
Appendix B: Agency Correspondence

Environmental Impact Statement

Fallon Range Training Complex Modernization

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Appendix B Agency Correspondence

B.1 Bureau of Land Management



DEPARTMENT OF THE NAVY
COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0311
22 Mar 16

The Honorable Mr. John F. Ruhs
Director, Bureau of Land Management, Nevada State Office
1340 Financial Boulevard Reno, Nevada 89502

SUBJECT: COOPERATING AGENCY REQUEST FOR THE FALLON RANGE TRAINING
COMPLEX MODERNIZATION ENVIRONMENTAL IMPACT STATEMENT

Dear Mr. Ruhs,

In accordance with the National Environmental Policy Act (NEPA) of 1969, the Department of the Navy (Navy) is initiating the preparation of an Environmental Impact Statement (EIS) to evaluate the potential environmental impacts associated with a comprehensive modernization of the Fallon Range Training Complex (FRTC), Nevada. The federal proposal to be studied includes renewal of the existing withdrawal and reservation of public lands, withdrawal and reservation of additional public lands, and the modification and expansion of Special Use Airspace and other airspace areas in the FRTC. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training available for the United States (U.S.) Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changes over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, ranges, maneuver areas, training facilities, and range infrastructure of the FRTC. Specifically, in addition to renewing the current withdrawal of 221,363 acres, the Navy is proposing to withdraw and reserve an additional 612,270 acres, for a total of 833,633 acres of public land. The public land currently withdrawn was made available for military use by the Department of Defense under Public Law 106-65, which will expire on November 5, 2021.

As the Federal agency authorized to manage public land in the State of Nevada as defined by the Federal Land Policy and Management Act of 1976 (43 U.S.C. Section 1701, as amended), the Bureau of Land Management (BLM) has jurisdiction by law for the Navy's proposed land renewal and withdrawal. As a result, the Navy requests BLM to serve as a cooperating agency for the development of its EIS pursuant to NEPA and associated regulations.

As the Lead Agency, the Navy will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to the following environmental planning actions:

- Identifying and providing the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment, and resource management analysis, as best available data, to prepare the EIS and the associated withdrawal application;

SUBJECT: COOPERATING AGENCY REQUEST FOR THE FALLON RANGE TRAINING
COMPLEX MODERNIZATION ENVIRONMENTAL IMPACT STATEMENT

- Working closely with the BLM to pursue the proposed withdrawal renewal and additional withdrawal of public lands to renew and expand the FRTC;
- Determining the scope of the EIS, including the alternatives to be evaluated;
- Circulating the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- Scheduling and supervising meetings held in support of the NEPA process;
- Compiling, summarizing, and responding to comments received by the public, stakeholders, and interested parties; and
- Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The Navy requests that the BLM, in its role as a cooperating agency, provide support as follows:

- Providing timely comments on working drafts of the EIS and associated withdrawal application documents, in accordance with agreed upon and approved project schedules and commenting protocols;
- Responding to Navy requests for information, in particular those related to the public land withdrawal process and Federal management of public land in the State of Nevada,
- Participating as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the Navy for the EIS;
- Adhering to the comprehensive project schedule as developed by the Navy in cooperation with BLM;
- Preparing BLM and withdrawal-application-specific documents;
- Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS; and
- Providing a formal, written response to this request.

The Navy views BLM's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS.

SUBJECT: COOPERATING AGENCY REQUEST FOR THE FALLON RANGE TRAINING
COMPLEX MODERNIZATION ENVIRONMENTAL IMPACT STATEMENT

The Navy's point of contact for the FRTC Modernization is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:

CNO (N456)

COMFLTFORCOM (N465)

Commander, Naval Installations Command (N45)

Commander, Navy Region Southwest (N40)

Commander, Navy Facilities Engineering Command, Southwest (N45)

Commander, Naval Aviation Warfighting Development Center (N00)

Commanding Officer, Naval Air Station Fallon (N00)



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Carson City District Office
5665 Morgan Mill Road
Carson City, Nevada 89701
<http://www.blm.gov/nv/ccdo>



In reply refer to: LLNVC0100.L1440

APR 14 2016

Commander
United States Pacific Fleet
NAS North Island, Building 678
San Diego, CA 92135
Attention: N465AS

Dear Sir:

In response to your letter of March 22, 2016 to the Mr. John F. Ruhs Director, Bureau of Land Management (BLM), Nevada State Office, the BLM accepts your invitation to serve as a Cooperating Agency for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement.

The designated BLM point of contact for the FRTC Modernization shall be Ms. Colleen Sievers, Carson City District Project Manager. She may be contacted at (775) 885-6168 or by email at csievers@blmm.gov.

Thank you for extending the invitation to the BLM in this environmental process.

Sincerely,

Teresa J. Knutson, Manager
Stillwater Field Office

cc:

Commander, Navy Region Southwest, 37 North Harbor Drive, Building 1, San Diego, CA, 92132; Attention: N8, Nick Mallari
Naval Facilities Engineering Command, Southwest; 1220 Pacific Highway, San Diego, CA, 92132; Attention: N45 (EV21 AK)
Commander, Pacific Fleet - Environmental Readiness, NAS North Island, Bldg 678, Room 218, San Diego, CA 92135; Attn: Alex Stone, PACFLT
Commanding Officer, NAS Fallon, 4755 Pasture Road, Fallon, NV, 89496-5000; Attention: N5

B.2 Churchill County



Office of the
CHURCHILL COUNTY COMMISSIONERS

*Carl Erquiaga
Pete Olsen
Bus Scharmann*

September 21, 2016

U.S. Pacific Fleet - Environmental Readiness, N465
Attn: **Alex Stone, N465**
250 Makalapa Drive
Pearl Harbor, HI 96860-3131

RE: Cooperating Agency Status for Fallon Range Training Complex Modernization EIS

Dear Mr. Stone,

Churchill County is requesting Cooperating Agency status for the Fallon Range Training Complex Modernization EIS. County staff has extensive expertise in land use and environmental issues specific to our region, which will be addressed in the EIS. We maintain interest in collaboration with NAS Fallon and recognize the significant economic benefits NAS Fallon provides to our community, and therefore, have developed a strong, mutually beneficial partnership. This partnership, utilizing REPI and County funds, has resulted in the preservation of 5,000 acres of productive agricultural lands and the removal of development rights on properties surrounding the Base.

The County adopted a Master Plan pursuant to NRS 278.150 to establish our vision for the future. This Master Plan provides the framework and foundation for decision making by the Planning Commission and Board of County Commissioners concerning matters relating to growth and development. Chapter 12 "Policy Plan for Public Lands", addresses federal land use management issues and is intended to be used as a positive guide for federal land management agencies in their development and implementation of federal land plans and management actions. The policy also states that we "...support the continued multiple use of public lands and open public access to recreation, wildlife and resources should be available to all. If at any time, according to the National Environmental Protection Act (NEPA), FLPMA or any other legislation, the U.S. Government (under any agency) intends to change uses or availability of resources on public lands in a way that will impact current historical and cultural uses, input from the citizens of the County is required and the Board of County Commissioners will be consulted."

Pursuant to NRS 278.50, a component of the Master Plan is a land use plan with zoning districts and the Board of County Commissioners adopted a Consolidated Development Code to regulate land use and development. Zoning regulations comply with NRS 278.250 2. (o), "To foster the coordination and compatibility of land uses with any military installation in the city, or county or region, taking into account the location, purpose and stated mission of the military installation." In support of these regulations, the County recently completed a Joint Land Use

155 N. Taylor Street, Suite 110, Fallon, Nevada 89406 • Phone (775) 423-4092 • Fax (775) 423-7069
www.churchillcounty.org • pammoore@churchillcounty.org

Churchill County, Nevada, is an equal opportunity provider and employer.

Study (JLUS) with NAS Fallon, and we are in the process of implementing recommendations to ensure continued compatible land use and development that protects the mission of NAS Fallon.

The County is aware and prepared to carry out responsibilities associated with Cooperating Agency status (CFR §1501.6). We currently have a contract with Resource Concepts, Inc. (RCI) which provides us access to a diverse team of experts for public land policy and natural resource consulting. Additionally, we engaged RCI in a scope of work involving consultation on the Fallon Range Training Complex Modernization EIS. Should we be granted Cooperating Agency status, the County is fully prepared to meet our obligations.

Churchill County is seeking Cooperating Agency status because of our expertise in environmental issues specific to this region and our duty to guide and regulate land development to promote general welfare and manage use of our resources to maintain our quality of life for future generations. The proposed modernization of the Fallon Range Training Complex has the potential to change uses of public lands and significantly reduce the availability of resources, therefore we respectfully request that Churchill County be designated as a Cooperating Agency in the EIS. We look forward to your favorable consideration of this request.

Sincerely,



H. Pete Olsen

Chairman, Board of County Commissioners

Churchill County is an equal opportunity provider and employer



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:

5090

Ser N465/1198

18 October 2016

Mr. H. Pete Olsen, Chairman
Board of County Commissioners
Churchill County
155 N. Taylor Street, Suite 110
Fallon, Nevada 89406

Dear Mr. Olsen,

**SUBJECT: COOPERATING AGENCY INVITATION FOR CHURCHILL COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA**

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the DON's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the United States (U.S.) Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that Churchill County possesses special expertise with respect to environmental impacts associated with land use and management that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of Churchill County as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

SUBJECT: COOPERATING AGENCY INVITATION FOR CHURCHILL COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

(1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;

(2) Work closely with Churchill County, identify protected resources and analyze environmental impacts;

(3) Determine the scope of the EIS, including the alternatives to be evaluated;

(4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;

(5) Schedule and supervise meetings held in support of the NEPA process;

(6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,

(7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U. S. Pacific Fleet requests that Churchill County, as a cooperating agency, agree to perform the following actions:

(1) Provide timely comments on working drafts of the EIS, where the Navy requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;

(2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, local resources management and use of the Churchill County Master Plan, Joint Land Use Study and Consolidated Development Code;

(3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U. S. Pacific Fleet for the EIS;

(4) Adhere to the comprehensive project schedule as developed by the U. S. Pacific Fleet;

(5) Prepare any Churchill County final decisions, documentation and necessary impacts analysis;

(6) Maintain an administrative record;

SUBJECT: COOPERATING AGENCY INVITATION FOR CHURCHILL COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

(7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,

(8) Provide a formal, written response to this request, identifying points of contact.

