



NEPA Categorical Exclusion Determination Form

Program or Field Office: Department of Energy (DOE), Office of Legacy Management (LM)

Project Title and I.D. No.: Transition of the Formerly Utilized Sites Remedial Action Program (FUSRAP)
Windsor, Connecticut, Site (LM 24 -17)

Location: Windsor, Connecticut

Proposed Action or Project Description: The purpose of the Windsor, Connecticut, Site transition is to formally transfer long-term U.S. Department of Energy (DOE) responsibilities from the U.S. Army Corps of Engineers (USACE) to the Office of Legacy Management (LM) by January 2019, with no disruption of stewardship and no adverse impacts. The FUSRAP mission is to ensure protection of human health and the environment from radioactive wastes associated with historical Manhattan Engineer District and early U.S. Atomic Energy Commission activities. LM and USACE site-transition activities are conducted in accordance with the *1999 Memorandum of Understanding between the U.S. Department of Energy and the U.S. Army Corps of Engineers Regarding Program Administration and Execution of the Formerly Utilized Sites Remedial Action Program (MOU)* and associated letters. The implemented remedies achieved the degree of cleanup and protection specified in the Selected Remedy Plan for all pathways of exposure to FUSRAP contaminants of concern. USACE signed the Declaration of Response Action Completion and issued the Site Closeout Report in January 2017. The Windsor site is privately owned; therefore, LM's long-term stewardship responsibilities at the Windsor site would consist of managing site records and responding to stakeholder inquiries. LM can implement additional protective measures to ensure that site conditions remain protective if found to be necessary upon review of additional site data. The protective measures would be further evaluated, coordinated with the landowner, and described in detail in the Long-Term Surveillance and Maintenance Plan for the Windsor site. In the event of adverse impacts to the site caused by natural disasters or landowner actions, LM is not responsible for any response actions or associated costs.

Categorical Exclusion(s) Applied:

- B1.30 Transfer actions

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.

Based on my review of the proposed action, as NEPA Compliance Officer (as authorized under DOE Order 451.1B), 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.

Tracy A. Ribeiro

Tracy A. Ribeiro
2018.01.03 13:39:23 -07'00'

NEPA Compliance Officer:

Form updated to fix a typographical error and then resigned. T. Ribeiro

Date Determined: