



Montana Fish, Wildlife & Parks

2300 Lake Elmo Drive
Billings, MT 59105

RECEIVED

NOTICE OF DECISION

March 17, 2004

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TO: Environmental Quality Council
Director's Office, Dept. of Environmental Quality
Montana Fish, Wildlife & Parks
Director's Office
Parks Division
Fisheries Division
Wildlife Division
Montana Historical Society, State Preservation Office
Janet Ellis, Montana Audubon Council
Montana Wildlife Federation
Montana Environmental Information Center
Wayne Hirst, Montana State Parks Foundation
Bob Harrington, DNRC Area Manager, Southern Land Office
Other Local Interested People or Groups

LEGISLATIVE ENVIRONMENTAL
POLICY OFFICE

Lands Section
Design & Construction
Legal Unit
Regional Supervisors
Montana State Library
George Ochenski
Montana Parks Association
County Commissioners

Ladies and Gentlemen:

A Draft Environmental Assessment (EA) was prepared for Cooney State Park infrastructure improvements near Boyd, Montana. The draft EA was circulated for 32 days and legal notices were published on Montana's electronic bulletin board as well as in the Carbon County News and the Billings Gazette.

The department has decided to proceed with the project as described in the Environmental Assessment. We received 2 comments in writing. One letter concerned the past road improvements and their impact on a private approach. We also talked to this person on the phone and their concerns were relayed to the Carbon County Commissioners who will work with this individual to resolve the issue. We also received a letter from the State Historic Preservation Office regarding cultural concerns. We followed up with telephone and written communication with SHPO and their concerns were subsequently resolved.

This project is subject to appeal, which must be submitted to the FWP Director in writing, and postmarked within 30 days of the date on this decision notice. The appeal must specifically describe the basis for the appeal, explain how the appellant has previously commented to the department or participated in the decision-making process, and lay out how FWP might address the concerns in the appeal. If you have questions regarding this decision notice, please contact me at 247-2951.

Sincerely,

Harvey Nyberg
Regional Supervisor