The U. S. Pacific Fleet views Churchill County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.3 Eureka County, Nevada



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0056
20 January 2017

Mr. J.J. Goicoechea
Chairman, Board of County Commissioners
Eureka County, Nevada
P.O. Box 694
10 South Main Street
Eureka, Nevada 89316

Dear Mr. Goicoechea:

SUBJECT: COOPERATING AGENCY INVITATION FOR EUREKA COUNTY NEVADA
FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE
TRAINING COMPLEX MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's (DON's) action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that Eureka County possesses special expertise with respect to environmental impacts associated with land use, in particular planning for current and future land uses developed in consistency with local land use plans, policy, and controls, maintenance and use of private land, viability of the county tax base, and providing for multiple use of public lands, when analyzing impacts that could result from the proposed action. In addition, it is recognized that Eureka County may also possess special expertise as it relates to the airspace use above the county and the operation of the Eureka airport. Therefore, Commander, U.S. Pacific Fleet, supports the designation of Eureka County as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

SUBJECT: COOPERATING AGENCY INVITATION FOR EUREKA COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with Eureka County to identify land uses and use by the public to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that Eureka County, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis for which Eureka County has special expertise, to include local resources management and its expertise in local land use where managing for multiple use, operation of the Eureka airport and impacts from adjacent military airspace designations (noise and vibrations), maintenance and use of private lands, generation of tax revenue, mining, agriculture, grazing rights, management of natural resources and access to water resources as water rights and right-of-way;
- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U. S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U. S. Pacific Fleet;

SUBJECT: COOPERATING AGENCY INVITATION FOR EUREKA COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

- (5) Prepare any Eureka County final decisions, documentation and necessary impacts analysis;
- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U. S. Pacific Fleet views Eureka County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operations (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)



EUREKA COUNTY BOARD OF COMMISSIONERS

J.J. Goicoechea, Chairman * Mike Sharkozy, Vice Chair * Fred Etchegaray, Member

PO Box 694, 10 South Main Street, Eureka, Nevada 89316

*Phone: (775) 237-7211 * Fax: (775) 237-5212 * www.co.eureka.nv.us*

February 21, 2017

U.S. Pacific Fleet - Environmental Readiness, N465

Attn: L.M. Foster

250 Makalapa Drive

Pearl Harbor, HI 96860-3131

RE: 5090; Ser N465/0056; Acceptance of Cooperating Agency Status on FRTC Modernization EIS

Dear Mr. Foster:

We are in receipt of the letter from the Navy dated January 20, 2017 recognizing Eureka County having special expertise to participate as a cooperating agency for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS). We thank the Navy for recognition of this special expertise.

The Eureka County Board of Commissioners accepts being a cooperating agency on the FRTC Modernization EIS. We have reviewed the requirements and responsibilities of both the Navy and Eureka County outlined in the Navy's letter. We agree with all of the requested actions of Eureka County and have some responses below.

Eureka County Points of Contact

Please consider the following as the official points of contact for the FRTC Modernization EIS.

Primary Point of Contact:

Jake Tibbitts
Eureka County Natural Resources Manager
PO Box 682
Eureka, NV 89316
775-237-6010
jtibbitts@eurekacountynv.gov

Secondary Point of Contact:

Jackie Berg
Eureka County Board of Commissioners Clerk
Deputy Clerk/Treasurer
PO Box 694
Eureka, NV 89316
772-237-7211
jberg@eurekacountynv.gov

Non-Disclosure Agreement

To the extent allowed by law, including Nevada Open Meeting Law and other "Government in the Sunshine" laws, Eureka County commits to not disclose of information discussed and shared as part of the development of the FRTC Modernization EIS. We will sign a separate agreement to this effect if desired by the Navy.

Navy Response to County Comments on EIS Working Drafts and Associated Documents

Eureka County requests that the Navy include the following additional action under its responsibilities:

Incorporate the comments, recommendations and data submitted by Eureka County, to the maximum extent possible or appropriate. If U.S. Pacific Fleet determines such will not be incorporated into the EIS, U.S. Pacific Fleet will provide the reasoning and rationale to Eureka County for not incorporating.

Navy Coordination for Consistency with County Plans, Policies, and Controls

Eureka County requests that the Navy include the following additional action under its responsibilities:

Coordinate with Eureka County for consistency with Eureka County plans, policies, and controls to the maximum extent possible to meet the obligations of the Council on Environmental Quality NEPA Implementing Regulations 40 CFR 1502.16(c)¹ and 40 CFR 1506.2(d)² and the March 16, 1981, Memorandum for Federal NEPA Liaisons, Federal, State, and Local Officials and Other Persons Involved in the NEPA Process, Questions 23b and 23c³.

We look forward to close coordination and a fruitful cooperating agency relationship as the EIS moves forward.

Sincerely,



J.J. Goicoechea DVM, Chairman
Eureka County Board of Commissioners

cc: Mr. Robert Rule, NAS Fallon via email – robert.rule@navy.mil
Mr. Edmund Rybold, NAS Fallon via email – edmund.rybold@navy.mil
Mr. Alex Stone, U.S. Pacific Fleet, via email – alexander.stone@navy.mil

¹ 40 CFR 1502.16(c), states that the Environmental Consequences section of any EIS “shall include discussions of...possible conflicts between the proposed action and the objectives of...regional, State, and local (and in the case of a reservation, Indian tribe) land use plans, policies and controls for the area concerned. (See §1506.2(d).).”

² 40 CFR 1506.2(d). 2.16(c), “...statements shall discuss any inconsistency of a proposed action with any approved State or local plan and laws (whether or not federally sanctioned). Where an inconsistency exists, the statement should describe the extent to which the agency would reconcile its proposed action with the plan or law.”

³ Question 23b of the CEQ FAQs clarifies that conflicts with “Proposed plans should also be addressed if they have been formally proposed...in a written form, and are actively pursued by officials of the jurisdiction” and “The term ‘policies’ includes formally adopted statements of land use policy as embodied in laws or regulations. It also includes proposals for action such as the initiation of a planning process, or a formally adopted policy statement of the local, regional or state executive branch, even if it has not yet been formally adopted by the local, regional or state legislative body.” Question 23c of the CEQ FAQs clarifies that “In the Record of Decision, the decisionmaker must explain what the decision was, how it was made, and what mitigation measures are being imposed to lessen adverse environmental impacts of the proposal, among the other requirements of Section 1505.2. This provision would require the decisionmaker to explain any decision to override land use plans, policies or controls for the area.”

B.4 Federal Aviation Administration



DEPARTMENT OF THE NAVY
OFFICE OF THE CHIEF OF NAVAL OPERATIONS
2000 NAVY PENTAGON
WASHINGTON, DC 20350-2000

5090
Ser N45/16U132367
March 18, 2016

Ms. Elizabeth L. Ray
Director, Airspace Services
Mission Support Services
Federal Aviation Administration
800 Independence Avenue, SW
Suite 400 East
Washington, DC 20591

Dear Ms. Ray,

SUBJECT: COOPERATING AGENCY INVITATION FOR FEDERAL AVIATION
ADMINISTRATION FOR THE ENVIRONMENTAL IMPACT STATEMENT
FOR FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

In accordance with the National Environmental Policy Act (NEPA) of 1969, the Department of the Navy (Navy) is initiating the preparation of an Environmental Impact Statement (EIS) to evaluate the potential environmental impacts associated with a comprehensive modernization of the Fallon Range Training Complex (FRTC), Nevada. The federal proposal includes renewal of the existing public land withdrawal, the withdrawal of additional public lands, and the modification and expansion of Special Use Airspace and other airspace areas in the FRTC. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the United States (U.S.) Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC. Specifically, the Navy is proposing the following: (1) expansion of the northern border of the FRTC to improve east/west aircraft flow geometry and reduce the potential for aircraft spill outs from restricted airspace; (2) expansion of the land areas comprising FRTC bombing ranges B-16, B-17, and B-20 and the overlying Special Use Airspace in order to improve training capabilities and to reduce public health and safety risk; (3) vertical expansion of the Carson and Reno Military Operations Areas (MOAs) and a request for the establishment of new MOAs below the Zircon, Diamond, Duckwater, and Smokie Air Traffic Controlled Assigned Airspace (ATCAAs); and (4) additional vertical airspace for the Zircon, Diamond, Smokie, Duckwater, and Reno ATCAAs.

5090
Ser N45/16U132367
March 18, 2016

As the Federal agency for the designation and management of U.S. airspace (14 Code of Federal Regulations Parts 71, 73 and 91), the Federal Aviation Administration (FAA) has jurisdiction by law for the Navy's proposed airspace modifications. As a result, the Navy requests the FAA serve as a cooperating agency for the development of its EIS pursuant to NEPA and associated regulations. The Navy also requests FAA's cooperation in accordance with the guidelines described in the October 4, 2005 Memorandum of Understanding between the FAA and the Department of Defense concerning the environmental review of Special Use Airspace actions.

As the Lead Agency, the Navy will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to the following environmental planning actions:

- Identifying and providing the necessary background information and best available data, including the most up-to-date airspace utilization information, and scientific, encroachment and resource management analyses, needed to prepare the EIS and the associated FAA application for airspace expansion;
- Working with the FAA on the application for airspace expansion (the Navy is already working informally with the Oakland and Salt Lake Air Route Traffic Control Centers in an ongoing effort to reach preliminary agreement on its proposal);
- Determining the scope of the EIS, including the alternatives to be evaluated;
- Circulating the EIS with the public, stakeholders, and interested parties and conducting public involvement efforts as required under NEPA regulations;
- Scheduling and supervising meetings to be held in support of the NEPA process;
- Compiling, summarizing, and responding to comments received from the public, stakeholders, and interested parties; and
- Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The Navy requests that the FAA, in its role as a cooperating agency, provide support as follows:

- Providing timely comments on working drafts of the EIS and associated application documents, in accordance with agreed upon and approved project schedules and commenting protocols;

5090
Ser N45/16U132367
March 18, 2016

- Responding to Navy requests for information, in particular those related to Federal management of airspace within the State of Nevada that support the FRTC Modernization proposal;
- Participating as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the Navy for discussion of issues related to the FRTC Modernization EIS;
- Adhering to a comprehensive project schedule to be developed by the Navy in cooperation with FAA;
- Preparing FAA-specific documents as required by rulemaking and a Record of Decision, among others;
- Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS; and
- Providing a formal, written response to this request.

The Navy views FAA's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS.

The Navy's point of contact for the FRTC Modernization is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



D. G. MORTON
Director,
Energy and Environmental Readiness Division

Copy to:
COMPACFLT (N465)
COMFLTFORCOM (N465)
Commander, Naval Installations Command (N45)
Commander, Navy Region Southwest (N40)



U.S. Department
of Transportation
**Federal Aviation
Administration**

ATO, Mission Support Services
Airspace Services
800 Independence Avenue, SW.
Washington, DC 20591

Mr. D. G. Morton
Director, Energy and Environmental Readiness Division
United States Navy
Office of the Chief of Naval Operations
2000 Navy Pentagon
Washington, DC 20350-2000

Dear Mr. Morton:

The Federal Aviation Administration received a request for participation as a Cooperating Agency for the planned Environmental Impact Statement for Fallon Range Training Complex Modernization, Nevada.

The Air Traffic Organization (ATO) has reviewed the information provided and will serve as a Cooperating Agency for this Environmental Impact Statement. Modification of this Special Use Airspace resides under the jurisdiction of the Western Service Center, Operations Support Group, 1601 Lind Ave. SW, Renton, Washington. The Western Service Center will be the primary focal point for matters related to airspace and associated environmental matters. Please contact Ms. Tracey Johnson, Manager of the Operations Support Group, Western Service Center for further coordination.

FAA Order 7400.2, Procedures for Handling Airspace Matters, Chapter 32, indicates that airspace modifications and environmental processes should be conducted in tandem as much as possible; however, they are separate processes. Approval of either the aeronautical process or the environmental process does not automatically indicate approval of the entire proposal. I have enclosed Appendix 2, 3, and 4 of FAA Order 7400.2 for additional details.

We have forwarded copy of this correspondence to Ms. Johnson. If you have any questions she can be contacted at 425-203-4301.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary A. Norek".

Gary A. Norek
Acting Director, Airspace Services

cc: Tracey Johnson
FAA Western Service Center

Enclosure

B.5 Lander County, Nevada

Lander County Executive Director

50 State Route 305
Battle Mountain, NV 89820
(775) 635-2885
Fax- (775) 635-5332



RE: Cooperating Agency Status for Fallon Range Training Complex Modernization EIS

Dear Mr. Stone,

Lander County is requesting Cooperating Agency status for the Fallon Range Training Complex Modernization EIS. County staff has extensive expertise in land use and environmental issues specific to our region, which will be addressed in the EIS. We maintain interest in collaboration with NAS Fallon and recognize the significant economic benefits NAS Fallon provides to the region and the important role NAS Fallon plays in military readiness and preparedness.

The County adopted a Master Plan pursuant to NRS 278.150 to establish our vision for the future. This Master Plan provides the framework and foundation for decision making by the Planning Commission and Board of County Commissioners concerning matters relating to growth and development. Lander County's 2010 Master Plan chapter 2 incorporates by reference the Policy Plan for Federally Administered Lands, which addresses federal land use management issues and is intended to be used as a positive guide for federal land management agencies in their development and implementation of federal land plans and management actions.

The policy also states that Lander County supports the concept of **Multiple Use Management** as an overriding philosophy for management of the federally administered lands based on multiple use and sustained yield concepts, and in a way that will conserve natural resources. The Policy Plan also goes on to state, "Lander County will participate with federal agencies on actions that affect federally administered lands within the county."

Pursuant to NRS 278.50, a component of the Master Plan is a land use plan with zoning districts and the Board of County Commissioners adopted a zoning code to regulate land use and development. Zoning regulations comply with NRS 278.250 2. (o), "To foster the coordination and compatibility of land uses with any military installation in the city, or county or region, taking into account the location, purpose and stated mission of the military installation."

The County is aware and prepared to carry out responsibilities associated with Cooperating Agency status (CFR §1501.6). We work closely with and wish to designate as our representative the Nevada Association of Counties ("NACO"), which provides us a

continuous point of contact and access to the expertise and information we need on public land policy and natural resources projects.

Should we be granted Cooperating Agency status, the County is fully prepared to meet our obligations.

Lander County is seeking Cooperating Agency status because of our expertise in environmental issues specific to this region and our duty to guide and regulate land development to promote general welfare and manage use of our resources to maintain our quality of life for future generations. The proposed modernization of the Fallon Range Training Complex has the potential to change uses of public lands and significantly reduce the availability of resources, therefore we respectfully request that Lander County be designated as a Cooperating Agency in the EIS. We look forward to your favorable consideration of this request.



Keith Westengard
Lander County Executive Director



DEPARTMENT OF THE NAVY
COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0444
20 April 2017

Mr. Keith Westengard, Executive Director
Lander County, Nevada
50 State Route 305
Battle Mountain, NV 89820

Dear Mr. Westengard:

SUBJECT: COOPERATING AGENCY INVITATION FOR LANDER COUNTY NEVADA
FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE
TRAINING COMPLEX MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that Lander County possesses special expertise with respect to environmental impacts associated with land use and environmental issues, in particular planning for current and future land uses developed in consistency with local land use plans, policy, and controls to include the Lander County Master Plan and its associated Zoning Code and providing for multiple use and sustained yield of public lands, when analyzing impacts that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of Lander County as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

The Navy has no objection to Lander County working cooperatively with Nevada Association of Counties (NACO) within any associated technical or planning framework; however, the Navy does not recognize NACO as formally authorized to act within this NEPA intergovernmental relationship on behalf of a County. Any MOA, as an expression of this

SUBJECT: COOPERATING AGENCY INVITATION FOR LANDER COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

NEPA intergovernmental relationship, will be between the Navy and the actual County government, individually.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with Lander County to identify land uses and use by the public to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U. S. Pacific Fleet requests that Lander County, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis for which Lander County has special expertise, to include local resources management and its expertise in local land use where managing for multiple use, and sustained yield as well as implementation of the Lander County Master Plan and associated Zoning Code;
- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;

SUBJECT: COOPERATING AGENCY INVITATION FOR LANDER COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

- (4) Adhere to the comprehensive project schedule as developed by the U.S. Pacific Fleet;
- (5) Prepare any Lander County final decisions, documentation and necessary impacts analysis;
- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS (signed Certificate on Non-Disclosure submitted by Lander County with signature 28 March 2017); and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views Lander County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.6 Mineral County, Nevada



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:

5090

Ser N465/0443

20 April 2017

Mr. Garth D. Price, Chairman
Board of Mineral County Commissioners
Mineral County, Nevada
P.O. Box 1450
Hawthorne, NV 89415

Dear Mr. Price:

SUBJECT: COOPERATING AGENCY INVITATION FOR MINERAL COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that Mineral County possesses special expertise with respect to environmental impacts associated with land use and environmental issues, in particular planning for current and future land uses developed in consistency with local land use plans, policy, and controls to include the Mineral County Master Plan, the associated Consolidated Development Code and also the Joint Land Use Study, and providing for multiple use of public lands and open public access to recreation, wildlife and resources, when analyzing impacts that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of Mineral County as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

SUBJECT: COOPERATING AGENCY INVITATION FOR MINERAL COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

The Navy has no objection to Mineral County working cooperatively with Nevada Association of Counties (NACO) within any associated technical or planning framework; however, the Navy does not recognize NACO as formally authorized to act within this NEPA intergovernmental relationship on behalf of a County. Any MOA, as an expression of this NEPA intergovernmental relationship, will be between the Navy and the actual County government, individually.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with Mineral County to identify land uses and use by the public to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that Mineral County, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U. S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis for which Mineral County has special expertise, to include local resources management and its expertise in local land use where managing for multiple use and open public access to recreation, wildlife and resources, as well as implementation of the Mineral County Master Plan, associated Consolidated Development Code and the Joint Land Use Study;

SUBJECT: COOPERATING AGENCY INVITATION FOR MINERAL COUNTY STATE OF
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U.S. Pacific Fleet;
- (5) Prepare any Mineral County final decisions, documentation and necessary impacts analysis;
- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U. S. Pacific Fleet views Mineral County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

**Board of
MINERAL COUNTY COMMISSIONERS**

GARTH D. PRICE, Chairman
JERRIE TIPTON, Vice Chairman
CHRIS HEGG, Member
CHRISTOPHER NEPPER, Clerk of the Board

Telephone: 775-945-2446
Fax: 775-945-0706
PO Box 1450
Hawthorne, NV 89415
mincommissioner@mineralcountynv.org

GOVERNING BOARD FOR THE TOWNS OF
HAWTHORNE, WALKER LAKE, LUNING
AND MINA
LIQUOR BOARD AND GAMING BOARD
COUNTY HIGHWAY COMMISSION

May 31, 2015

DEPARTMENT OF THE NAVY
Commander
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

Dear Commander,

This letter is in response to the Cooperating agency invitation for Mineral County State of Nevada for the Environmental Impact Statement for Fallon Range Training Complex Modernization, Nevada. I have included the list of point of contacts for Mineral County:

Garth Price (Chairman) Mineral County Commissioner garthdprice@gmail.com

Jerrie Tipton (Vice Chairman) Mineral County Commissioner jtipton@gmail.com

Eric Hamrey (Public Works Director) Mineral County mcpublicdir@att.net

Mark Nixon (Planning Commission Chairman) fbdwoodworks@yahoo.com

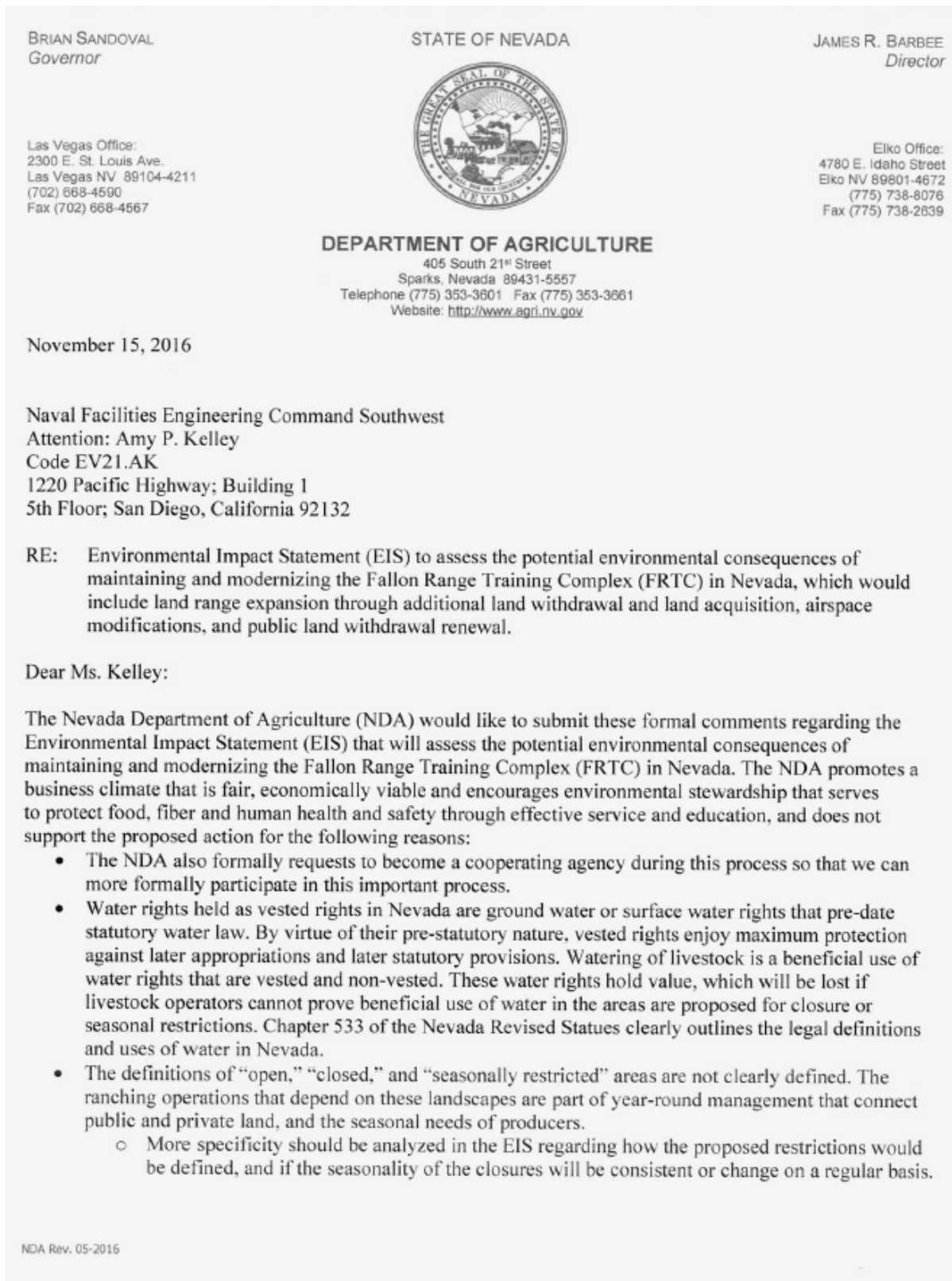
Please let me know if you require any other information.

Best regards,



Garth Price
Mineral County Commissioner Chairman

B.7 Nevada Department of Agriculture



BRIAN SANDOVAL
Governor

STATE OF NEVADA

JAMES R. BARBEE
Director

Las Vegas Office:
2300 E. St. Louis Ave.
Las Vegas NV 89104-4211
(702) 668-4590
Fax (702) 668-4567



Elko Office:
4780 E. Idaho Street
Elko NV 89801-4672
(775) 738-8076
Fax (775) 738-2639

DEPARTMENT OF AGRICULTURE

405 South 21st Street
Sparks, Nevada 89431-5557
Telephone (775) 353-3601 Fax (775) 353-3661
Website: <http://www.agri.nv.gov>

- The sustainability of agriculture on private lands is a large concern for the NDA. In a state that is more than 80% public lands, any loss of private lands is a direct hit to the sustainability of the livestock industry.
- Although there are direct closures contained in polygons, those closures may have broader impacts as road closures through those areas may limit access. They also might block access roads to areas that will remain open. More specificity is needed in the analysis of the EIS of the direct and indirect impacts of closures.
- The NDA would like to see more alternatives besides the no action and proposed action alternative. We recognize importance of spending the time and effort of working through the EIS process, but it is crucial to analyze a range of options that meet the different needs and values of all the different stakeholders.
- The loss of grazing animal unit months and availability of winter grazing is something we would like to see analyzed in the EIS. There are more than eight families who would be negatively affected in the proposed the alternative.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. R. Barbee".

Jim R. Barbee
Director
Nevada Department of Agriculture



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
260 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/1392
20 December 2016

Mr. Jim R. Barbee, Director
Nevada Department of Agriculture
405 South 21st Street
Sparks, Nevada 89431-5557

Dear Mr. Barbee,

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF AGRICULTURE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that the Department of Agriculture possesses special expertise with respect to environmental impacts associated with water rights, to include vested water rights, ranching operations and landscapes, sustainability of agriculture on private lands, access to public roads and closures, and grazing rights that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of the Department of Agriculture as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF AGRICULTURE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with the Department of Agriculture to identify agricultural uses and use by the public to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that the Department of Agriculture, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, local resources management and its expertise in local land use, in particular water rights, to include vested water rights, ranching operations and landscapes, sustainability of agriculture on private lands, access to public roads and closures, and grazing rights;
- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U. S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U. S. Pacific Fleet;
- (5) Prepare any Department of Agriculture final decisions, documentation and necessary impacts analysis;

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF AGRICULTURE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views the Department of Agriculture's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.8 Nevada Department of Minerals



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/1314
November 17, 2016

Mr. Richard M. Perry, Administrator
State of Nevada Commission on Mineral Resources
Division of Minerals
400 W. King Street, Suite 106
Carson City, Nevada 89703

Dear Mr. Perry:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA DIVISION OF MINERALS FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE TRAINING COMPLEX MODERNIZATION

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that the Division of Minerals possesses special expertise with respect to environmental impacts associated with land use and management that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of the Division of Minerals as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

The U.S. Pacific Fleet requests that the Division of Minerals, as a cooperating agency, agree to perform the following actions:

(1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA DIVISION OF MINERALS FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE TRAINING COMPLEX MODERNIZATION

(2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, local resources management and its expertise in locatable and leasable mineral law, mining districts and active exploration projects and geothermal development in Nevada;

(3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;

(4) Adhere to the comprehensive project schedule as developed by the U. S. Pacific Fleet;

(5) Prepare any Division of Minerals final decisions, documentation and necessary impacts analysis;

(6) Maintain an administrative record;

(7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,

(8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views the Division of Minerals participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)



BRIAN SANDOVAL
Governor

STATE OF NEVADA
COMMISSION ON MINERAL RESOURCES
DIVISION OF MINERALS
400 W. King Street, Suite 106
Carson City, Nevada 89703
(775) 684-7040 • Fax (775) 684-7052
<http://minerals.nv.gov/>



RICHARD PERRY
Administrator

Las Vegas Office: 2030 E. Flamingo Rd. #220, Las Vegas, NV 89119
Phone: (702) 486-4343; Fax: (702) 486-4345

November 23, 2016

Department of the Navy
United States Pacific Fleet
250 Makalapa Drive
Pearl Harbor, HI 96860-3131

Reply to: 5090, Ser N465/1314, November 17, 2016

This letter is the formal written response accepting cooperating agency status by the Nevada Division of Minerals for the Fallon Range Training Complex (FRTC) Modernization EIS.

The Division of Minerals agrees to the eight actions listed in your letter of November 17, 2016.

Please forward the non-disclosure statement for consideration and signature.

Contacts at the Nevada Division of Minerals for the EIS will be:

Richard Perry	mperry@minerals.nv.gov	775-684-7047
Michael Visser	mvisser@minerals.nv.gov	775-684-7044
Sheila Anderson	skanderson@gov.nv.gov	775-684-5669

Mailing address: Nevada Division of Minerals
400 W. King Street, Suite 106
Carson City, NV 89703

We look forward to working with the Navy Department on this important EIS.

Sincerely,

Richard Perry

cc: Robert Rule, Edmund Rybold, Alex Stone, Department of the Navy, via email
Pam Robinson, Office of Governor Brian Sandoval, by delivery

Dennis Bryan; Small-Scale Mining and Prospecting
Fred D. Gibson, Jr.; General Public
Arthur Henderson; Oil and Gas

Commission on Mineral Resources
Richard DeLong, Chairman; Large-Scale Mining

John Mudge; Large-Scale Mining
David Parker; Exploration and Development
John H. Snow; Geothermal Resources

B.9 Nevada Department of Transportation



BRIAN SANDOVAL
Governor

STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION
1263 S. Stewart Street
Carson City, Nevada 89712

RUDY MALFABON, P.E., Director

In Reply Refer to: High Speed Rail

March 22, 2017

U.S. Pacific Fleet - Environmental Readiness, N465
Attn: Alex Stone, N465
250 Makalapa Drive
Pearl Harbor, HI 96860-3131

Subject: Fallon Range Training Complex (FRTC) Modernization: Expansion of Land Ranges, Airspace Modifications, and Public Land Withdrawal Renewal Environmental Impact Statement (EIS) – Request for Cooperating Agency Status

Mr. Stone:

The Nevada Department of Transportation (NDOT) is writing to request Cooperating Agency Status for the FRTC Modernization Project. We understand the need for the FRTC modernization and will work cooperatively with you to help ensure impacts to the state transportation system and the road network are minimized. We greatly appreciate your consideration in making us a formal cooperating agency.

The NDOT's Mission is to "Provide, operate, and preserve a transportation system that enhances safety, quality of life and economic development through innovation, environmental stewardship and a dedicated workforce." Through serving this mission we agree to make staff available to participate in the NEPA process, providing transportation knowledge and management expertise. Thus far, we have met with NAS Fallon staff to discuss the concerns and offer solutions regarding the impacts of the proposed FRTC modernization on Nevada's transportation system and to maintain compliance with appropriate federal and state regulations.

In drafting a Memorandum of Understanding (MOU) to formalize NDOT's participation as a cooperating agency, please include the following NDOT authorities:

1. Nevada Revised Statutes (NRS) 408.285 whereby the NDOT is responsible for state highways to include their construction, reconstruction, improvement and maintenance. (Details of authorities may be found in NRS Chapters 408.106 – 408.579) and Nevada Administrative Code (NAC) Chapter 408 "Highways, Roads and Transportation Facilities, Installation and Relocation of Facilities and Encroachments General Provisions."
2. NDOT possesses the authority to enter into contracts and agreements with the federal government under Nevada Revised Statute (NRS) sections 408.260.
3. US Code: Title 23 – Highways
4. 23 Code of Federal Regulations (CFR) – Highways

5. National Environmental Policy Act (NEPA)

Additionally, please have the MOU prepared for the following signature:

Rudy Malfabon, P.E., Director
Nevada Department of Transportation
1263 S. Stewart Street
Carson City, Nevada 89712

We are hopeful that you provide us the opportunity to participate as a cooperating agency. We are committed to working closely with the Navy to expand training opportunities at the FRTC while eliminating and minimizing impacts to the state transportation system. Let us know if you have any questions or would like any additional information.

