OFFICE OF ENERGY EFFICIENCY AND RENEWABLE ENERGY

NEPA DETERMINATION

RECIPIENT: Virginia Department of Mines, Minerals and Energy (now Virginia Department of Energy)

STATE: VA

PROJECT TITLE: Mid Atlantic Electrification Partnership

Funding Opportunity Announcement Number: DE-FOA-0009225
Procurement Instrument Number: DE-EE0009225

Based on my review of the information concerning the proposed action, as NEPA Compliance Officer (authorized under DOE Policy 451.1), I have made the following determination:

CX, EA, EIS APPENDIX AND NUMBER:

Description:

A1 Information gathering, analysis, and dissemination

B5.1 Actions to conserve energy or water

B5.2 Electric vehicle charging stations

Information gathering (including, but not limited to, literature surveys, inventories, site visits, and audits); data analysis (including, but not limited to, computer modeling); document preparation (including, but not limited to, conceptual design, feasibility studies, and analytical energy supply and demand studies); and information dissemination (including, but not limited to, document publication and distribution, and classroom training and informational programs), but not including site characterization or environmental monitoring. (See also 531.1 of appendix B to this subpart.)

(b) Actions to conserve energy or water: demonstrate potential energy or water conservation, and promote energy efficiency that would not have the potential to cause significant changes in the indoor or outdoor concentrations of potentially harmful substances. These actions may involve financial and technical assistance to individuals (such as builders, owners, consultants, manufacturers, and designers), organizations (such as utilities), and governments (such as state, local, and tribal). Covered actions include, but are not limited to: weatherization (such as insulation and replacing windows and doors); programmable thermostat settings; placement of timers on hot water heaters; installation or replacement of energy-efficient lighting, low-flow plumbing fixtures (such as faucets, toilets, and showerheads); heating, ventilation, and air-conditioning systems; and appliances; installation of drip-irrigation systems; improvements in generator efficiency and appliance efficiency ratings; efficiency improvements for vehicles and transportation (such as fixed chargers); power storage (such as flywheels and batteries, generally less than 10 megawatt equivalents); transportation management systems (such as traffic signal control systems, car navigation, speed cameras, and automatic plate number recognition); development of energy-efficient manufacturing, industrial, or building practices; and small-scale energy efficiency and conservation research and development and small-scale pilot projects. Covered actions include building renovations or new structures, provided that they occur in a previously disturbed or developed area. Covered actions could involve commercial, residential, agricultural, academic, institutional, or industrial sectors. Covered actions do not include rulemakings, standard settings, or proposed DOE legislation, except for those actions listed in 531.1a of this appendix. (b) Covered actions include rulemakings that establish energy conservation standards for consumer products and industrial equipment, provided that the actions would not: (1) have the potential to cause a significant change in manufacturing infrastructure (such as construction of new manufacturing plants with considerable anticipated ground disturbance); (2) involve significant unreviewed conflicts concerning alternative uses of available resources (such as rare or limited raw materials); (3) have the potential to result in a significant increase in the disposal of materials posing significant risks to human health and the environment (such as RCRA hazardous wastes); or (4) have the potential to cause a significant increase in energy consumption in a state or region.

The installation, modification, operation, and removal of electric vehicle charging stations, using commercially available technology, within a previously disturbed or developed area. Covered actions are limited to areas where access and parking are in accordance with applicable requirements (such as local land use and zoning requirements) in the proposed project area and would incorporate appropriate control technologies and best management practices.

Rationale for determination:

NEPA PROVISION

DOE has made a final NEPA determination

Notes:

This project number and recipient have previously received a CX on previous work. This new CX has been signed due to the recipient adding additional project locations. The control number reflects the prime recipient has received multiple NEPA determinations. As noted by the NEPA Control Number NETL-0009225-0025, this is the twenty-fourth CX associated with the initial award.

FOR CATEGORICAL EXCLUSION DETERMINATIONS

The proposed action (or the part of the proposal defined in the Rationale above) 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 incineration), 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 a significant increase in the number of violations of applicable state laws or regulations that the proposal would cause; (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 action words, 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 proposed action that may affect the significance of the environmental effects of the proposal.

The proposed action 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 1508.25(a)(1)), and is not precluded by 40 CFR 1508.1 or 10 CFR 1021.211 concerning limitations on actions during preparation of an environmental impact statement.

The proposed action is categorically excluded from further NEPA review.

SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.

NEPA Compliance Officer Signature: Electronic Signature by Jesse Garcia
Date: 10/27/2021

FIELD OFFICE MANAGER DETERMINATION

Approved: Field Office Manager review not required
Field Office Manager review required

BASED ON MY REVIEW I CONCUR WITH THE DETERMINATION OF THE NCO:

Field Office Manager's Signature: Date: