



U.S. Department of Energy Categorical Exclusion Determination Form

Proposed Action Title: Condominium Lease at 744 Prospect Ave, Lead, South Dakota LB-CX-19-01

Program or Field Office: Berkeley Site Office

Location(s) (City/County/State): 744 Prospect Ave, Unit 311, Lead, South Dakota

Proposed Action Description:

The UC Lawrence Berkeley National Laboratory (UC LBNL or Berkeley Lab) proposes to lease a two-bedroom, two-bathroom, fully furnished condominium from approximately January 2019 until approximately June 2019, with the possibility of extending or renewing the lease as needed at a later date. The condominium would be used to lodge scientists and technical staff visiting and/or conducting LBNL-related research at the nearby Sanford Underground Research Facility (SURF). The condominium would provide temporary residential "surge" space during an anticipated period of heightened activity (including for final assembly of the LUX-ZEPLIN project and upgrades to the MAJORANA experiment). Following this period of increased need, the lease would not be renewed.

Description of Affected Environment:

This condominium is in a residential area of the town of Lead, South Dakota.

Categorical Exclusion(s) Applied:

B1.24 – Property Transfers

For the complete DOE National Environmental Policy Act regulations regarding categorical exclusions, including the full text of each categorical exclusion, see Subpart D of [10 CFR Part 1021](#).

Regulatory Requirements in 10 CFR 1021.410(b): (See full text in regulation)

The proposal fits within a class of actions that is listed in Appendix A or B to 10 CFR Part 1021, Subpart D.

To fit within the classes of actions listed in 10 CFR Part 1021, Subpart D, Appendix B, a proposal must be one that would not: (1) threaten a violation of applicable statutory, regulatory, or permit requirements for environment, safety, and health, or similar requirements of DOE or Executive Orders; (2) require siting and construction or major expansion of waste storage, disposal, recovery, or treatment facilities (including incinerators), but the proposal may include categorically excluded waste storage, disposal, recovery, or treatment actions or facilities; (3) disturb hazardous substances, pollutants, contaminants, or CERCLA-excluded petroleum and natural gas products that preexist in the environment such that there would be uncontrolled or unpermitted releases; (4) have the potential to cause significant impacts on environmentally sensitive resources, including, but not limited to, those listed in paragraph B(4) of 10 CFR Part 1021, Subpart D, Appendix B; (5) involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds, or invasive species, unless the proposed activity would be contained or confined in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those listed in paragraph B(5) of 10 CFR Part 1021, Subpart D, Appendix B.

There are no extraordinary circumstances related to the proposal that may affect the significance of the environmental effects of the proposal.

The proposal has not been segmented to meet the definition of a categorical exclusion. This proposal is not connected to other actions with potentially significant impacts (40 CFR 1508.25(a)(1)), is not related to other actions with individually insignificant but cumulatively significant impacts (40 CFR 1508.27(b)(7)), and is not precluded by 40 CFR 1506.1 or 10 CFR 1021.211 concerning limitations on actions during preparation of an environmental impact statement.

I concur that the above description accurately describes the proposed action.

LBNL Environmental Planner:  Date Determined: 12-13-18
Jeff Philliber

I concur that the above description accurately describes the proposed action.

BSO Project Manager:  Date Determined: 12/19/2018
Rick Chapman

The above description accurately describes the proposed action, which reflects the requirements of the CX cited above. Therefore, I recommend that the proposed action be categorically excluded from further NEPA review and documentation.

BSO NEPA Program Manager:  Date Determined: 12/19/18
Sue Fields

Based on my review of the proposed action, as NEPA Compliance Officer (as authorized under DOE Order 451.1 B), I have determined that the proposed action fits within the specified class(es) of action, the other regulatory requirements set forth above are met, and the proposed action is hereby categorically excluded from further NEPA review.

NEPA Compliance Officer:

Date Determined: [Click here to enter a date.](#)