Sincerely,



Sondra Rosenberg, PTP
Assistant Director, Planning

cc: Mark Costa, Multimodal Program Development
Steve Cooke, Environmental Services



DEPARTMENT OF THE NAVY
COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0445
20 April 2017

Ms. Sondra Rosenberg
Assistant Director, Planning
Department of Transportation
State of Nevada
1263 S. Stewart Street
Carson City, Nevada 89712

Dear Ms. Rosenberg:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION FOR THE ENVIRONMENTAL
IMPACT STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's (DON's) action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that the Department of Transportation possesses special expertise with respect to environmental impacts associated with the state transportation system and the road network that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of the Department of Transportation as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION FOR THE ENVIRONMENTAL
IMPACT STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with the Department of Transportation to identify the State's transportation knowledge and management expertise to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that the Department of Transportation, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, as management and its expertise and responsibility for state highways to include their construction, reconstruction, improvement and maintenance;
- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U. S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U.S. Pacific Fleet;
- (5) Prepare any Department of Transportation final decisions, documentation and necessary impacts analysis;
- (6) Maintain an administrative record;

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION FOR THE ENVIRONMENTAL
IMPACT STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

(7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,

(8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views the Department of Transportation's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.10 Nevada Department of Wildlife



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:

5090

Ser N465/1393

20 December 2016

Mr. Tony Wasley, Director
Nevada Department of Wildlife
6980 Sierra Center Parkway
Reno, Nevada 89511

Dear Mr. Wasley,

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF WILDLIFE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that the Department of Wildlife possesses special expertise with respect to environmental impacts associated with the preservation, protection, management and restoration of Nevada's resident wildlife species, that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of the Department of Wildlife as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF WILDLIFE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

(1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;

(2) Work closely with the Department of Wildlife, identify protected resources and analyze environmental impacts;

(3) Determine the scope of the EIS, including the alternatives to be evaluated;

(4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;

(5) Schedule and supervise meetings held in support of the NEPA process;

(6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,

(7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that the Department of Wildlife, as a cooperating agency, agree to perform the following actions:

(1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;

(2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, local resources management and its expertise in State of Nevada wildlife, wildlife management, and wildlife recreational activity, by the protection, preservation, management and restoration of wildlife and its habitat;

(3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;

(4) Adhere to the comprehensive project schedule as developed by the U. S. Pacific Fleet;

(5) Prepare any Department of Wildlife final decisions, documentation and necessary impacts analysis;

(6) Maintain an administrative record;

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
DEPARTMENT OF WILDLIFE FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U. S. Pacific Fleet views the Department of Wildlife participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

Mr. Mark Freese
Supervisory Habitat Biologist
State of Nevada Department of Wildlife
1100 Valley Road
Reno, Nevada 89512



BRIAN SANDOVAL
Governor

STATE OF NEVADA
DEPARTMENT OF WILDLIFE

1100 Valley Road
Reno, Nevada 89512
(775) 688-1500 • Fax (775) 688-1595

February 14, 2017

TONY WASLEY
Director

JACK ROBB
Deputy Director

LIZ O'BRIEN
Deputy Director

U.S. Pacific Fleet - Environmental Readiness, N465
Attn: L.M. Foster
250 Makalapa Drive
Pearl Harbor, HI 96860-3131

Subject: Fallon Range Training Complex (FRTC) Modernization: Expansion of Land Ranges, Airspace Modifications, and Public Land Withdrawal Renewal Environmental Impact Statement (EIS) – Acceptance of Cooperating Agency Status

Mr. Foster:

The Nevada Department of Wildlife (NDOW) appreciates the Naval Air Station Fallon's invitation to be a Cooperating Agency on the FRTC Modernization Project. The NDOW accepts this invitation to become a formal cooperating agency. Matt Maples and I will serve as the NDOW primary contacts. Below is our contact information:

Mark Freese
Nevada Department of Wildlife
1100 Valley Road
Reno, Nevada 89512
(775) 688-1145
markfreese@ndow.org

Matt Maples
Nevada Department of Wildlife
6980 Sierra Center Parkway
Reno, Nevada 89511
(775) 688-1568
mmaples@ndow.org

In reviewing the draft performance actions for NDOW as described in the invitation letter, we recommend striking actions 5 and 6. We do not prepare or publish any "final decisions" and any "documentation and necessary impact analysis" is fully described in items 1 and 2. As for item 6, we do not maintain an administrative record such as the federal government does; however, we will maintain a record of all written correspondence with the Navy. Lastly, we agree to sign a non-disclosure agreement governing the disclosure of information shared and discussed as part of the FRTC Modernization EIS.

In drafting a Memorandum of Understanding (MOU) to formalize NDOW's participation as a cooperating agency, please include the following NDOW authorities:

1. Nevada Revised Statutes (NRS) 501.105 and 501.331 whereby the NDOW is responsible for administering the policies and regulations necessary for the preservation, protection, management, and restoration of Nevada's resident wildlife species (Details of authorities may be found in NRS Chapters 501 - 506 and Nevada Administrative Codes (NAC) Chapters 501 – 505).
2. NDOW possesses the authority to enter into cooperative and reciprocal agreements under Nevada Revised Statute (NRS) sections 501.351 and NRS 277.045.
3. NRS 503.584 - 503.589 directs NDOW to cooperate with other states and legal entities to the maximum extent practicable for the conservation, protection, restoration and propagation of species of native fish, wildlife and other fauna that are threatened with extinction.
4. Fish and Wildlife Coordination Act, 16 U.S.C. 661.
5. The Sikes Act, 16 U.S.C. 670a-670o, 74 Stat. 1052.

Additionally, please have the MOU prepared for the following signature:

Tony Wasley, Director
Nevada Department of Wildlife
6980 Sierra Center Parkway
Reno, Nevada 89511

Once again, we appreciate your invitation to be a cooperating agency on the FRTC Modernization Project. We are committed to working closely with the Navy to expand training opportunities as the FRTC while eliminating and minimizing impacts to wildlife, NDOW, and wildlife recreationist. Let us know if you have any questions or would like any additional information.

Sincerely,



Mark Freese
Supervisory Habitat Biologist

B.11 Nevada Governor's Office of Energy



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:

5090
Ser N465/0446
20 April 2017

Ms. Angela Dykema, Director
State of Nevada
Governor's Office of Energy
755 North Roop Street, Suite 202
Carson City, NV 89701

Dear Ms. Dykema:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
GOVERNOR'S OFFICE OF ENERGY FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that the Governor's Office of Energy possesses special expertise with respect to environmental impacts associated with wise development of Nevada's energy resources in harmony with local economic needs that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of the Governor's Office of Energy as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
GOVERNOR'S OFFICE OF ENERGY FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with the Governor's Office of Energy to identify the State's technical knowledge and management expertise in renewable energy production, energy conservation and the exportation of energy to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that the Governor's Office of Energy, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis, as management and its expertise and responsibility for energy related programs, energy policy and sustainable energy systems;
- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U.S. Pacific Fleet;
- (5) Prepare any Governor's Office of Energy final decisions, documentation and necessary impacts analysis;

SUBJECT: COOPERATING AGENCY INVITATION FOR STATE OF NEVADA
GOVERNOR'S OFFICE OF ENERGY FOR THE ENVIRONMENTAL IMPACT
STATEMENT FOR FALLON RANGE TRAINING COMPLEX
MODERNIZATION, NEVADA

- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views the Governor's Office of Energy participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

BRIAN SANDOVAL
Governor

STATE OF NEVADA



ANGELA DYKEMA
Director

755 North Roop Street, Suite 202
Carson City, NV 89701
Office: (775) 687-1850
Fax: (775) 687-1869

GOVERNOR'S OFFICE OF ENERGY

May 1, 2017

Edmund Rybold
NAS Fallon
Command Integrator/N5

RE: Cooperating Agency Invitation for State of Nevada Governor's Office of Energy for the
Environmental Impact Statement for Fallon Range Training Complex Modernization,
Nevada

Dear Mr. Rybold:

The Governor's Office of Energy appreciates the opportunity to participate as a cooperating agency
in the FRTC Modernization EIS. Agency points of contact are listed below:

Matthew Tuma
Deputy Director
775-687-1850, ext. 7302
mtuma@energy.nv.gov

Angela Dykema
Director
775-687-1850, ext. 7303
adykema@energy.nv.gov

Sincerely,

A handwritten signature in cursive script, appearing to read "Angela Dykema".

Angela Dykema
Director

B.12 Nevada State Historic Preservation Officer



**DEPARTMENT OF THE NAVY
NAVAL AIR STATION FALLON
4755 PASTURE ROAD
FALLON, NV 89496-5000**

5090
Ser N0000CF/0150
August 25, 2016

Ms. Rebecca Palmer
State Historic Preservation Officer
Nevada State Historic Preservation Office
901 S. Stewart St., Suite 5004
Carson City, NV 89701

Dear Ms. Palmer,

**SUBJECT: NOTICE OF INTENT TO PREPARE AN ENVIRONMENTAL IMPACT
STATEMENT AND TO ANNOUNCE PUBLIC SCOPING MEETINGS FOR THE
FALLON RANGE TRAINING COMPLEX MODERNIZATION: EXPANSION
OF LAND RANGES, AIRSPACE MODIFICATIONS, AND PUBLIC LAND
WITHDRAWAL RENEWAL**

This letter is to inform you that the Commander, United States (U.S.) Pacific Fleet (PACFLT) is preparing an Environmental Impact Statement (EIS) to assess the potential environmental impacts of proposed modernization of the Fallon Range Training Complex (FRTC), located in northern Nevada. This proposed modernization would include expanding land ranges, modifying airspace, and renewing public land withdrawals. The Department of the Navy (Navy) is seeking public input and involvement, which are important to the development of an EIS under the National Environmental Policy Act of 1969.

The FRTC is the Navy's premier aviation training range. It includes land training ranges and Special Use Airspace in northern Nevada, approximately 65 miles east of the city of Reno. The current FRTC bombing ranges have not changed substantially in size or configuration since the 1990s, or earlier in many cases. However, warfare technology has continued to change. In response to these changes, the Navy conducted a training capabilities study. This study concluded that the FRTC's training capabilities currently do not, and, in the future, will not meet the real-world needs of the U.S. military. Therefore, to address these shortcomings, the Navy proposes to modernize and expand the FRTC's land ranges, airspace, and infrastructure. The proposed modernization would also enhance the safety and security of local and regional populations and infrastructure.

The Navy proposes to:

- Renew 202,859 acres of existing public land withdrawal that expires in November 2021;
- Withdraw and reserve for military use approximately 604,789 acres of additional public land to expand existing land ranges;

5090
Ser N0000CF/0150
August 25, 2016

- Acquire approximately 65,160 acres of non-federal land to expand existing land ranges;
- Expand associated Special Use Airspace and reconfigure existing airspace;
- Conduct the same general types and tempos of aviation and ground training as analyzed in Alternative 2 of the *2015 Military Readiness Activities at Fallon Range Training Complex, Nevada, Final Environmental Impact Statement*; and
- Upgrade range infrastructure to support expansion and modernization.

Environmental Analysis

The EIS will include an analysis of potential impacts on environmental resource areas including: soils; air quality/climate; water resources and quality; airborne noise; biological resources; land use and recreation; socioeconomic, environmental justice, and protection of children; transportation; cultural resources; Native American traditional resources; and public health and safety. Your input in identifying other specific issues and resource areas that should be assessed in the EIS will greatly aid our analysis. The EIS will also address the cumulative impacts of the direct and indirect effects of past, present, and reasonably foreseeable future actions on the human environment. No decisions about the Proposed Action or any real estate actions would be taken until this EIS effort is complete. The Bureau of Land Management, the Federal Aviation Administration, and the U.S. Fish and Wildlife Service will participate as cooperating agencies in the preparation of the EIS.

Scoping Process

A 90-day scoping period will be open from August 26, 2016, through November 25, 2016. During this time, we welcome any comments you may have regarding the proposed project.

The Navy is holding a series of meetings to discuss the project and to determine the type and scope of issues to be addressed in the EIS. Each of the seven scoping meetings will begin with a brief presentation about the project, followed by an open house with information stations staffed by Navy representatives.

Seven open house information sessions will be held:

1. Monday, October 3, 2016, 3:00 p.m. to 7:00 p.m., Fallon Convention Center, 100 Campus Way, Fallon, NV 89406.
2. Tuesday, October 4, 2016, 11:00 a.m. to 1:00 p.m., Pershing County Community Center, 820 6th Street, Lovelock, NV 89419.
3. Tuesday, October 4, 2016, 5:00 p.m. to 7:00 p.m., Evelyn Mount Northeast Community Center, 1301 Valley Road, Reno, NV 89512.
4. Wednesday, October 5, 2016, 5:00 p.m. to 7:00 p.m., Emma Nevada Town Hall, 135 Court Street, Austin, NV 89310.
5. Thursday, October 6, 2016, 5:00 p.m. to 7:00 p.m., Eureka Elementary School Multi-Purpose Room, 431 McCoy Street, Eureka, NV 89316.

5090
Ser N0000CF/0150
August 25, 2016

6. Friday, October 7, 2016, 11:00 a.m. to 1:00 p.m., Hawthorne Convention Center, 950 E Street, Hawthorne, NV 89415.

7. Friday, October 7, 2016, 5:00 p.m. to 7:00 p.m., Gabbs School Gymnasium, 511 E Avenue, Gabbs, NV 89409.

The Navy requests and welcomes comments. Comments may be submitted at the scoping meetings, online at www.FRTCModernization.com, or via postal mail to:

Naval Facilities Engineering Command Southwest
Code EV21.AK
1220 Pacific Highway
Building 1, 5th Floor
San Diego, CA 92132

Comments must be postmarked by November 25, 2016. All timely comments will be considered in preparation of the Draft EIS.

The Navy would welcome the opportunity to schedule a presentation with your office on this project. If you would like to schedule a meeting, please contact Mr. Robert Rule, Naval Air Station Fallon Community Planner, at robert.rule@navy.mil or 775-426-2925. For more information about the project, please visit www.FRTCModernization.com.

Sincerely,



DAVID HALLORAN
Captain, U.S. Navy
Commanding Officer



DEPARTMENT OF THE NAVY
NAVAL AIR STATION FALLON
4755 PASTURE ROAD
FALLON, NEVADA 89496-5000

5090
Ser N0000CF/0169
July 30, 2018

Ms. Rebecca Palmer
State Historic Preservation Officer
Nevada State Historic Preservation Office
Dept. of Conservation and Natural Resources
901 S. Stewart St. Suite 5004
Carson City, Nevada 89701

Dear Ms. Palmer:

**SUBJECT: AREA OF POTENTIAL EFFECT FOR THE FALLON RANGE TRAINING
COMPLEX MODERNIZATION PROJECT**

This letter initiates consultation related to the effects associated with Naval Air Station Fallon's (NASF) proposed modernization of its training ranges. This consultation is being conducted in accordance with Section 106 of the National Historic Preservation Act of 1966 as amended, 36 CFR 800.3 and the 2014 Nevada Bureau of Land Management Protocol Agreement. This letter seeks your concurrence with the US Navy's Area of Potential Effect (See Enclosure).

36CFR800.16 defines the Area of Potential Effect (APE) as the "geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The area of potential effect is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking".

36CFR800.5 identifies that the introduction of visual, atmospheric or audible elements that diminish the integrity of the properties significance as a potential adverse effect. The Navy recognizes that the noise and vibration associated with the routine operation of its aircraft within its special use air space (See Enclosure) could have a possible indirect affect that may adversely affect a historic properties eligibility to the National Register of Historic Places.

The Navy has had multiple discussions with various tribes related to the potential effects of Navy operations and has received comments from members of the public and Federal Agencies related to the potential effects associated with Navy operations. Based on those discussions and comments the Navy has determined the APE for this undertaking is approximately 10,452,796 acres in size; the approximate size of the special use air space assigned to NAS Fallon by the Federal Aviation Administration (FAA). The discontinuous chunk of air space shown on the APE map is connected to the remainder of the airspace by a transit corridor used by the military and civilian aircraft operating in the area. The APE as defined will cover all known actions including those that are reasonably foreseeable or cumulative.

November 2018

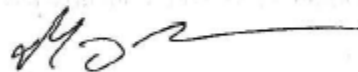
5090
Ser N0000CF/XXX
July 30, 2018

An Environmental Impact Statement (EIS) is being prepared in association with the undertaking. In its current draft form, it contains a no action alternative and three additional alternatives (Alternatives 1, 2 and 3). Each of the Alternatives contains actions that could potentially have a direct effect on historic properties. Areas that would be directly affected by this undertaking are considerably smaller in size than the areas being indirectly affected by this undertaking. All direct effects are located within the APE identified in Enclosure.

The Navy has determination that the area of potential effect (APE) for the proposed modernization of the training ranges at the Naval Air Station Fallon (NASF) adequately accounts for all potential affects to historic properties pursuant to 36 CFR §800.4(a)(1) and 36 CFR §800.16(d) and respectfully requests concurrence with this determination.

If you have any questions, please contact Mike Baskerville at (775) 426-3027 or michael.c.baskervill@navy.mil.

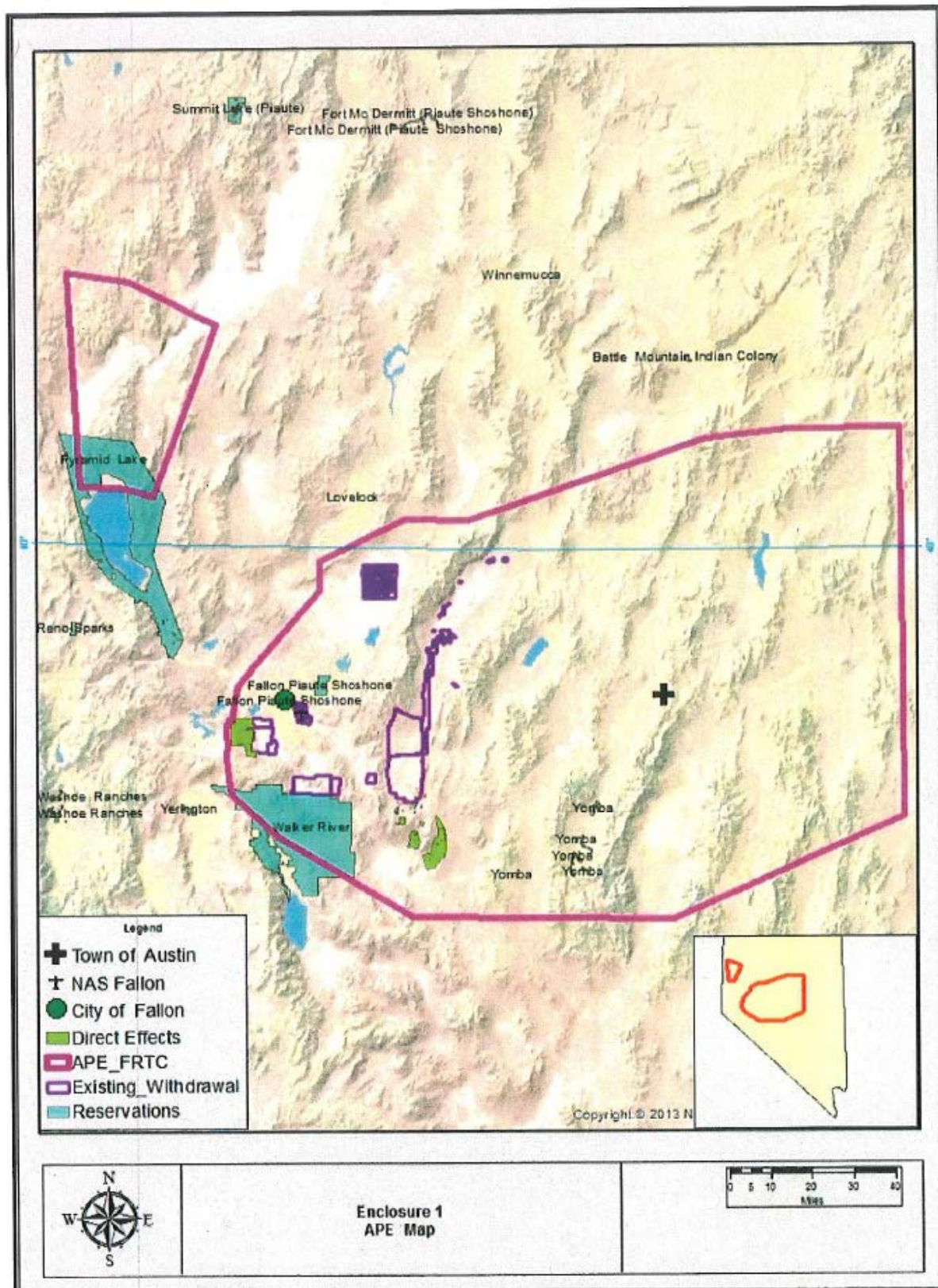
Sincerely,



MICHAEL T. KLAPEC, P.E.
Installation Environmental Program Director
By direction of the Commanding Officer

Enclosure: APE Map

Copy to: Michael Klapec, NAS Fallon
Mike Baskerville, NAS Fallon





DEPARTMENT OF THE NAVY
NAVAL AIR STATION FALLON
4755 PASTURE ROAD
FALLON, NEVADA 89496-5000

5090
Ser N000CF/0174
July 31, 2018

Ms. Rebecca Palmer
State Historic Preservation Officer
Nevada State Historic Preservation Office
Dept. of Conservation and Natural Resources
901 S. Stewart Street Suite 5004
Carson City, Nevada 89701

Dear Ms. Palmer:

**SUBJECT: NAS FALLON RANGE EXPANSION ENVIRONMENTAL IMPACT
STATEMENT PROGRAMMATIC AGREEMENT, CHURCHILL COUNTY,
NYE, AND PERSHING COUNTIES, NEVADA.**

The purpose of this letter is to inform you that NAS Fallon is seeking to develop a Programmatic Agreement in conjunction with its proposed range training modernization project. As you may be aware NAS Fallon is in the process of evaluating the environmental impacts associated with the proposed expansion of its existing ranges. To date three alternatives have been developed in coordination and consultation with local, state, federal and tribal governments. Actions under each of the proposed alternatives vary as do the potential effects to historic properties.

The Navy has begun the historic properties identification process associated with projects identified in Alternatives 2 and 3. Alternative 1 would in large part would close the ranges and curtail operations at the installation. The inventories associated with Alternatives 2 and 3 are focusing on locations that have been identified as target or maneuver areas.

The locations of target and training areas are predictable given terrain and safety constraints; whereas, as the potential re-route of State Highways 839 and 361, and the Paiute Pipeline will require substantial coordination and design and may not be ready for inventory until well after the deadline for the EIS has passed (Fiscal Year 2021).

In response to the situation NAS Fallon is proposing a phased identification and evaluation process as defined in 36 CFR 800.4(b)(2). The method by which the phased identification processes will be carried out will be defined by a Programmatic Agreement (36 CFR 800.14(b)) developed in consultation with your office, affected federal agencies, and tribal governments.

NAS Fallon will be sending letters out informing Federal Agencies and Tribal Governments involved in the development of the EIS informing them of this proposal

5090
Ser N000CF/0174
July 31, 2018

NAS Fallon seeks your concurrence with this approach. If you have additional questions please contact Mike Baskerville by phone at (775) 426-3027 or via e-mail at michael.c.baskervill@navy.mil.

Sincerely,



MICHAEL T. KLAPEC, P.E.
Installation Environmental Program Director
By direction of the Commanding Officer

Copy to: Michael Klapiec, NAS Fallon
Mike Baskerville, NAS Fallon



NEVADA
**STATE HISTORIC
PRESERVATION OFFICE**

Department of Conservation and Natural Resources

Brian Sandoval, Governor
Bradley Crowell, Director
Rebecca L. Palmer, Administrator, SHPO

August 30, 2018

Mr. Michael T. Klapec, P.E.
Environmental Program Manager
Department of the Navy
Naval Air Station Fallon
4755 Pasture Road
Fallon, NV 89496-5000

received
sep 4, 2018

Re: Area of Potential Effect for the Fallon Range Training Complex Modernization Project
Undertaking #2016-4546

Dear Mr. Klapec:

The Nevada State Historic Preservation Office (SHPO) has reviewed the subject documents received June 1, 2018 and August 2, 2018 in accordance with Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended.

The Department of the Navy (Navy) has determined that all effects as a result of this undertaking will be contained within a discontinuous 10,452,796-acre area.

The SHPO concurs with the Navy's determination that this area of potential effect (APE) accounts for all potential direct, indirect, and cumulative effects that may result from this undertaking in keeping with 36 CFR §800.4(a)(1) and 36 CFR §800.16(d).

The SHPO concurs with the Navy determination that compliance with NHPA will require the development of a project-specific programmatic agreement (PA) for this undertaking.

Should you have any questions concerning this correspondence, please contact Jessica Axsom at (775)684-3445 or by e-mail at jaxsom@shpo.nv.gov or SHPO staff architectural historian Kristen Brown at (775) 684-3439 or by e-mail at knbrown@shpo.nv.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. K. Reed".

Robin K. Reed
Deputy State Historic Preservation Officer

24125

901 S. Stewart Street, Suite 5004 + Carson City, Nevada 89701 + Phone: 775.684.3448 Fax: 775.684.3442

www.shpo.nv.gov

B.13 Nye County, Nevada

Pahrump Office
Nye County Government Center
2100 E. Walt Williams Drive
Suite 100
Pahrump, NV 89048
Phone (775) 751-7075
Fax (775) 751-7093



Board of County Commissioners
Nye County, Nevada

Tonopah Office
Nye County Courthouse
William P. Boko Justice Facility
PO Box 153
Tonopah, NV 89049
Phone (775) 482-8191
Fax (775) 482-8198

December 20, 2016

Department of Defense
Department of the Navy
Naval Facilities Engineering Command
Southwest; Attention: Amy P. Kelley,
Code EV21.AK; 1220 Pacific Highway;
Building 1, 5th Floor; San Diego,
California 92132.

John Ruhs
Nevada State Director, Bureau of Land Management
BLM Nevada State Office
1340 Financial Blvd.,
Reno, NV 89502
E-mail: Jruhs@blm.gov

Colleen Sievers
Project Manager,
BLM Carson City District Office
U.S. Department of the Interior
5665 Morgan Mill Rd.
Carson City, NV 89701
E-mail: Blm_nv_ccdowebmail@blm.gov

Subject: Request to become Cooperating Agency for the Fallon Range Training Complex Modernization: Expansion of Land Ranges, Airspace Modifications, and Public Land Withdrawal Renewal. 81 Fed. Reg. 58919; 81 Fed. Reg. 60736.

To Whom It May Concern:

Nye County formally requests participation as a Cooperating Agency in the Fallon Range Training Complex Modernization Expansion process. Nye County is a local government that may serve as a Cooperating Agency either under jurisdiction by law or special expertise. 40 CFR 1508.5 (CEQ); 40 CFR 1501.6 and 1508.5; 40 CFR 1508.26.

A County has jurisdiction by law over any land within the County's borders. 40 CFR 1508.15. Counties also have "special expertise" with respect to the several environmental impacts that will result from a land withdrawal. 40 CFR 1508.26. Special expertise means

16-0220FC

Nye County is an Equal Opportunity Employer and Provider

Fallon Range Training Complex Cooperating Agency
December 20, 2016
Page 2

statutory responsibility, agency mission, or related program experience, which emphasizes the "relevant capabilities or knowledge" that a local government entity has with respect to reasonable alternatives or any significant environmental, social, or economic impacts associated with a proposed action. 40 CFR 1501.6.

Counties possess special expertise for policies or programs affecting the condition and use of public lands, or on the environmental, social, or economic impacts of a proposal and specialized local data and information. 43 CFR 1610.3-1, 3-2; BLM Desk Guide at 9.

Nye County qualifies as government possessing expertise (1) relevant to Withdrawing from Mineral Entry areas designated as SFAs; and (2) contains program focus and staff capabilities to help raise concerns, collaborate, and provide relevant analyses.

Nye County understands the importance of our potential role to: Arrange for the collection and/or assembly of necessary resource, environmental, social, economic, and institutional data; Analyze data; Develop alternatives; or carry out other tasks necessary for the development of the environmental analysis and documentation. 40 CFR 1501.6; 43 CFR 46.230.

Should you decide to grant this request, Nye County is happy to help assist entering into a Memorandum of Understanding to establish Cooperating Agency status in the planning and NEPA processes so that we may work together under the terms of the agreement. 43 CFR 46.225(d),(e). As part of its MOU, Nye County requests to designate the Nevada Association of Counties ("NACO") as its representative. Other Agencies, such as the Bureau of Land Management, have recognized that as an intergovernmental organization, the Nevada Association of Counties may be offered as a representative of a County in the Cooperating Agency MOU. BLM Desk Guide at 23-24; BLM Desk Guide at 9; 40 CFR 1508.2. The BLM's opinion is "An intergovernmental organization may represent one or more CAs, provided that all agencies to be represented are members of that organization and all have formally authorized it to act on their behalf. Such authorizations should be identified in the MOU."

If you find it is inappropriate to extend an invitation, we look forward to hearing your response and reasons in the EIS. 40 CFR 1501.6(c).

Sincerely,



Frank Carbone, Chairman

FC/



DEPARTMENT OF THE NAVY
COMMANDER
UNITED STATES PACIFIC FLEET
250 MAHALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0057
20 January 2017

Mr. Frank Carbone
Chairman, Board of County Commissioners
Nye County, Nevada
2100 E. Walt Williams Drive
Suite 100
Pahrump, Nevada 89048

Dear Mr. Carbone:

SUBJECT: COOPERATING AGENCY INVITATION FOR NYE COUNTY NEVADA FOR
THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE
TRAINING COMPLEX MODERNIZATION, NEVADA

Thank you for your second letter of December 20, 2016 requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act of 1969 (NEPA), by the Department of the Navy (DON).

In a letter to your office, dated December 20, 2016, the DON's action proponent, Commander, United States Pacific Fleet (PACFLT), agreed that Nye County possesses special expertise with respect to environmental impacts associated with the current land use as it effects Nye County, in particular private lands and tax revenue from current land uses, public access to include mining, recreation, oil and gas exploration and access to water resources, and use of public roads, that could result from the proposed action. Therefore, within that letter, PACFLT invited Nye County to become a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS. The Navy reiterates its invitation to the County at this time.

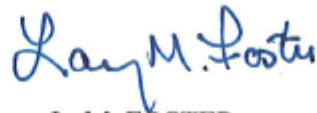
PACFLT views Nye County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Nye County has asked that the Nevada Association of Counties (NACO) be designated to act as a representative for the County. However, because NACO is not a state or local agency or governmental entity, the U.S. Pacific Fleet respectfully declines your request for NACO to serve as the County's representative as cooperating agency for the FRTC Modernization EIS.

However, understanding that NACO has an important role to fulfill with the county governments within the State of Nevada, in particular pertaining to socio-economic and land use impact analysis, PACFLT is supportive of NACO assistance to Nye County as the NEPA process moves forward. PACFLT understands the important role that entities, such as NACO, fulfill with County governments, but we prefer to have the direct communication and NEPA cooperating agency agreement with the County.

SUBJECT: COOPERATING AGENCY INVITATION FOR NYE COUNTY NEVADA FOR
THE ENVIRONMENTAL IMPACT STATEMENT FOR FALLON RANGE
TRAINING COMPLEX MODERNIZATION, NEVADA

Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. PACFLT's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operations (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.14 Pershing County, Nevada

BOARD OF COUNTY COMMISSIONERS

PERSHING COUNTY
P. O. DRAWER E
LOVELOCK, NEVADA 89419
775-273-2342 ♦ FAX: 775-273-5078

March 15, 2017

U. S. Pacific Fleet – Environmental Readiness, N465
Attn: L. M. Foster
250 Makalapa Drive
Pearl Harbor, HI 96860-3131

RE: Cooperating Agency Status for Fallon Range Training Complex Modernization EIS

Dear Mr. Foster,

Pershing County is requesting Cooperating Agency status for the Fallon Range Training Complex Modernization EIS. County staff has extensive expertise in land use and environmental issues specific to our region, which will be addressed in the EIS. We maintain interest in collaboration with NAS Fallon and recognize the significant benefits NAS Fallon provides to our community and nation, and therefore, have developed a strong, mutually beneficial partnership.

The County adopted a Master Plan pursuant to NRS 278.150 to establish our vision for the future. This Master Plan provides the framework and foundation for decision making by the Planning Commission and Board of County Commissioners concerning matters relating to local growth and development. Master Plan also addresses federal land use management issues and is intended to be used as a positive guide for federal land management agencies in their development and implementation of federal land plans and management actions. Because of our commitment to multi-use policies and open access to recreation, wildlife, and resources available on public lands, our Master Plan requires that the citizens of Pershing County and the Board of County Commissioners are allowed input and afforded consultation with the United States Government prior to any change in use or availability of resources on public lands in a manner that will impact current, historical, or cultural uses.

Given the requirement of local input and consultation, the County is prepared to carry out responsibilities associated with Cooperating Agency status (CFR §1501.6). We work closely with and wish to designate as our representative the Nevada Association of Counties ("NACO"), which provides us a continuous point of contact and access to the expertise and information we need on public land policy and natural resources projects.

Page Two
Mr. Larry Foster
March 15, 2017

Should we be granted Cooperating Agency status, the County is fully prepared to meet our obligations. Pershing County is seeking Cooperating Agency status because of our expertise in environmental issues specific to this region and our duty to guide and regulate land development to promote general welfare and manage use of our resources to maintain our quality of life for future generations. The proposed modernization of the Fallon Range Training Complex has the potential to change uses of public lands and significantly reduce the availability of resources, therefore we respectfully request that Pershing County be designated as a Cooperating Agency in the EIS. We look forward to your favorable consideration of this request.

