NEPA DETERMINATION

The project number and recipient have previously received a CX on previous work. This new CX has been signed due to the recipient not meeting the criteria for a categorical exclusion. This proposal is not connected to other actions with potentially significant impacts (40 CFR 1508.25(b)) with the proposed project area and would incorporate appropriate control technologies and best management practices.

Rationale for determination:

NEPA PROVISION

DOE has made a conditional NEPA determination.

The NEPA Determination applies to the following Topic Areas, Budget Periods, and/or tasks:

The NEPA Determination does not apply to the following Topic Area, Budget Periods, and/or tasks:

A completed EQ is required for the TBD location sites/charging stations. A separate NEPA review is required for the TBD location sites. This CX covers all activities except the TBD location sites.

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-00400-0040, this is the fourth CX associated with the initial award.

FOR CATEGORICAL EXCLUSION DETERMINATIONS

The proposed action (or the part of the proposed action 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 testing and construction or major expansion of waste storage, disposal, recovery, or treatment facilities (including incinerators) but the proposal may include the possible inclusion of waste storage, disposal, recovery, or treatment actions or facilities, (3) disturb hazardous substances, pollutants, contaminants, or CERCLA-excluded petroleum and natural gas products that persist in the environment such that these would be uncontrollable or uncontrolled releases; (4) have the potential to cause significant impacts on environmentally sensitive resources, including, but not limited to, those listed in paragraph B(6) of 10 CFR Part 1021, Subpart D, Appendix B, (5) involve genetically engineered organisms, synthetic biology--governmentally designated research uses, or invasive species, unless the proposed activity would be considered for continued 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(7) 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(b)), 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.

A portion of the proposed action is categorically excluded from further NEPA review. The NEPA Provision identifies Topic Areas, Budget Periods, tasks, and/or subtasks that are subject to additional NEPA review.

SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.

NEPA Compliance Officer Signature: Date: 4/22/2022

FIELD OFFICE MANAGER DETERMINATION

Field Office Manager Review not required

Based on my review, I concur with the determination of the NOA:

Field Office Manager's Signature: Date:

[Image]