

Environmental Planning and Historic Preservation Decision Support System

28SEP24 Fireworks Display - Project Approved

Status

- In Preparation (09/16/2024)
- Environmental Review (09/18/2024)
- Senior Environmental Review (09/18/2024)
- Proponent Review (09/19/2024)
- Project Approved (09/19/2024)

Project Information

General

Name: 28SEP24 Fireworks Display DSS ID: DSS-USCG-2024-20694

Security: Unclassified

Description: Aerial Fireworks display taking place from 2100-2130 on 28SEP24 in the vicinity of Commencement Bay, WA. The fireworks will be shot from a barge with a maximum shell size of 10. The event will have a safety zone for the fallout area of the event (450 yards), no USCG assets are forecasted to be on scene.

Homeport tracking number: N/A

Location: 47°18'7.06"N 122°28'35.74"W

Funded through IRA?: No Funded through the IIJA?: No Critical Infrastructure?: No

Adopting Another Agency Catex, or CATEX Determination?: No

Project Type: Administrative & Regulatory Activities - Regulations for Regulated Navigation Areas and security or safety zones: Regulations establishing or increasing the size of Regulated

Navigation Areas and security or safety zones.(CATEX *L60a)

Existing EA/EIS?: No
Requires EA/EIS?: No
Project Priority: Normal
Federal Assistance: No
Type of Permit: N/A

Estimated Project Cost: \$0

Component

Component: USCG - U.S. Coast Guard

Region/Area/Unit: USCG Civil Engineering Unit – Oakland Ca

Tracking Number: 24-162

Dates

FY Funding: 2024

Proposed Project Start: 09/28/2024 Proposed Project End: 09/28/2024

Review Start: 09/16/2024

Project Location

• U.S. Territorial Water: Fireworks display will be launched from a barge located at 47°18'7.06"N 122°28'35.74"W, with a 450 yard fall out zone and safety zone.

Team

- Document Preparer, Anthony Pinto, Anthony.M.Pinto@uscg.mil
- Environmental Reviewer, Rustin Director, rustin.a.director@uscg.mil
- Senior Environmental Reviewer, Rustin Director, rustin.a.director@uscg.mil
- Proponent, John Robertson, john.m.robertson@uscg.mil

Categorical Exclusions

• L60(a)* - Regulations for Regulated Navigation Areas and security or safety zones: Regulations establishing or increasing the size of Regulated Navigation Areas and security or safety zones.

Required Conditions

- 1. Any change to the Proposed Action that may cause a physical interaction with the human environment will require re-evaluation for compliance with NEPA and other EP&HP requirements before the action can proceed.
- 2. This review addresses NEPA and other EP&HP requirements as described in DHS Directive 023-01. This review may identify the need for additional federal, state, and/or local permits, approvals, etc. required for the Proposed Action. However, this review may not satisfy those requirements and the Proponent is responsible for ensuring that all other appropriate federal, state, and/or local permits, approvals, etc. have been obtained.

Decision Documents

• Record of Environmental Consideration (REC), 12.33kB

Attachments

• There are no attachments.

Comments

There are no comments.

EPHP Review

Environmental Resources

- Is the Proposed Action a piece of a larger action or connected to another action? -- No Please explain how you came to this determination. : No, the event is not connected to any larger actions or connected to another action.
- Will the Proposed Action have a potentially significant effect on public health or safety? Areas to
 consider include, but are not limited to: environmental justice considerations; air quality; noise
 impacts; hazardous wastes and/or contamination; wastewater; potable water; and changes in modes
 or safety of transportation. -- No
 - Explain how the proposed action would not have a potentially significant effect on public health or safety. : No anticipated significant impacts to public health and safety from the safety zone.
- Would the proposed action place a disproportionately high and adverse human health or environmental effect on minority populations and low-income populations? -- No
- Will the Proposed Action have a potentially significant effect on species or habitats protected by the Endangered Species Act, Marine Mammal Protection Act, Migratory Bird Treaty Act, Bald and Golden Eagle Protection Act, or Magnuson-Stevens Fishery Conservation and Management Act? --No

Provide a conclusion under which statute the determination was made (e.g., no effect, NLAA, LAA, for ESA, etc.), how the determination was made, why it is considered significant, and copies of any consultation (informal and/or formal). : Localized, short duration safety zone would have no effect on listed species or critical habitats. Marine events will take place in areas where there is current boating traffic. No nest removal would occur. No direct habitat modification would occur. No long-term increases to noise or turbidity would result, no degradation to water or air quality is anticipated.

Attachments: FWS, NMFS, or Wildlife Agency Consultation: Fireworks_Risk Assessment 24-162 (1).docx (Fireworks_Risk Assessment 24-162 (1).docx, 34.79kB)

What is your Endangered Species Act (ESA) finding and determination? -- No effect
 Explain how the determination was made (e.g., are species present in the area but your proposed
 action will have no effect? why?). Although not required, recommend attaching any consultation or
 correspondence conducted.: Federal action will have No Effect on ESA listed species or designated
 critical habitat.

Attachments: ESA consultation: (No files uploaded yet.)

 What is your Marine Mammal Protection Act (MMPA) finding and determination? -- No effect or negligible effect

Explain how the determination was made (e.g., are species present in the area but your proposed action will have no effect or negligible effects? why?). Although not required, recommend attaching any consultation or correspondence conducted.: Noise levels from the creation of a safety zone would not reach harassment.

Attachments: MMPA consultation: (No files uploaded yet.)

• Would the proposed action adversely affect a species protected under the Bald and Golden Eagle Protection Act or Migratory Bird Treaty Act or habitat for such species? -- No Explain how the determination was made (e.g., are species present in the area but your proposed action will have no adverse effect or no significant effect? why?). Although not required, recommend attaching any consultation or correspondence conducted.: No adverse effects to protected species under the Bald and Golden Eagle Protection Act or Migratory Bird Treaty Act or habitat for such species. No nests or habitats would be removed and no significant increase in level of noises are anticipated.

Attachments: BGEPA MBTA consultation: (No files uploaded yet.)

• What is your Magnuson-Stevens Fishery Conservation and Management Act (essential fish habitat) finding and determination? -- No effect

Attachments: EFH consultation: (No files uploaded yet.)

- Will the Proposed Action have a potentially significant effect on an environmentally sensitive area? Examples include, but are not limited to: areas having special designation or recognition such as prime or unique agricultural lands, coastal zones, designated wilderness study areas, wild and scenic rivers, 100-year floodplains, wetlands, sole source aquifers, Marine Sanctuaries, National Wildlife Refuges, National Parks, National Monuments, etc. -- No
- Special Flood Hazard Area (i.e. floodplains) -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No present floodplains within event area.
- Jurisdictional wetlands and Other Waters of the U.S. -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No degradation to water or water quality would result from project implementation.
- Coastal Barrier Unit -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No coastal barrier unit present in event area.
- Coastal Zone Management Area -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action

- located entirely within a building and no resources are present?): Short duration safety zone will not impact coastal zone resources.
- Section 10 navigable waterway -- Section 10 waterway present
 Explain why the proposed action would not significantly impact these resources. : Short duration safety zone will not significantly affect navigable waters.
- Sole Source Aquifers and Wellheads -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No sole source aquifers and wellheads present in event area.
- Prime Farmland -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No prime farmland present in event area.
- Designated land (i.e., Wilderness Area, Wild and Scenic River, Marine Sanctuary, National Park, National Monument, National Natural Landmark, Wildlife Refuge, and Wilderness Area -- N/A Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No designated lands present in event area.
- Will the Proposed Action result in the potential violation of a Federal, State, or local law or requirement imposed to protect the environment? -- No
 Please summarize determination.: The safety zone will not violate any laws to protect the environment. Additionally, Firework events receive approval from local authorities prior to commencement, minimal impact to environment. All permits and conditions would be followed.
- Will the Proposed Action have an effect on the quality of the human environment that is likely to be highly controversial in terms of scientific validity, likely to be highly uncertain, or likely to involve unique or unknown environmental risks? -- No
 Required: Please explain.: No, project is not controversial with no unique or unknown environmental risks. Safety zones are typically not highly controversial in terms of scientific validity or unknown risk.
- Will the Proposed Action employ new or unproven technology that is likely to involve unique or unknown environmental risks, where the effect on the human environment is likely to be highly uncertain, or where the effect on the human environment is likely to be highly controversial in terms of scientific validity? -- No
 - Required: Please explain.: No controversial or unproven technology associated with this action.
- Will the Proposed Action establish a precedent for future actions that have significant effects? -- No Please explain how you came to this determination. : No precedent will be established as a result of the event taking place.

- Is the Proposed Action significantly greater in scope or size than normally experienced for its particular category of action? -- No
 - Required: Please summarize determination.: This safety zone is consistent with other similar events.
- Will the Proposed Action have the potential to result in the significant degradation of existing poor environmental conditions? Will the Proposed Action initiate a potentially significant environmentally degrading influence, activity, or effect in areas not already significantly modified from their natural condition? -- No
 - Please explain how you came to this determination. : Event will not result in the significant degradation of any existing poor environmental conditions.
- Is the Proposed Action related to other actions with individually insignificant but cumulatively significant impacts? -- No
 - Please explain how you came to this determination. : No cumulative significant impacts are anticipated.
- Are there any other requirements for the protection of the environment that need to be considered for this proposed action? -- No

Historic Preservation & Cultural Resources

- Is the Proposed Action a piece of a larger action or connected to another action? -- No
 Please explain how you came to this determination. : No, the event is not connected to any larger
 actions or connected to another action.
- Will the Proposed Action have a potentially significant effect on public health or safety? Areas to consider include, but are not limited to: environmental justice considerations; air quality; noise impacts; hazardous wastes and/or contamination; wastewater; potable water; and changes in modes or safety of transportation. -- No
 - Explain how the proposed action would not have a potentially significant effect on public health or safety. : No anticipated significant impacts to public health and safety from the safety zone.
- Would the proposed action place a disproportionately high and adverse human health or environmental effect on minority populations and low-income populations? -- No
- Will the Proposed Action have a potentially significant effect on species or habitats protected by the Endangered Species Act, Marine Mammal Protection Act, Migratory Bird Treaty Act, Bald and Golden Eagle Protection Act, or Magnuson-Stevens Fishery Conservation and Management Act? -- No
 - Provide a conclusion under which statute the determination was made (e.g., no effect, NLAA, LAA, for ESA, etc.), how the determination was made, why it is considered significant, and copies of any consultation (informal and/or formal). : Localized, short duration safety zone would have no effect on listed species or critical habitats. Marine events will take place in areas where there is current boating traffic. No nest removal would occur. No direct habitat modification would occur. No long-term increases to noise or turbidity would result, no degradation to water or air quality is anticipated.

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Attachments: ESA consultation: (No files uploaded yet.)

 What is your Marine Mammal Protection Act (MMPA) finding and determination? -- No effect or negligible effect

Explain how the determination was made (e.g., are species present in the area but your proposed action will have no effect or negligible effects? why?). Although not required, recommend attaching any consultation or correspondence conducted.: Noise levels from the creation of a safety zone would not reach harassment.

Attachments: MMPA consultation: (No files uploaded yet.)

• Would the proposed action adversely affect a species protected under the Bald and Golden Eagle Protection Act or Migratory Bird Treaty Act or habitat for such species? -- No Explain how the determination was made (e.g., are species present in the area but your proposed action will have no adverse effect or no significant effect? why?). Although not required, recommend attaching any consultation or correspondence conducted.: No adverse effects to protected species under the Bald and Golden Eagle Protection Act or Migratory Bird Treaty Act or habitat for such species. No nests or habitats would be removed and no significant increase in level of noises are anticipated.

Attachments: BGEPA MBTA consultation: (No files uploaded yet.)

• What is your Magnuson-Stevens Fishery Conservation and Management Act (essential fish habitat) finding and determination? -- No effect

Attachments: EFH consultation: (No files uploaded yet.)

- Will the Proposed Action have a potentially significant effect on an environmentally sensitive area? Examples include, but are not limited to: areas having special designation or recognition such as prime or unique agricultural lands, coastal zones, designated wilderness study areas, wild and scenic rivers, 100-year floodplains, wetlands, sole source aquifers, Marine Sanctuaries, National Wildlife Refuges, National Parks, National Monuments, etc. -- No
- Special Flood Hazard Area (i.e. floodplains) -- N/A
 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No present floodplains within event area.
- Jurisdictional wetlands and Other Waters of the U.S. -- N/A

 Explain why this resource is not applicable to your proposed action (e.g. is your proposed action

located entirely within a building and no resources are present?): No degradation to water or water quality would result from project implementation.

- Coastal Barrier Unit -- N/A
 - Explain why this resource is not applicable to your proposed action (e.g. is your proposed action located entirely within a building and no resources are present?): No coastal barrier unit present in event area.
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 Please summarize determination. : The safety zone will not violate any laws to protect the environment. Additionally, Firework events receive approval from local authorities prior to commencement, minimal impact to environment. All permits and conditions would be followed.
- Will the Proposed Action have an effect on the quality of the human environment that is likely to be highly controversial in terms of scientific validity, likely to be highly uncertain, or likely to involve unique or unknown environmental risks? -- No
 Required: Please explain.: No, project is not controversial with no unique or unknown environmental risks. Safety zones are typically not highly controversial in terms of scientific validity

or unknown risk.

- Will the Proposed Action employ new or unproven technology that is likely to involve unique or unknown environmental risks, where the effect on the human environment is likely to be highly uncertain, or where the effect on the human environment is likely to be highly controversial in terms of scientific validity? -- No
 - Required: Please explain.: No controversial or unproven technology associated with this action.
- Will the Proposed Action establish a precedent for future actions that have significant effects? -- No Please explain how you came to this determination. : No precedent will be established as a result of the event taking place.
- Is the Proposed Action significantly greater in scope or size than normally experienced for its particular category of action? -- No
 - Required: Please summarize determination.: This safety zone is consistent with other similar events.
- Will the Proposed Action have the potential to result in the significant degradation of existing poor environmental conditions? Will the Proposed Action initiate a potentially significant environmentally degrading influence, activity, or effect in areas not already significantly modified from their natural condition? -- No
 - Please explain how you came to this determination. : Event will not result in the significant degradation of any existing poor environmental conditions.
- Is the Proposed Action related to other actions with individually insignificant but cumulatively significant impacts? -- No
 - Please explain how you came to this determination. : No cumulative significant impacts are anticipated.
- Are there any other requirements for the protection of the environment that need to be considered for this proposed action? -- No
- Will the proposed action have a potentially significant effect on a district, highway, structure, or object that is listed, or eligible for listing, on the National Register of Historic Places, a historic or cultural resource, traditional or sacred site, or result in the destruction of a significant scientific, cultural, or historic resource? -- No
 - Attachments: HR Consultation: Fireworks_Risk Assessment 24-162 (1).docx (Fireworks_Risk Assessment 24-162 (1).docx, 34.79kB)
- What is the National Historic Preservation Act Section 106 effect determination? -- No potential to effect
 - This determination is not used often. Please explain. : Vessels will be in the top zone of the water. Any underground resources would not be disturbed. No potential to effect Section 106 protected resources would result from project implementation.
 - ** This question should be carefully checked by the Environmental Reviewer.
- Does the proposed action limit access to, and ceremonial use of, Indian sacred sites on federal lands, by Indian religious practitioners, and/or adversely affect the physical integrity of such sites. -- No

DHS Record of Environmental Consideration (REC) for Categorically Excluded Actions under NEPA

INTRODUCTION

The purpose of this Record of Environmental Consideration (REC) is to provide a record that the potential for impacts to the quality of the human environment has been considered in the decision to implement the Proposed Action described below, in accordance with the National Environmental Policy Act of 1969 (NEPA) and DHS Directive 023-01 and Instruction Manual 023-01-001-01 on implementation of NEPA. DHS integrates the NEPA process with review and compliance requirements under other Federal laws, regulations, Executive Orders, and other requirements for the stewardship and protection of the human environment, as reflected in Section II (8) of this REC. Signature of the DHS Proponent on this REC demonstrates that they have considered the potential for impacts to the human environment in their decision to implement the Proposed Action as required by NEPA, and are committing to any conditions listed in Section IV of this REC that may be required for implementation of the project. When completed, the form is to be signed by the Preparer, the Environmental Approver, and the Action Proponent. The completed REC becomes a part of the administrative record for the Proposed Action.

SECTION I - Desc	ription of Pro	posed Action
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 Na 	me of	Component	Authorizing t	he Proposed	Action:
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- U.S. Coast Guard USCG Civil Engineering Unit Oakland Ca
- 2. Title of Proposed Action:

28SEP24 Fireworks Display

3. Identifying Number of Proposed Action:

DSS-USCG-2024-20694

4. Estimated Start Date and Useful Life of Proposed Action:

Start Date: 09/28/2024 - End Date: 9/28/202

- 5. Location of Proposed Action:
- U.S. Territorial Water: Fireworks display will be launched from a barge located at 47°18'7.06"N 122°28'35.74"W, with a 450 yard fall out zone and safety zone.
- 6. Description of Proposed Action:

Aerial Fireworks display taking place from 2100-2130 on 28SEP24 in the vicinity of Commencement Bay, WA. The fireworks will be shot from a barge with a maximum shell size of 10. The event will have a safety zone for the fallout area of the event (450 yards), no USCG assets are forecasted to be on scene.

Homeport tracking number: N/A

Location: 47°18'7.06"N 122°28'35.74"W

SECTION II - Analysis of Extraordinary Circumstances

- 7. Expressed Action is not a piece of a larger action
 - ☐ Proposed Action is a piece of a larger action

Remarks:

8. For A through K, check the appropriate box and provide an explanation when appropriate. Include a summary of any coordination or consultation that occurred with a resource or regulatory agency, if relevant.

Yes No	A. Will the Proposed Action have a potentially significant effect on public health or safety?
Nemarks.	
☐ ☑ Yes No	B. Will the Proposed Action have a potentially significant effect on species or habitats protected by the Endangered Species Act, Marine Mammal Protection Act, Migratory Bird Treaty Act, Bald and Golden Eagle Protection Act, or Magnuson-Stevens Fishery Conservation and Management Act?
Remarks:	
Yes No	C. Will the Proposed Action have a potentially significant effect on a district, highway, structure, or object that is listed or eligible for listing on the National Register of Historic Places (NRHP)? Will the Proposed Action have a potentially significant effect on a historic or cultural resource, traditionalor sacred site, or result in the destruction of a significant scientific, cultural, or historic resource?
Remarks:	
Yes No	D. Will the Proposed Action have a potentially significant effect on an environmentally sensitive area?
Remarks:	
Yes No	E. Will the Proposed Action result in the potential violation of a Federal, State, or local law or requirement imposed to protect the environment?
Remarks:	
☐ ເ≅ Yes No	F. Will the Proposed Action have an effect on the quality of the human environment that is likely to be highly controversial in terms of scientific validity, likely to be highly uncertain, or likely to involve unique or unknown environmental risks?
Remarks:	
Yes No	G. Will the Proposed Action employ new or unproven technology that is likely to involve unique or unknown environmental risks, where the effect on the human environment is likely to be highly uncertain, or where the effect on the human environment is likely to be highly controversial in terms of scientific validity?
Remarks:	
☐ ເ Yes No	H. Will the Proposed Action establish a precedent for future actions that have significant effects?
Remarks:	
☐ ເ Yes No	I. Is the Proposed Action significantly greater in scope or size than normally experienced for its particular category of action?
Remarks:	
Yes No	J. Does the Proposed Action have the potential to result in significant degradation of existing poor environmental conditions? Will the Proposed Action initiate a potentially significant environmentally degrading influence, activity, or effect in areas not significantly modified from their natural condition?
Remarks:	

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11c. Action Proponent

EP24 Fireworks Display (Unclassified)				
Yes No				
Remarks:				
SECTION II	I - Categorical Exclusion (CAT	EX) Determination		
9. This action is not expected to result in any significant adverse environmental impacts as described in the National Environmental Policy Act of 1969 (NEPA). The proposed action has been thoroughly reviewed by the U.S. Coast Guard and it has been determined, by the undersigned, that this action is categorically excluded under current DHS CATEX L60(a)* from further environmental documentation, in accordance with Section 3 of DHS Directive 023-01, Environmental Planning Program since implementation of this action:				
 I. Clearly fits within one or more of the categories of excludable actions listed in Appendix A of DHS Instruction 023-01-001-01; II. Is not a piece of a larger action which has been segmented into smaller parts in order to avoid a more extensive evaluation of the potential for significant environmental impacts; III. Does not involve any extraordinary circumstances, as defined in DHS Instruction 023-01-001-01, Section V(B)(2), that would create the potential for a normally excluded action to have a significant environmental effect. 				
SECTION IV	/ - Conditions			
10. The following conditions are required to implement the Proposed Action: Any change to the Proposed Action that may cause a physical interaction with the human environment will require re-evaluation for compliance with NEPA and other EP&HP requirements before the action can proceed. This review addresses NEPA and other EP&HP requirements as described in DHS Directive 023-01. This review may identify the need for additional federal, state, and/or local permits, approvals, etc. required for the Proposed Action. However, this review may not satisfy those requirements and the Proponent is responsible for ensuring that all other appropriate federal, state, and/or local permits, approvals, etc. have been obtained.				
	' - Signatures			
11a. Prepare Name: Anthony Pinto	r of this REC	Digitally signed by Anthony Pinto at 09/16/2024 10:59 AM Anthony Pinto	Date: 09/16/2024	
11b. Environmental Approver of this REC				
Name: Rustin Director		Digitally signed by Rustin Director at 09/18/2024 10:46 AM Rustin Director	Date: 09/18/2024	

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28SEP24 Fireworks Display (Unclassified)

Name: John Robertson	09/19/2024 12:28 AM	Date: 09/19/2024

Preview of Attachments

The following pages will display this project's attachments that are of these file types:

- .jpg /.jpeg
- .png
- .gif
- .txt
- .pdf

The attachments of compatible file types from this project are:

Note:

All project attachments can be downloaded at the 'File Upload/Manage Attachments' page.