



WASHINGTON COUNTY

197 East Tabernacle ♦ St. George, Utah 84770

Telephone: (435) 634-5700 ♦ Fax: (435) 634-5753

Employer of Choice

COMMISSION

JAMES J. EARDLEY

Chairman

jim.eardley@washco.utah.gov

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alan.gardner@washco.utah.gov

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January 28, 2013

BUREAU OF LAND MANAGEMENT

St. George Field Office

345 East Riverside Drive

St. George, Utah 84790

Mr. Jimmy Tyree, (Field Office Manager)

Enclosed you will find an application for a Right Of Way (ROW) **Title V** action for the proposed Washington Parkway north of St. George. The application includes all the necessary paperwork and preliminary engineering drawings to begin the necessary NEPA analysis on the project. The Commission would like to begin this separate process knowing that eventually you can incorporate this project analysis in your Resource Management Plan (RMP) process down the road.

The Washington County Commission has looked at how long other BLM Resource Management Plan (RMP) projects have taken in the state of Utah and how long it has taken the BLM to get to the alternative phase of your current plan and is not comfortable waiting for the Resource Management Plan (RMP) to be completed. We also understand the current Resource Management Plan (RMP) could end up in appeals and litigation like other plans in Utah, thus delaying the future of any site specific analysis for this Right Of Way (ROW) action.

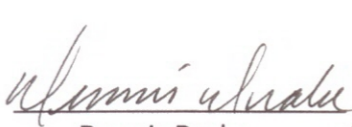
We understand this separate **Title V** Right of Way (ROW) NEPA action on the Washington Parkway, once completed, can amend your current Land Use Plan and eventually be incorporated into your ongoing Resource Management Planning effort. With the anticipated growth in Washington County and knowing that funding will be available within the next 24 to 36 months to construct this road, we as a Commission feel it is ripe to move forward with this project. This project is a high priority for Washington County as it relates to future growth and safety issues to our citizens.

We would like to begin the NEPA analysis as soon as possible. We understand there are many issues within the project area particularly where the proposed Right Of Way (ROW) will go through the recently designated Red Cliffs National Conservation Area which has listed Mojave Desert Tortoise habitat. Knowing this, we anticipate a full Environmental Impact Statement may be necessary on the project and are willing to cooperate and coordinate with Utah Department of Transportation (UDOT) in providing funding for the NEPA analysis.

We would like your staff, or whoever you deem to be the BLM project leader, to coordinate with Ron Whitehead who is our Public Works Director for Washington County. We would like to have this NEPA Analysis completed and a Right Of Way (ROW) Title V action granted to Washington County by June 30, 2014. This should be ample time to complete the analysis and grant the Title V.

We would like to meet with you and your staff to coordinate efforts on this project as soon as possible. Please contact Ron at 435 634 5780 to set this meeting up.

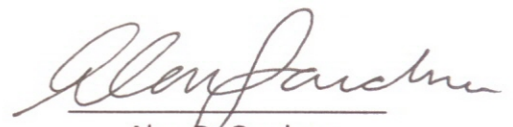
WASHINGTON COUNTY COMMISSION:



Dennis Drake
Commissioner



James J. Eardley
Commission Chair



Alan D. Gardner
Commissioner

cc:

Todd Christensen (BLM, District Manager)

**APPLICATION FOR TRANSPORTATION AND
UTILITY SYSTEMS AND FACILITIES
ON FEDERAL LANDS**

FORM APPROVED
OMB NO. 1004-0189
Expires: April 30, 2012

NOTE: Before completing and filing the application, the applicant should completely review this package and schedule a preapplication meeting with representatives of the agency responsible for processing the application. Each agency may have specific and unique requirements to be met in preparing and processing the application. Many times, with the help of the agency representative, the application can be completed at the preapplication meeting.

FOR AGENCY USE ONLY

Application Number

Date filed

1. Name and address of applicant (include zip code)

Washington County
(Attn: Ron Whitehead)
197 East Tabernacle
St. George, UT 84770

2. Name, title, and address of authorized agent if different from Item 1 (include zip code)

Washington County
(Attn: Ron Whitehead)
197 East Tabernacle
St. George, UT 84770

3. TELEPHONE (area code)

Applicant

435-634-5780

Authorized Agent

435-634-5780

4. As applicant are you? (check one)

- a. ☐ Individual
b. ☐ Corporation*
c. ☐ Partnership/Association*
d. ☐ State Government/State Agency
e. ☒ Local Government
f. ☐ Federal Agency

* If checked, complete supplemental page

5. Specify what application is for: (check one)

- a. ☒ New authorization
b. ☐ Renewing existing authorization No.
c. ☐ Amend existing authorization No.
d. ☐ Assign existing authorization No.
e. ☐ Existing use for which no authorization has been received*
f. ☐ Other*

*If checked provide details under Item 7

6. If an individual, or partnership are you a citizen(s) of the United States? ☒ Yes ☐ No

7. Project description (describe in detail): (a) Type of system or facility, (e.g., canal, pipeline, road); (b) related structures and facilities; (c) physical specifications (length, width, grading, etc.); (d) term of years needed; (e) time of year of use or operation; (f) Volume or amount of product to be transported; (g) duration and timing of construction; and (h) temporary work areas needed for construction (Attach additional sheets, if additional space is needed.)

The type of facility proposed is a 100' wide public right-of-way for transportation. This right-of-way will be used to reduce traffic congestion in the downtown areas of Washington City and St. George City. The right-of-way will facilitate the safe and efficient movement of traffic from Exit 13 on I-15 freeway to SR-18 intersection with Snow Canyon Parkway. This roadway is critical to avoid traffic gridlock as the area grows and existing arteries become saturated. A 300' width will be needed for construction on a 100' permanent right-of-way for the corridor.

Length of right-of-way on BLM or Red Cliffs National Conservation Area (NCA) is 1.56 miles. Staging areas will be set up on the private ground outside the Reserve. Length of right-of-way in Red Cliffs Desert Reserve (Reserve) is 2.06 miles

8. Attach a map covering area and show location of project proposal

9. State or local government approval: ☐ Attached ☐ Applied for ☒ Not required

10. Nonreturnable application fee. ☐ Attached ☒ Not required

11. Does project cross international boundary or affect international waterways? ☐ Yes ☒ No (If "yes," indicate on map)

12. Give statement of your technical and financial capability to construct, operate, maintain, and terminate system for which authorization is being requested.

Washington County along with Utah Department of Transportation (UDOT) will work together to produce environmental analysis studies, construction drawings, financing, and construction oversight to ensure this facility is built to Local, State, and Federal requirements. Washington County and UDOT will partner on this project similar to the way the Southern Parkway is being constructed. Washington County and UDOT have sufficient funding mechanisms in place to acquire the technical and logistical resources to successfully plan, design, construct, and maintain this transportation artery.

13a. Describe other reasonable alternative routes and modes considered.

Washington County has concluded this proposal to construct an east-west major arterial highway corridor is the most feasible for traffic movement now and in the future. It appears to be the shortest route and most economically feasible at this time. There may be other alternatives that may be analyzed in the Environmental document, including the no-action alternative, but the County feels this proposal best meets the Counties' needs for transportation and mitigation requirements for the NCA.

17. Describe likely environmental effects that the proposed project will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) the control or structural change on any stream or other body of water; (e) existing noise levels; and (f) the surface of the land, including vegetation, permafrost, soil, and soil stability.

Air quality will be improved by shorter travel times with less stop and go traffic. The visual impacts will be limited due to the undulating and broken terrain this road will be located in. Surface disturbance will be mitigated through restoration and revegetation wherever possible. Surface water and groundwater quality will not be adversely affected, as any disturbances will be mitigated so there are no problems with surface water quality and storm water pollution. Water quantity will not be affected through this project. Existing noise levels will increase near the new road but will be limited as to distance the noise will travel by the varied terrain. The surface of the land will be restored to minimize any soil stabilization problems that do not currently exist. We anticipate mitigation work within the NCA that will enhance the conditions in the NCA.

