



U.S. Department of Energy Categorical Exclusion Determination Form

Proposed Action Title: Supplement #11 to State University Tract Lease, Plots 80 and 82, Parcels 1C, 2, & 4, Berkeley, California, Lawrence Berkeley National Laboratory (**LB-CX-24-04**)

Program or Field Office: DOE Berkeley Site Office

Location(s) (City/County/State): Berkeley, California

Proposed Action Description:

The U.S. Department of Energy (DOE) proposes to modify the lease of real property on the State University Tract Plots 80 and 82, Parcels 21 and 32, on the Lawrence Berkeley National Laboratory (LBNL, or Berkeley Lab) site. The lease is maintained between the U.S. Department of Energy (DOE) and the University of California (UC). The lease modification, referred to as Supplement No. 11, would (1) remove from the lease Parcel 21 and Building 54 as of December 7, 2023 (Building 54 had resided on Parcel 21 but was demolished as part of the SSM Project), (2) update existing Parcel 32 start and end dates (from December 7, 2023 to December 6, 2073), and (3) change the building asset number on Parcel 32 from Building 311 to Building 180 to reflect the building's renaming. No physical changes are anticipated as part of these lease amendments.

Categorical Exclusion(s) Applied:

B1.24 – Property transfers

For the complete DOE National Environmental Policy Act regulations regarding categorical exclusions, including the full text of each categorical exclusion, see Subpart D of [10 CFR Part 1021](#).

Regulatory Requirements in 10 CFR 1021.410(b): (See full text in regulation)

The proposal 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 incinerators), 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 uncontrolled or unpermitted releases; (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 noxious weeds, 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 proposal that may affect the significance of the environmental effects of the proposal.

The proposal 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 1508.27(b)(7)), and is not precluded by 40 CFR 1506.1 or 10 CFR 1021.211 concerning limitations on actions during preparation of an environmental impact statement.

I concur that the above description accurately describes the proposed action.

LBNL Environmental Planner:  Date Determined: 05-14-24
Jeff Philliber

I concur that the above description accurately describes the proposed action.

BASO NEPA Program Manager: Jose Roldan Digitally signed by Jose Roldan
Date: 2024.05.15 11:27:55 -07'00' Date Determined:
Jose Roldan

BASO MIP Division Director:  5/17/2024 Date Determined:
Mary Gross

Based on my review of the proposed action, as NEPA Compliance Officer (as authorized under DOE Order 451.1 B), I have determined that the proposed action fits within the specified class(es) of action, the other regulatory requirements set forth above are met, and the proposed action is hereby categorically excluded from further NEPA review.

NEPA Compliance Officer: **Date Determined:** [Click here to enter a date.](#)