responded to substantive comments received, in the Decision Record. The Riverside ESR Roadside Hazard Tree Removal Categorical Exclusion and Decision Record are located on the Project ePlanning webpage: <https://eplanning.blm.gov/eplanning-ui/admin/project/2012957/510>, NEPA number: DOI-BLM-ORWA-N010-2021-0010-CX. Copies of the Categorical Exclusion and Decision Record are also available upon request.

A person adversely affected by this wildfire management decision may appeal the decision to the Interior Board of Land Appeals (Board), within the Office of the Secretary, Office of Hearings and Appeals. Appeals to the Board are governed by the Department's regulations at 43 C.F.R. Part 4. The BLM has provided the attached Form 1842-1 as a courtesy to assist a member of the

public who chooses to appeal this decision. However, appellant (the person filing the appeal) bears the responsibility to know, understand, and comply with the appeals regulations.

To appeal this decision, appellant or designated representative (*see* 43 C.F.R. § 1.3) must file a notice of appeal within thirty (30) calendar days of the date of this decision (July 30, 2021) in this office, addressed to the deciding official, John Huston, Cascades Field Manager, Northwest Oregon District, 1717 Fabry Road SE, Salem, OR 97306. It is the responsibility of the deciding official to promptly transmit a notice of appeal to the Board. If the notice of appeal does not include a statement of reasons, the appellant must file the statement of reasons with the Board and the BLM within thirty (30) calendar days after the notice of appeal is filed. A copy of the notice of appeal, any statement of reasons, any written arguments, and any briefs must also be filed with the Office of the Regional Solicitor, Pacific Northwest Region, U.S. Department of the Interior, 601 SW 2nd Ave, Suite 1950, Portland, OR 97204. An appellant has the right to petition the Board to stay implementation of the decision. A petition for stay, if any, must accompany the notice of appeal, and be served upon the deciding official and the Office of the Regional Solicitor. For additional information, contact John Huston, Field Manager, at (503) 302-4478.

Sincerely,



Digitally signed by  
JOHN HUSTON  
Date: 2021.08.05  
15:38:57 -07'00'

John Huston  
Field Manager, Cascades Field Office

Enclosure

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
- AND
2. You believe it is incorrect.

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

I. NOTICE OF APPEAL.....

A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).

2. WHERE TO FILE

NOTICE OF APPEAL.....

John Huston, Cascades Field Manager  
Cascades Field Office  
Northwest Oregon District  
1717 Fabry Road SE  
Salem, Oregon 97306

WITH COPY TO SOLICITOR.....

Office of the Regional Solicitor  
Pacific Northwest Region  
601 SW 2nd Ave., STE 1950  
Portland, Oregon 97204

3. STATEMENT OF REASONS

Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).

WITH COPY TO SOLICITOR.....

4. SERVICE OF DOCUMENTS

A party that files any document under 43 CFR Subpart 4, must serve a copy of it concurrently on the appropriate official of the Office of the Solicitor under 43 CFR 4.413(c) and 4.413(d). For a notice of appeal and statement of reasons, a copy must be served on each person named in the decision under appeal and for all other documents, a copy must be served on each party to the appeal (including intervenors). Service on a person or party known to be represented by counsel or other designated representative must be made on the representative. Service must be made at the last address of record of the person or party (if unrepresented) or the representative, unless the person, party or representative has notified the serving party of a subsequent change of address.

5. METHOD OF SERVICE....

If the document being served is a notice of appeal, service may be made by (a) Personal delivery; (b) Registered or certified mail, return receipt requested; (c) Delivery service, delivery receipt requested, if the last address of record is not a post office box; or (d) Electronic means such as electronic mail or facsimile, if the person to be served has previously consented to that means in writing. All other documents may be served by (a) Personal delivery; (b) Mail; (c) Delivery service, if the last address of record is not a post office box; or (d) Electronic means, such as electronic mail or facsimile, if the person to be served has previously consented to that means in writing.

6. REQUEST FOR STAY.....

Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a Notice of Appeal (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your Notice of Appeal (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the Notice of Appeal and Petition for a Stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted. Standards for Obtaining a Stay. Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards: (1) the relative harm to the parties if the stay is granted or denied, (2) the likelihood of the appellant's success on the merits, (3) the likelihood of immediate and irreparable harm if the stay is not granted, and (4) whether the public interest favors granting the stay.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

### 43 CFR SUBPART 1821-GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Grand Junction, CO and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

#### STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska  
Arizona State Office ----- Arizona  
California State Office ----- California  
Colorado State Office ----- Colorado  
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri  
and, all States east of the Mississippi River  
Idaho State Office ----- Idaho  
Montana State Office ----- Montana, North Dakota, and South Dakota  
Nevada State Office ----- Nevada  
New Mexico State Office ----- New Mexico, Kansas, Oklahoma, and Texas  
Oregon State Office ----- Oregon and Washington  
Utah State Office ----- Utah  
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Headquarters Office, Bureau of Land Management, 760 Horizon Drive, Grand Junction, CO 81506.

(Form 1842-1, September 2020)