Sincerely,

PERSHING COUNTY BOARD OF COMMISSIONERS

A handwritten signature in cursive script, appearing to read "Carol A. Shank".

Carol Shank, Chair



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:

5090

Ser N465/0538

11 May 2017

Ms. Carol Shank, Chair
Board of County Commissioners
Pershing County
P. O. Drawer E
Lovelock, Nevada 89419

Dear Ms. Shank:

SUBJECT: COOPERATING AGENCY INVITATION FOR PERSHING COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

Thank you for your letter requesting cooperating agency status for the Fallon Range Training Complex (FRTC) Modernization Environmental Impact Statement (EIS) being prepared in accordance with the National Environmental Policy Act (NEPA) of 1969.

Specifically, the Department of the Navy's (DON's) action proponent, Commander, United States (U.S.) Pacific Fleet, proposes to renew an existing withdrawal of public land, withdraw additional public lands, and modify and expand Special Use Airspace and other airspace areas in the FRTC. The proposal includes renewal of the existing withdrawal of public land for military use of 202,859 acres which is set to expire on November 5, 2021. An additional 604,789 acres of public land is also proposed for withdrawal as well as the acquisition of approximately 65,200 acres. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the U.S. Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies has advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

The U.S. Pacific Fleet agrees that Pershing County possesses special expertise with respect to environmental impacts associated with land use and environmental issues, in particular planning for current and future land uses developed in consistency with local land use plans, policy, and controls to include the Pershing County Master Plan developed under NRS 278.150, providing for multiple use of public lands and open public access to recreation, wildlife and resources available on public lands, when analyzing impacts that could result from the proposed action. Therefore, Commander, U.S. Pacific Fleet, supports the designation of Pershing County as a cooperating agency, pursuant to NEPA and its implementing regulations, on the FRTC Modernization EIS.

SUBJECT: COOPERATING AGENCY INVITATION FOR PERSHING COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

The Navy has no objection to Pershing County working cooperatively with Nevada Association of Counties (NACO) within any associated technical or planning framework; however, the Navy does not recognize NACO as formally authorized to act within this NEPA intergovernmental relationship on behalf of a County.

As the Lead Agency, U.S. Pacific Fleet will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to, the following environmental planning actions:

- (1) Identify and provide the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Work closely with Pershing County to identify land uses and use by the public to analyze environmental impacts;
- (3) Determine the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulate the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Schedule and supervise meetings held in support of the NEPA process;
- (6) Compile, summarize and respond to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintain an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

The U.S. Pacific Fleet requests that Pershing County, as a cooperating agency, agree to perform the following actions:

- (1) Provide timely comments on working drafts of the EIS, where the U.S. Pacific Fleet requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Respond to requests from the U.S. Pacific Fleet for information, in particular those related to the impacts analysis for which Pershing County has special expertise, to include local resources management and its expertise in local land use where managing for multiple use and open public access to recreation, wildlife and resources, as well as implementation of the Pershing County Master Plan for the sustainment of the county's quality of life;

SUBJECT: COOPERATING AGENCY INVITATION FOR PERSHING COUNTY
NEVADA FOR THE ENVIRONMENTAL IMPACT STATEMENT FOR
FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

- (3) Participate as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the U.S. Pacific Fleet for the EIS;
- (4) Adhere to the comprehensive project schedule as developed by the U.S. Pacific Fleet;
- (5) Prepare any Pershing County final decisions, documentation and necessary impacts analysis;
- (6) Maintain an administrative record;
- (7) Agree to sign a written non-disclosure agreement governing disclosure of information discussed and shared as part of the development of the FRTC Modernization EIS; and,
- (8) Provide a formal, written response to this request, identifying points of contact.

The U.S. Pacific Fleet views Pershing County's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. Should you have any questions or need additional information, the primary point of contact for the FRTC Modernization at NAS Fallon is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
Chief of Naval Operation (N45)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)

B.15 U.S. Fish and Wildlife Service



DEPARTMENT OF THE NAVY

COMMANDER
UNITED STATES PACIFIC FLEET
250 MAKALAPA DRIVE
PEARL HARBOR, HAWAII 96860-3131

IN REPLY REFER TO:
5090
Ser N465/0785
July 18, 2016

Ms. Polly Wheeler, Assistant Regional Director for Refuges
United States Fish and Wildlife Service, Pacific Southwest Region
2800 Cottage Way, Ste W2606
Sacramento, California 95825

Dear Ms. Wheeler:

SUBJECT: COOPERATING AGENCY INVITATION FOR UNITED STATES FISH AND
WILDLIFE SERVICE FOR THE ENVIRONMENTAL IMPACT STATEMENT
FOR FALLON RANGE TRAINING COMPLEX MODERNIZATION, NEVADA

In accordance with the National Environmental Policy Act (NEPA) of 1969, the Department of the Navy (Navy) is initiating the preparation of an Environmental Impact Statement (EIS) to evaluate the potential environmental impacts associated with a comprehensive modernization of the Fallon Range Training Complex (FRTC), State of Nevada. The Federal proposal includes renewal of the existing public land withdrawal, the withdrawal of additional public lands, and the modification and expansion of Special Use Airspace and other airspace areas in the FRTC. Implementation of this proposal supports military readiness requirements into the future.

The primary mission of the FRTC is to provide a tactical training environment to support the most realistic strike and integrated warfare training for the United States (U.S.) Pacific Fleet, U.S. Fleet Forces Command, U.S. Marine Corps, Naval Special Warfare Command, and other combat elements. As mission requirements have changed over the years and the performance of platforms and weapon system technologies have advanced, there is a need to modernize the airspace, range, maneuver areas, training facilities, and range infrastructure of the FRTC.

Specifically, in addition to renewing the current withdrawal of 221,363 acres, the Navy is proposing to withdraw and reserve an additional 612,270 acres, for a total of 833,633 acres of public land. The public land currently withdrawn was made available for military use by the Department of Defense under Public Law 106-65, which will expire on November 5, 2021. The proposed expansion of the FRTC B-20 land range includes a portion of the Fallon National Wildlife Refuge (NWR), managed by your office as Federal land.

As the Federal Agency responsible for National Wildlife Refuges, defined by the National Wildlife Refuges System Administration Act of 1966 (16 U.S.C. 668dd-668ee) and also the National Wildlife Refuge System Improvement Act of 1997 (P.L. 105-57), the United States Fish and Wildlife Service (USFWS) has jurisdiction by law for the Fallon NWR. As a result, the Navy requests the USFWS to serve as a cooperating agency for the development of its EIS pursuant to NEPA and associated regulations.

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As the Lead Agency, the Navy will be responsible for overseeing preparation of the FRTC Modernization EIS, to include, but not be limited to the following environmental planning actions:

- (1) Identifying and providing the necessary background information, including the most up-to-date real estate information, as well as scientific, encroachment and resource management analysis, as best available data, to prepare the EIS and the associated documents;
- (2) Working closely with the USFWS, identify protected resources and analyze environmental impacts on the Fallon NWR, specifically the proposed FRTC expansion that overlaps the Fallon NWR;
- (3) Determining the scope of the EIS, including the alternatives to be evaluated;
- (4) Circulating the EIS with the public, stakeholders and interested parties and perform public involvement under the NEPA regulations;
- (5) Scheduling and supervising meetings held in support of the NEPA process;
- (6) Compiling, summarizing and responding to comments received by the public, stakeholders, and interested parties; and,
- (7) Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS.

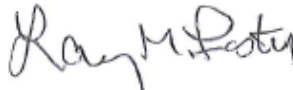
The Navy requests that the USFWS, in its role as cooperating agency, provide support as follows:

- (1) Providing timely comments on working drafts of the EIS, where the Navy requests comments, in accordance with agreed upon and approved project schedules and commenting protocols;
- (2) Responding to Navy requests for information, in particular those related to the impacts analysis, management and protection of resources and the management of the Fallon NWR;
- (3) Participating as appropriate and as agreed upon in public involvement efforts and public meetings conducted by the Navy for the EIS;
- (4) Adhering to the comprehensive project schedule as developed by the Navy;
- (5) Preparing USFWS final decisions, documentation and necessary impacts analysis;
- (6) Maintaining an administrative record and responding as appropriate to any Freedom of Information Act requests relating to this EIS; and,
- (7) Providing a formal, written response to this request.

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The Navy views USFWS's participation as an important element to the successful completion of the environmental planning process for the FRTC Modernization EIS. The Navy's primary point of contact for the FRTC Modernization should you have any questions or need additional information is Mr. Edmund Rybold, NAS Fallon, Command Integrator/N5, (775) 426-2405, Edmund.rybold@navy.mil. The U.S. Pacific Fleet's point of contact for development of this EIS is Mr. Alex Stone, (619) 545-8128, alexander.stone@navy.mil.

Sincerely,



L. M. FOSTER
By direction

Copy to:
CNO (N454)
Commander, Navy Region Southwest (N40)
Commander, Navy Facilities Engineering Command, Southwest (N45)
Commander, Naval Aviation Warfighting Development Center (N00)
Commanding Officer, Naval Air Station Fallon (N00)



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Pacific Southwest Region
2800 Cottage Way, Suite W-2606
Sacramento, California 95825



Department of the Navy
Commander
United States Pacific Fleet
250 Makalapa Drive
Pearl Harbor, Hawaii 96860-3131

AUG 18 2016

Dear Commander:

The United States Fish and Wildlife Service (USFWS) agrees to formally participate as a Cooperating Agency in the preparation of an Environmental Impact Statement (EIS), as prescribed in the President's Council on Environmental Quality (CEQ) National Environmental policy Act (NEPA) regulations, 40 CFR Part 1501.6.

As described in your letter requesting our participation as a formal cooperating agency, the intent of the EIS is to evaluate the potential environmental impacts associated with a comprehensive modernization of the Fallon Range Training Complex (FRTC), State of Nevada. We understand that the scope of the Federal proposal includes renewal of the existing public land withdrawal, the possible withdrawal of additional public lands, and the modification and expansion of Special Use Airspace and other airspace areas in the FRTC.

We understand that the Navy is the lead agency in the development of the EIS, and that the USFWS, as a cooperating agency, will participate as follows:

1. Participate in the EIS scoping, data gathering, analysis, and consultation processes;
2. Respond to Navy requests for information, especially those related to impacts analysis, management and protection of resources and management of the Fallon National Wildlife Refuge (NWR);
3. Participate as appropriate and as agreed upon, as time and personnel allows, in public involvement efforts and public meetings conducted by the Navy for the EIS;
4. Adhering to the project schedule as developed by the Navy with input from USFWS as a cooperating agency;
5. Preparing USFWS final decisions, documentation and impact analysis.

The USFWS names Nancy Hoffman, Project Leader for the Stillwater National Wildlife Refuge Complex, and Richard Grimes, Realty Specialist, as the representatives for the EIS process described above.

Sincerely,

POLLY WHEELER
Assistant Regional Director, Refuges
USFWS, Pacific Southwest Region

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