APPLICATION FOR TRANSPORTATION AND UTILITY SYSTEMS
AND FACILITIES ON FEDERAL LANDS

GENERAL INFORMATION
ALASKA NATIONAL INTEREST LANDS

This application will be used when applying for a right-of-way, permit, license, lease, or certificate for the use of Federal lands which lie within conservation system units and National Recreation or Conservation Areas as defined in the Alaska National Interest Lands Conservation Act. Conservation system units include the National Park System, National Wildlife Refuge System, National Wild and Scenic Rivers System, National Trails System, National Wilderness Preservation System, and National Forest Monuments.

Transportation and utility systems and facility uses for which the application may be used are:

1. Canals, ditches, flumes, laterals, pipes, pipelines, tunnels, and other systems for the transportation of water.
2. Pipelines and other systems for the transportation of liquids other than water, including oil, natural gas, synthetic liquid and gaseous fuels, and any refined product produced therefrom.
3. Pipelines, slurry and emulsion systems, and conveyor belts for transportation of solid materials.
4. Systems for the transmission and distribution of electric energy.
5. Systems for transmission or reception of radio, television, telephone, telegraph, and other electronic signals, and other means of communications.
6. Improved rights-of-way for snow machines, air cushion vehicles, and all-terrain vehicles.
7. Roads, highways, railroads, tunnels, tramways, airports, landing strips, docks, and other systems of general transportation.

This application must be filed simultaneously with each Federal department or agency requiring authorization to establish and operate your proposal.

In Alaska, the following agencies will help the applicant file an application and identify the other agencies the applicant should contact and possibly file with:

U.S. Department of Agriculture
FOREST SERVICE (USFS)
Alaska Regional Office (Region 10)
Physical Address:
Federal Office Building
709 West 9th Street
Juneau, Alaska 99801
Mailing Address:
P.O. Box 21628
Juneau, Alaska 99802
Telephone: 907-586-8806

U.S. Department of the Interior
BUREAU OF INDIAN AFFAIRS (BIA)
Alaska Regional Office (Juneau)
Mailing/Physical Address:
P.O. Box 25520
709 West 9th Street
Juneau, Alaska 99802
Telephone: 800-645-8397

U.S. Department of the Interior
BUREAU OF LAND MANAGEMENT (BLM)
Alaska State Office
Mailing/Physical Address:
222 West 7th Avenue #13
Anchorage, Alaska 99513
Telephone: 907-271-5960

U.S. Department of the Interior
NATIONAL PARK SERVICE (NPS)
Alaska Regional Office (Anchorage)
Mailing/Physical Address:
240 West 5th Avenue, Room 114
Anchorage, Alaska 99501
Telephone: 907-644-3501

U.S. Department of the Interior
FISH AND WILDLIFE SERVICE
Alaska Regional Office (Region 7)
Mailing/Physical Address:
1011 East Tudor Road
Anchorage, Alaska 99501
Telephone: 907-271-5011

Note: Filings with any Department of the Interior agency may be filed with any office noted above or with the:

U.S. Department of the Interior
OFFICE OF ENVIRONMENTAL POLICY AND COMPLIANCE
Alaska Regional Office (Anchorage)
Regional Environmental Officer
1689 C Street, Room 119
Anchorage, Alaska 99501
Telephone: (907) 271-5011

U.S. Department of Transportation
FEDERAL AVIATION ADMINISTRATION
Alaska Regional Office (Anchorage)
222 West 7th Avenue, #14
Anchorage, Alaska 99513
Telephone: 907-271-5269

NOTE - The Department of Transportation has established the above central filing point for agencies within that Department. Affected agencies are: Federal Aviation Administration (FAA), Coast Guard (USCG), Federal Highway Administration (FHWA), Federal Railroad Administration (FRA).

OTHER THAN ALASKA NATIONAL INTEREST LANDS

Use of this form is not limited to National Interest Conservation Lands of Alaska.

Individual departments/agencies may authorize the use of this form by applicants for transportation and utility systems and facilities on other Federal lands outside those areas described above.

For proposals located outside of Alaska, applications will be filed at the local agency office or at a location specified by the responsible Federal agency.

SPECIFIC INSTRUCTIONS
(Items not listed are self-explanatory)

Item

- 7 Attach preliminary site and facility construction plans. The responsible agency will provide instructions whenever specific plans are required.
- 8 Generally, the map must show the section(s), township(s), and ranges within which the project is to be located. Show the proposed location of the project on the map as accurately as possible. Some agencies require detailed survey maps. The responsible agency will provide additional instructions.
- 9, 10, and 12 - The responsible agency will provide additional instructions.
- 13 Providing information on alternate routes and modes in as much detail as possible, discussing why certain routes or modes were rejected and why it is necessary to cross Federal lands will assist the agency(ies) in processing your application and reaching a final decision. Include only reasonable alternate routes and modes as related to current technology and economics.
- 14 The responsible agency will provide instructions.
- 15 Generally, a simple statement of the purpose of the proposal will be sufficient. However, major proposals located in critical or sensitive areas may require a full analysis with additional specific information. The responsible agency will provide additional instructions.
- 16 through 19 - Providing this information in as much detail as possible will assist the Federal agency(ies) in processing the application and reaching a decision. When completing these items, you should use a sound judgment in furnishing relevant information. For example, if the project is not near a stream or other body of water, do not address this subject. The responsible agency will provide additional instructions.

Application must be signed by the applicant or applicant's authorized representative.

If additional space is needed to complete any item, please put the information on a separate sheet of paper and identify it as "Continuation of Item".

NOTICES

NOTE: This applies to the Department of the Interior/Bureau of Land Management (BLM).

The Privacy Act of 1974 provides that you be furnished with the following information in connection with the information provided by this application for an authorization.

AUTHORITY: 16 U.S.C. 310 and 5 U.S.C. 301.

PRINCIPAL PURPOSE: The primary uses of the records are to facilitate the (1) processing of claims or applications; (2) recordation of adjudicative actions; and (3) indexing of documentation in case files supporting administrative actions.

ROUTINE USES: BLM and the Department of the Interior (DOI) may disclose your information on this form: (1) to appropriate Federal agencies when concurrence or supporting information is required prior to granting or acquiring a right or interest in lands or resources; (2) to members or the public who have a need for the information that is maintained by BLM for public record; (3) to the U.S. Department of Justice, court, or other adjudicative body when DOI determines the information is necessary and relevant to litigation; (4) to appropriate Federal, State, local, or foreign agencies responsible for investigating, prosecuting violation, enforcing, or implementing this statute, regulation, or order; and (5) to a congressional office when you request the assistance of the Member of Congress in writing.

EFFECT OF NOT PROVIDING THE INFORMATION: Disclosing this information is necessary to receive or maintain a benefit. Not disclosing it may result in rejecting the application.

The Paperwork Reduction Act of 1995 requires us to inform you that:

The Federal agencies collect this information from applicants requesting right-of-way, permit, license, lease, or certifications for the use of Federal Lands.

Federal agencies use this information to evaluate your proposal.

No Federal agency may request or sponsor and you are not required to respond to a request for information which does not contain a currently valid OMB Control Number.

BURDEN HOURS STATEMENT: The public burden for this form is estimated at 25 hours per response including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to: U.S. Department of the Interior, Bureau of Land Management (1004-0189), Bureau Information Collection Clearance Officer (WO-630) 1849 C Street, N.W., Mail Stop 401 LS, Washington, D.C. 20240.

A reproducible copy of this form may be obtained from the Bureau of Land Management, Division of Lands, Realty and Cadastral Survey, 1620 L Street, N.W., Rm. 1000 LS, Washington, D.C. 20036.

EXHIBIT "A"

PLAN OF DEVELOPMENT

FOR

WASHINGTON PARKWAY

ROAD RIGHT-OF-WAY

UTU-

Purpose and Need for the Facility:

Washington County is applying for the Washington Parkway Road right-of-way to provide long term traffic congestion relief to I-15, St. George Boulevard, and Bluff Street in the St. George area. This east-west transportation corridor north of St. George will relieve the increasing traffic congestion in the St. George area.

Facility Location:

The proposed right-of-way location is described as follows: See attached maps

Salt Lake Base and Meridian

T42S, R15W, Section 18, NW ¼, NW ¼ of the SW ¼.

Section 17, NW ¼.

Section 8, SW ¼, SE ¼, NE ¼.

Section 5, SE 1/4, SE ¼.

Section 4, SW ¼, SE ¼.

See attached maps

Facility Design Factors:

This east-west corridor is approximately 6.4 miles with 1.56 miles lying within Bureau of Land Management (BLM) and National Conservation Area (NCA) boundaries. An additional 2.06 miles is on City and private properties within the Red Cliffs Desert (Reserve). We understand that a separate NEPA analysis will need to be conducted with this request for a Title V right-of-way. We realize there are many issues within the project area that will need to be addressed and we are willing to cooperate and coordinate with Utah Department of Transportation (UDOT) to help facilitate the analysis.

The road surface would be paved four (4) lanes wide with turn lanes, and built to current design standards with additional improvements to facilitate animal movement within the NCA and Reserve areas. We will also work to mitigate and enhance the Reserve for any impacts associated with this project.

Resource Values and Concerns:

Working inside the Reserve and NCA will be addressed in the construction drawings, making certain the threatened and endangered species are all protected during construction. Some wildlife may be displaced by construction, but could be removed and held at an approved site until completion of the



James Eardley
Chair, Transportation Executive Council
Jack Taylor
Chair, Transportation Advisory Committee
Myron Lee
Manager, Transportation Planning Office

January 28, 2013

BUREAU OF LAND MANAGEMENT

St. George Field Office
345 East Riverside Drive
St. George, Utah 84790

Mr. Jimmy Tyree (Field Office Manager)

The Dixie Metropolitan Planning Organization is supporting Washington County's application for a Right Of Way (ROW) **Title V** action for the proposed Washington Parkway north of St. George. The Washington County Commission would like to begin this separate process knowing that eventually you can incorporate this project analysis in your Resource Management Plan (RMP) process down the road.

The Washington County Commission has looked at how long other BLM Resource Management Plan projects have taken in the state of Utah and how long it has taken the BLM to get to the alternative phase of your current plan and is not comfortable waiting for the Resource Management Plan (RMP) to be completed. We also understand the current Resource Management Plan (RMP) could end up in appeals and litigation like other plans in Utah; thus delaying the future of any site specific analysis for this Right Of Way (ROW) action.

We understand this separate **Title V** Right Of Way (ROW) NEPA action on the Washington Parkway, once completed, can amend your current Land Use Plan and eventually be incorporated into your ongoing Resource Management Planning effort. With the anticipated growth in Washington County and knowing that funding will be available within the next 24 to 36 months to construct this road, we, the Dixie Metropolitan Planning Organization (DMPO) support Washington County's request to move forward with this project. This project is a high priority for Washington County as it relates to future growth and safety issues to our citizens.

We support beginning the NEPA analysis as soon as possible. We understand there are many issues within the project area particularly where the proposed Right Of Way (ROW) will go through the recently designated Red Cliffs National Conservation area which has listed Mojave Desert Tortoise habitat. Knowing this, we anticipate a full Environmental Impact Statement may be necessary on the project and are willing to cooperate and coordinate with the County and Utah Department of Transportation (UDOT) in providing funding for the NEPA analysis.

We will assist and coordinate with the County in whatever role is necessary to move ahead with this project. We would like to see this NEPA Analysis completed and a Right Of Way (ROW)

Title V action granted to Washington County by June 30, 2014. This should be ample time to complete the analysis and grant the **Title V** Right Of Way (ROW).

We will coordinate our efforts with Washington County as this project proceeds.

Dixie Metropolitan Planning Organization:

A handwritten signature in dark ink, appearing to read 'M Ence', is written over a horizontal line.

Matt Ence, Vice-Chair
Transportation Executive Council

cc:

Todd Christensen (BLM District Manager)
Washington County Commission