# UNITED STATES DEPARTMENT OF THE INTERIOR
Office Of Surface Mining Reclamation And Enforcement
ABANDONED MINE LANDS
CATEGORICAL EXCLUSION CERTIFICATION AND DETERMINATION

<table>
<thead>
<tr>
<th>State: Kentucky</th>
<th>PA: KY 2983 SGA and KY 2983 ENH</th>
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</thead>
<tbody>
<tr>
<td>Project Name: Mud Creek – Harold Refuse AML Enhancement Project</td>
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<td>Project Description: Reclamation of an old refuse pile.</td>
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## I. GENERAL EXCEPTIONS

Does the project type specifically require an EA in 516 DM 6, Appendix B, as specified in Item 1 of the attached instructions?  

| No [x] | Yes [ ] |

## II. DEPARTMENT OF INTERIOR EXCEPTIONS

Will the project have any of the following:

- A significant adverse effect on public health or safety?  
  - No [x]  
  - Yes [ ]

- An adverse effect on any of the following unique geographic characteristics? If 'yes,' check the ones that apply:
  1. [ ] Parks (state, local or National)
  2. [ ] Recreation or Refuge Lands
  3. [ ] Wilderness Areas
  4. [ ] Ecologically Significant or Critical Areas
  5. [ ] Prime Farmlands
  6. [ ] Wild or Scenic Rivers
  7. [ ] Wetlands
  8. [ ] Floodplains
  9. [ ] Sole or Principal Drinking Water Aquifers

- Highly controversial environmental effects?  
  - No [x]  
  - Yes [ ]

- Highly uncertain and potentially significant environmental effects or unique or unknown environmental risks?  
  - No [x]  
  - Yes [ ]

- A precedent for future action or a decision in principle about future actions with potentially significant environmental effects?  
  - No [x]  
  - Yes [ ]

- Directly related to other actions with individually insignificant but cumulatively significant environmental effects?  
  - No [x]  
  - Yes [ ]

- Adverse effects on properties listed or eligible for listing on the National Register of Historic Places?  
  - No [x]  
  - Yes [ ]

- Adverse effects on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have adverse effects on designated Critical Habitat for these species?  
  - No [x]  
  - Yes [ ]
Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Wetlands Protection) or The Fish and Wildlife Coordination Act?  

No [x]  Yes [ ]

Threaten to violate a Federal, State, Tribal or local law or requirement imposed for the protection of the environment?  

No [x]  Yes [ ]

III. RESOURCE IMPACT EXCEPTIONS

Are there any unresolved issues or adverse effects requiring specialized mitigation for any of the following resources? If yes, check the ones that apply.  

No [x]  Yes [ ]

[ ] Topography  [ ] Historic and Cultural
[ ] Land Use (includes prime farmland)  [ ] Recreation
[ ] Soils  [ ] Air Quality
[ ] Vegetation (includes wetlands)  [ ] Noise
[ ] Hydrology  [ ] Other (includes socio-economics)
[ ] Fish and Wildlife

IV. ATTACH CONSULTATION LETTERS AND A LOCATION MAP

V. RESPONSIBLE OFFICIAL CERTIFICATION

Signature:  

Date: 5/22/2012

Name and Title:  Robert F. Scott, Director  
Division of Abandoned Mine Lands

VI. OSM DETERMINATION

[ ] This project conforms with the exclusion criteria in 516 DM 6, Appendix 8, and is excluded from further NEPA compliance.

[ ] This project does not conform with the exclusion criteria in 516 DM 6, Appendix 8, and requires an environmental assessment.

Signature:  

Date: 6/15/12

Name and Title:  Joseph L. Blackburn, Field Office Director