

Ajo Copper News

Hollister David, Publisher
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Phone (520) 387-7688
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STATE OF ARIZONA)
) ss.
COUNTY OF PIMA)

Hollister David deposes and says that he is the publisher of the *Ajo Copper News*, a weekly newspaper of general circulation and established character, published weekly at Ajo, Pima County, Arizona, and that

NOTICE OF AVAILABILITY DRAFT ENVIRONMENTAL ASSESSMENT (EA) AND PROPOSED FINDING OF NO SIGNIFICANT IMPACT (FONSI) FOR THE PROPOSES SBInet AJO-1 STATION TOWER PROJECT, AJO STATION'S AREAS OF RESPONSIBILITY, U.S. BORDER PATROL, TUCSON, SECTOR

a correct copy of which is attached to this affidavit, was published in the said *Ajo Copper News* every week in the newspaper proper and not in a supplement for

Publ. September 9, 16, 23, 2009

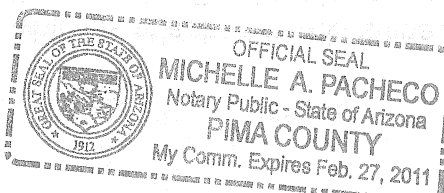


Hollister David, Publisher,
Ajo Copper News

Sworn to and subscribed before me, a Notary Public in and for the County of Pima, Arizona, this 23 day of September, 2009.



Notary Public



NOTICE OF AVAILABILITY

DRAFT ENVIRONMENTAL ASSESSMENT (EA) AND PROPOSED FINDING OF NO SIGNIFICANT IMPACT (FONSI) FOR THE PROPOSED SBInet AJO-1 STATION TOWER PROJECT, AJO STATION'S AREAS OF RESPONSIBILITY, U.S. BORDER PATROL, TUCSON SECTOR

U.S. Customs and Border Protection (CBP), a component of the Department of Homeland Security (DHS), announces the availability of and invites public comments on a draft Environmental Assessment (EA) for the proposed SBInet Ajo-1 Tower Project. Pursuant to the National Environmental Policy Act (NEPA) of 1969, 42 United States Code (U.S.C.) 4321 *et seq.*, CBP has prepared the draft EA and proposed FONSI to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communications towers, and supporting infrastructure components within the Tucson Sector. The location for the Proposed Action, which is known as the SBInet Ajo-1 Tower Project, is approximately 30 linear miles of the U.S.-Mexico International Border within the Tucson Sector, Arizona.

The draft EA will be available beginning September 11, 2009 and was prepared in accordance with CBP's obligations under NEPA, the Council on Environmental Quality (CEQ) implementing regulations at 40 Code of Federal Regulations (CFR) Parts 1500-1508, and DHS Management Directive 5100.1 (Environmental Planning Program). Copies of the draft EA and proposed FONSI can be downloaded from the project website at www.cbp.gov/sbi under the link *SBI NEPA Documents for Public Review and Comment*. Additionally, copies will be available in the following libraries for public review:

Pima County Public Library
Ajo Branch
33 Plaza
Ajo, Arizona 85321
(520) 387-6075

Pima County Public Library
Joel D. Valdez Main Library
101 N. Stone Avenue
Tucson, Arizona 85701
(520) 594-5235

Tohono O'odham Community College Library
Central Campus
Building 400, Room 402
Highway 86 Mile Post 115.5N
Sells, Arizona 85634
(520) 383-0032

Phoenix Public Library
1221 N. Central Avenue
Phoenix, AZ 85004
(602) 262-4636

Pursuant to the NEPA regulations, CBP invites public participation in the NEPA process. The public may participate by reviewing and submitting comments on the draft EA. The public may submit comments by one of three methods described below. CBP will consider all applicable and pertinent comments submitted during the public comment period, and subsequently will prepare the final EA. CBP will announce the availability of the final EA and FONSI.

Comments on the draft EA should be received no later than October 10, 2009. Please use only one of the following methods:

- (1) By Email to: TUCCOP@cbp.dhs.gov.
- (2) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, U.S. Customs and Border Protection, Headquarters, 1300 Pennsylvania Avenue, NW, Room 7.5C-104, Washington, D.C. 20229.
- (3) By fax to: (225) 761-8077 (Attention: Mr. Howard Nass).

When submitting comments, please include your name and address, and identify your comments as being for the SBInet Ajo-1 Tower Project draft EA. To request a hard copy of the draft EA, please use one of the aforementioned contact methods.

BW1-EOIA CBP 002014

TUCSON NEWSPAPERS

Tucson, Arizona

STATE OF ARIZONA)
COUNTY OF PIMA)

Debbie Capanear, being first duly sworn deposes and says: that she is the Legal Advertising Representative of **TNI PARTNERS, commonly known as TUCSON NEWSPAPERS**, a General Partnership organized and existing under the laws of the State of Arizona, and that it prints and publishes the Arizona Daily Star, a daily newspaper printed and published in the City of Tucson, Pima County, State of Arizona, and having a general circulation in said City, County, State and elsewhere, and that the attached

Legal Notice

was printed and published correctly in the entire issue of the said Arizona Daily Star on each of the following dates, to-wit:

SEPTEMBER 11, 2009

Debbie Capanear

Subscribed and sworn to before me this 5 day of

Oct, 2009

Patricia A. Valdez
Notary Public



PATRICIA A. VALDEZ
Notary Public - Arizona
Pima County
Expires 12/15/09

My commission expires _____

TNI AD NO. 6878435

NOTICE OF AVAILABILITY
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The draft EA will be available beginning September 11, 2009 and was prepared in accordance with CBP's obligations under NEPA, the Council on Environmental Quality (CEQ) implementing regulations at 40 Code of Federal Regulations (CFR) Parts 1500-1508, and DHS Management Directive 023-01 (Environmental Planning Program). Copies of the draft EA and proposed FONSI can be downloaded from the project website at www.cbpp.gov/sbi under the link SBI NEPA Documents for Public Review and Comment. Additionally, copies will be available in the following libraries for public review:

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When submitting comments, please include your name and address, and identify your comments as being for the SBInet Ajo-1 Tower Project draft EA. To request a hard copy of the draft EA, please use one of the aforementioned contact methods.

Publish September 11, 2009
Arizona Daily Star

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The draft EA will be available beginning September 11, 2009 and was prepared in accordance with CBP obligations under NEPA, the Council on Environmental Quality (CEQ) implementing regulations at 40 Code of Federal Regulations (CFR) Parts 1500-1506, and DHS Management Directive 023-01 (Environmental Planning Program). Copies of the draft EA and proposed FONSI can be downloaded from the project website at www.cbp.gov/sbi under the link SBI NEPA Documents for Public Review and Comment. Additionally, copies will be available in the following libraries for public review:

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AFFIDAVIT OF PUBLICATION

THE ARIZONA REPUBLIC

STATE OF ARIZONA
COUNTY OF MARICOPA } SS.

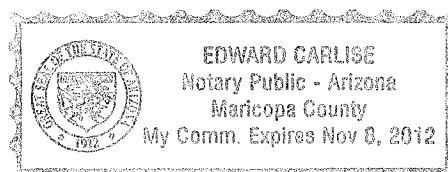
Mark Gilmore, being first duly sworn, upon oath deposes and says: That he is a legal advertising representative of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes The Arizona Republic, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates as indicated.

The Arizona Republic

September 11, 2009



Sworn to before me this
11TH day of
September A.D. 2009




Notary Public



**U.S. Customs and
Border Protection**

Pima County Board of Supervisors
Pima County
130 West Congress Street
11th Floor
Tucson, Arizona 85701

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBI^{net} Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Pima County Board of Supervisors:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

The purpose of the Proposed Action is to provide the most efficient technologies to CBP personnel to assist in their mission of securing the Nation's borders. This technology provides 24-hour, year-round surveillance capability via sensors guided by a command and control system that monitors the border continuously, enabling US Border Patrol (USBP) agents to detect, identify and classify illegal entry attempts into the United States. With the accurate information from this technology, USBP agents have more options about how and when they will respond to incursions.

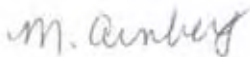
The draft EA was prepared in compliance with provisions of the National Environmental Policy Act (NEPA) of 1969 as amended (42 United State Code 4321, et seq.), the Council on Environmental Quality's NEPA implementing regulations at 40 Code of Federal Regulations Part 1500 et seq., and the U.S. Department of Homeland Security's *Management Directive 023-01, Environmental Planning Program*.

CBP invites your participation in this public process. Comments must be received by October 10, 2009. When submitting your comments, please include name and address, and identify comments as intended for the Ajo-1 Draft EA and Propose FONSI. Comments on the enclosed documents, or questions about them, can be submitted by:

- (a) E-mail to: TUCOP@cbp.dhs.gov
- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chuck Huckleberry
County Administrator
Pima County
130 West Congress St., 10th Floor
Tucson, AZ 857001

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Huckleberry:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

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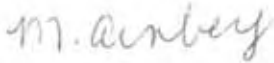
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Sincerely,



X James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Ivan Smith
Tonto Apache Tribe
Tonto Apache Tribe Reservation # 30
Payson, Arizona 85541

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBI^{net} Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Smith:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

The purpose of the Proposed Action is to provide the most efficient technologies to CBP personnel to assist in their mission of securing the Nation's borders. This technology provides 24-hour, year-round surveillance capability via sensors guided by a command and control system that monitors the border continuously, enabling US Border Patrol (USBP) agents to detect, identify and classify illegal entry attempts into the United States. With the accurate information from this technology, USBP agents have more options about how and when they will respond to incursions.

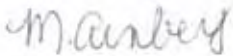
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Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



James Riordan

 Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Ms. Lisa Eckert
Organ Pipe Cactus National Monument
10 Organ Pipe Drive
Ajo, Arizona 85321

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Eckert:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

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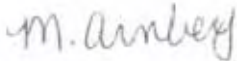
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Sincerely,



/s/ James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Steve Owens
ADEQ Director, Arizona Department of Environmental Quality
Southern Region Office
400 West Congress
Suite 433
Tucson, Arizona 85701

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Owens:

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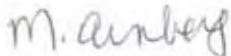
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Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Leesa Morrison
Homeland Security Advisor - Arizona
Arizona Department of Homeland Security
1700 West Washington
Phoenix, Arizona 85007

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Morrison:

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Sincerely,



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Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Bob Broscheid
Project Evaluation Program Supervisor
Arizona Game and Fish
Habitat Branch-Project Evaluation Program
2221 West Greenway Road
Phoenix, Arizona 85023

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

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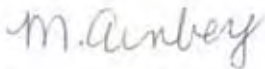
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Homeland Security, SBInet Program Management Office, 1901 S. Bell
Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

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please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Jody Latimer
Manager, Arizona State Land Department
Natural Resource Conservation Division
1616 West Adams Street
Phoenix, Arizona 85007

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Latimer:

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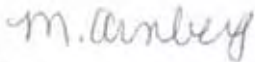
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
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Mayor Ray Borane
City of Douglas
425 10th Street
Douglas, Arizona 85607

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mayor Borane:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Mr. Herb Guenther
Director, Santa Cruz Active Management Area
857 West Bell Road
Suite 3
Nogales, Arizona 85621

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Guenther:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Governor William Rhodes
Gila River Indian Community
Attn: Mr. Barnaby Lewis, Cultural Resource Specialist
315 West Casa Blanco Road
Sacaton, Arizona 85247

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Governor Rhodes:

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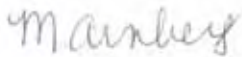
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Kathy Pedrick
Acting Special Assistant for International Programs USDI
Bureau of Land Management Arizona State Office (AZ-910)
One North Central Ave, Suite 800
Phoenix, AZ 85004-4427

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Pedrick:

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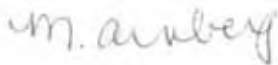
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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Michele Girard
Southern Arizona Group
National Park Service
2120 N. Central Ave, Suite 120
Phoenix, AZ 85004

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Girard:

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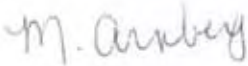
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Sincerely,



JR James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Representative Gabrielle Giffords
United States House of Representatives
502 Cannon House Office Building
Washington, DC 20510-0308

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Representative Giffords:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Representative Raul Grijalva
United States House of Representatives
1440 Longworth House Office Building
Washington, DC 20510-0307

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Representative Grijalva:

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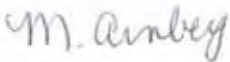
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Senator Jon Kyl
United States Senate
730 Hart Senate Office Building
Washington, DC 20510-0304

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Senator Kyl:

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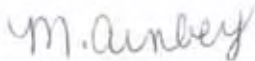
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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Senator John McCain
United States Senate
241 Russell Senate Building
Washington, DC 20510-0303

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Senator McCain:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

David Smith
County Manager, Maricopa County
301 W. Jefferson, 10th Floor
Phoenix, Arizona 85003

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Smith:

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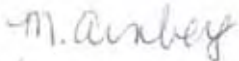
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- (a) E-mail to: TUCOP@cbp.dhs.gov
- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Michael Ortega
County Administrator, Cochise County
1415 Melody Lane, Building G
Bisbee, AZ 85603

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Ortega:

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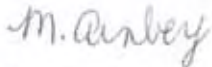
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Sincerely,



✓ James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Benjamin H. Nuvamsa
Hopi Tribal Council
Attn: Marvin Lalo, Acting Director
Hopi Cultural Preservation Office
1 Main Street
Kykotsmovi, Arizona 86039

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Nuvamsa:

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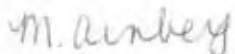
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Sincerely,



James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Peter Yucupicio
Pascua Yaqui Tribe
Attn: Ms. Amalia Reyes, Language and Cultural Preservation Specialist
7474 South Camino de Oeste
Tucson, Arizona 85746

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Yucupicio:

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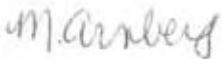
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

President Diane Enos
Salt River Pima-Maricopa Indian Community
Attn: Mr. Dan Daggett, Cultural Programs Supervisor or Ms. Dezbah Hatathli
10005 East Osborn Road
Scottsdale, Arizona 85256

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

President Enos:

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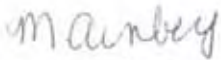
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairperson Wendsler Nosie
San Carlos Apache Tribe
Attn: Ms. Vernelda Grant, THPO
Historic Preservation & Archaeology Department
San Carlos Avenue
San Carlos, Arizona 85550

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairperson Nosie:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

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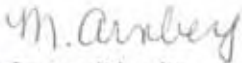
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Ned Norris
Tohono O'odham Nation
Attn: Mr. Peter Steere, Cultural Affairs Program Manager
Main Tribal Building Business Loop
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Norris:

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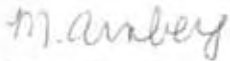
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Ronnie Lupe
White Mountain Apache Tribe
Attn: Mr. Mark Atalha, THPO
White Mountain Apache Tribe Historic Preservation Office
202 East Walnut Street
Whiteriver, Arizona 85941

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Lupe:

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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairman Jose Verlon
Tohono O'odham Nation
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Verlon:

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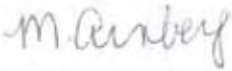
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairwoman Marla Henry
Tohono O'odham Nation
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairwoman Henry:

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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairwoman Geneva Ramon
Tohono O'odham Nation
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairwoman Ramon:

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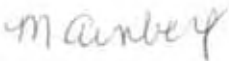
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Director Selso Villegas
Tohono O'odham Nation
Department of Natural Resources
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Director Villegas:

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The purpose of the Proposed Action is to provide the most efficient technologies to CBP personnel to assist in their mission of securing the Nation's borders. This technology provides 24-hour, year-round surveillance capability via sensors guided by a command and control system that monitors the border continuously, enabling US Border Patrol (USBP) agents to detect, identify and classify illegal entry attempts into the United States. With the accurate information from this technology, USBP agents have more options about how and when they will respond to incursions.

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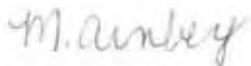
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Comments on the enclosed documents, or questions about them, can be submitted by:

- (a) E-mail to: TUCOP@cbp.dhs.gov
- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Karen Howe
Ecologist, Tohono O'odham Nation
Wildlife and Vegetation Management
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Howe:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

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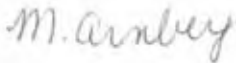
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Manager Peter Steere
Tohono O'odham Nation
Cultural Affairs Office
Tohono O'odham Nation Administration Building
49 Main Street
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Steere:

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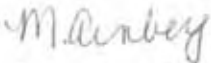
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Cindy Alvarez
Acting Tucson Field Supervisor
Bureau of Land Management, U.S. Department of Interior
12661 East Broadway
Tucson, Arizona 85748

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Alvarez:

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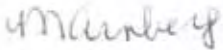
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Tammy Whittington
Deputy Division Chief
Environmental Quality Division National Park Service
PO Box 25287 Denver, CO 80225

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Whittington:

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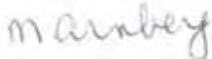
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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Terri Rami
District Manager, Bureau of Land Management
U.S. Department of Interior
Phoenix District
21604 North 7th Avenue
Phoenix, Arizona 85021

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Rami:

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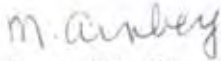
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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Curt McCasland
Refuge Manager
Cabeza Prieta National Wildlife Refuge
1611 North Second Avenue
Ajo, Arizona 85321

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. McCasland:

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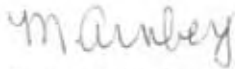
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Commissioner Carlos Marin
International Boundary and Water Commission
U.S. Section
4171 North Mesa
Suite C-100
El Paso, Texas 79902-1441

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Commissioner Marin:

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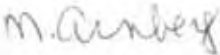
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Richard E. Peace
Division Engineer, International Boundary and Water Commission
U.S. Section, Operations and Maintenance Division
4171 North Mesa
Building C, Suite 310
El Paso, Texas 79902

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Peace:

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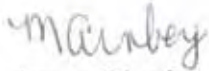
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Sincerely,



 James Riordan
Executive Program Director, *SBlnet*

Enclosure(s)



**U.S. Customs and
Border Protection**

Lee Baiza
National Park Service
Organ Pipe Cactus National Monument
10 Organ Pipe Drive
Ajo, Arizona 85321

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Baiza:

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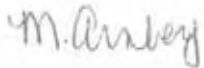
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Kym A. Hall
General Superintendent, National Park Service
U.S. Department of Interior
Coronado National Memorial, Southeast Arizona Group
4101 East Montezuma Canyon Road
Hereford, Arizona 85615

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Hall:

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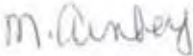
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Marjorie Blaine
Senior Project Manager, U.S. Army Corps of Engineers
Los Angeles District, Arizona Regulatory Branch
5205 Easet Comanche Street
Tucson, Arizona 85707

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Blaine:

Enclosed for your review and comment is the above referenced document. The 30-day review period begins on September 11, 2009 and ends on October 10, 2009. U.S. Customs and Border Protection (CBP) has prepared the draft EA to identify and assess the potential impacts associated with the proposed siting, construction, operation, and maintenance of sensor and communication towers; vehicles; supporting infrastructure components; and technological improvements to existing facilities for CBP along approximately 30 miles of the U.S./Mexico international border, within the Tucson Sector, Arizona (the Proposed Action).

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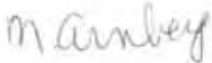
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- (a) E-mail to: TUCOP@cbp.dhs.gov
- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Colonel Thomas H. Magness
U.S. Army Corps of Engineers
Los Angeles District
915 Wilshire Boulevard
Suite 980
Los Angeles, California 90017

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Colonel Magness:

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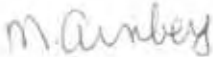
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Eli Curiel
U.S. Department of Agriculture
Coronado National Forest
300 West Congress
Tucson, Arizona 85701

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Curiel:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Nova Blazej
Regional Environmental Review Coordinator
U.S. Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, California 94105

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Blazej:

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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Lisa Hanf
U.S. Environmental Protection Agency
Region 9, Federal Activities Office (CMD-2)
75 Hawthorne Street
San Francisco, California 94105

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Hanf:

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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Wayne Natri
Regional Administrator
U.S. Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, California 94105

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Natri:

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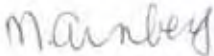
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Karen Vitulano
U.S. Environmental Protection Agency
Region 9
Environmental Review Office, Mail Code CED-2
75 Hawthorne Street
San Francisco, California 94105-3901

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Vitulano:

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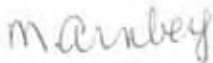
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Sherry Barrett
U.S. Fish and Wildlife Service
110 South Church Avenue
Suite 3450
Tucson, Arizona 85701

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Barrett:

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Sincerely,



for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Michael Horton
National Section 7 Coordinator
U.S. Fish and Wildlife Service
4401 North Fairfax Drive
Suite 420
Arlington, Virginia 22203

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Horton:

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 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Steve Spangle
U.S. Fish and Wildlife Service
2321 West Royal Palm Road
Suite 103
Phoenix, Arizona 85021-4951

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Spangle:

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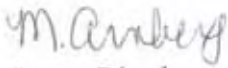
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for James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Dr. Benjamin Tuggle
Regional Director
U.S. Fish and Wildlife Service
Southwest Region (Region 2)
P.O. Box 1306
Albuquerque, New Mexico 87103-1306

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBl^{net} Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Dr. Tuggle:

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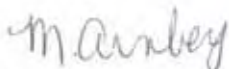
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Enclosure(s)



**U.S. Customs and
Border Protection**

Mitch Ellis
U.S. Fish and Wildlife Service
Buenos Aires National Wildlife Refuge
2321 West Royal Palm Road
Suite 103
Phoenix, Arizona 85021-4915

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Ellis:

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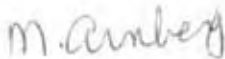
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- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: Mr. Howard Nass

Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Steve Owens
Director, Arizona Department of Environmental Quality
1110 West Washington Street
Phoenix, Arizona 85007

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Owens:

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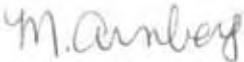
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

James Garrison
State Historic Preservation Office, Arizona State Parks
Attn: Ms. JoAnne Medley
1300 West Washington Street
Phoenix, Arizona 85007

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBI^{net} Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Garrison:

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 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Nina Siqueiros
Superintendent, Bureau of Indian Affairs
BIA Agency, Circle Drive
Sells, Arizona 85634

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBLnet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Ms. Siqueiros:

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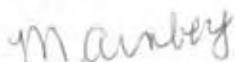
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Sincerely,



 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairperson Delia Carlisle
Ak-Chin Indian Community Council
Attn: Ms. Caroline Anton, Cultural Resource Manager
Ak-Chin Him Dak Eco Museum & Archives
47685 North Eco Museum Road
Maricopa, Arizona 85239

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairperson Carlisle:

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Sincerely,



James Riordan
James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
Border Protection**

Chairperson Sherry Cordova
Cocopah Tribal Council
Attn: Lisa Wanstall, Museum Director
Cocopah Museum
County 15th and Avenue G
Somerton, Arizona 85350

SUBJECT: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairperson Cordova:

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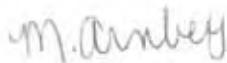
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 James Riordan
Executive Program Director, SBInet

Enclosure(s)



U.S. Customs and
Border Protection

Tohono O'odham Community College Library
Central Campus
Building 400, Room 402
Attention: Librarian
Highway 86 Mile Post 115.5N
Sells, Arizona 85634

Subject: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

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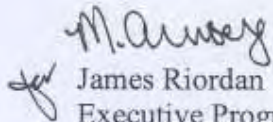
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James Riordan
Executive Program Manager, SBInet

Enclosure(s)



U.S. Customs and
Border Protection

Phoenix Public Library
Attention: Librarian
1221 N. Central Avenue
Phoenix, AZ 85004

Subject: Draft Environmental Assessment and Proposed Finding of No Significant Impact for the Proposed SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

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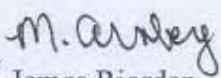
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Enclosure(s)



U.S. Customs and
Border Protection

Pima County Public Library
Attention: Librarian
Ajo Branch
33 Plaza
Ajo, Arizona 85321

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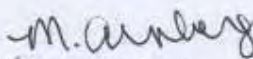
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for James Riordan
Executive Program Manager, SBInet

Enclosure(s)



U.S. Customs and
Border Protection

Pima County Public Library
Joel D. Valdez Main Library
Attention: Librarian
101 N. Stone Avenue
Tucson, Arizona 85701

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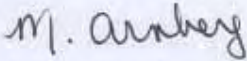
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 James Riordan
Executive Program Manager, *SBI*net

Enclosure(s)



Eligibility determinations
No adverse effect

June 24, 2009

James Riordan, Executive Program Director
Secure Border Initiative
U.S. Customs and Border Protection
1300 Pennsylvania Avenue
Washington, DC 20229

RE: Proposed Tower Installations within Organ Pipe Cactus Monument); CBP
SHPO-2008-1056 (40004)

Janice K. Brewer
Governor

State Parks
Board Members

Chair
Reese Woodling
Tucson

Tracey Westerhausen
Phoenix

Larry Landry
Phoenix

Walter D. Armer, Jr.
Vail

Arlan Colton
Tucson

William C. Scalzo
Phoenix

Jamie Hogue
Acting State Land
Commissioner

Renée E. Bahl
Executive Director

Arizona State Parks
1300 W. Washington
Phoenix, AZ 85007

Tel & TTY: 602.542.4174
AZStateParks.com

800.285.3703 from
(520 & 928) area codes

General Fax:
602.542.4180

Director's Office Fax:
602.542.4188

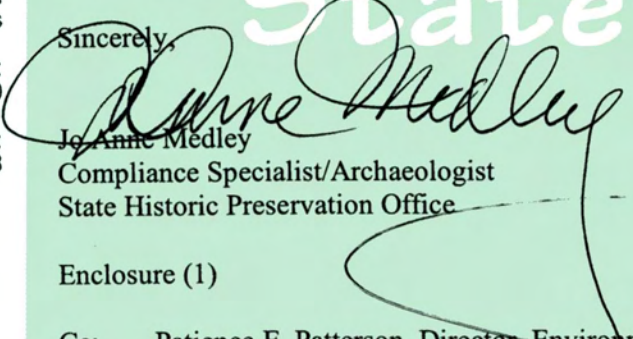
Dear Mr. Riordan:

Thank you for continuing to consult with our office pursuant to 36 CFR 800 regarding the above referenced tower project. William Collins, Historian, and I have the following comments based on documentation submitted.

1. We concur with your "unevaluated" determinations as listed in the enclosure with your letter (Enclosure #1) because the documentation provided in the survey report is not sufficient to support eligibility determinations for those properties.
2. We concur with eligibility determinations as listed in the enclosure to your letter (Enclosure #1), with two exceptions: AZ Z:13:127(ASM) and SON C:1:71(ASM).
3. We do not concur with the recommendation that the historic components of AZ A:13:127(ASM) are eligible for listing in the National Register of Historic Places (NRHP) under Criterion A. The statement of the property's historic context relates that this property was a short-term use of land in a manner inappropriate to the area's climate and water resources. It is not associated with the broad pattern of historic usage (cattle raising) that was important in the region's development. It fails to meet to National Register's criteria for association with *important* aspects of local history.
4. We do not concur with the recommendation that the prehistoric components of SON C:1:71(ASM) are not eligible for listing in the NRHP. It is our opinion that the earthen berms are prehistoric water control features and that the site is NRHP eligible under Criterion D.
5. **We concur that the avoidance and archaeological monitoring measures that will be implemented during construction and installation are sufficient to support the finding of no adverse effect for the undertaking.**

We appreciate your continuing cooperation with our office in complying with the requirements of historic preservation.

Sincerely,


Jo Anne Medley
Compliance Specialist/Archaeologist
State Historic Preservation Office

Enclosure (1)

Cc: Patience E. Patterson, Director, Environmental Planning, SBInet, Washington, DC
BW1 FOIA CBP 002137



Table – Summary of findings, project effects and management recommendations

Archaeological Site	Component Description	Potential Effect	NRHP Recommendation	Management Recommendation	Associated Tower
SON B:4:32(ASM)	Prehistoric (artifacts/features)	No adverse effect	Eligible	Avoidance, archaeological monitoring during construction	TCA-AJO-003
→ AZ Z:13:127(ASM) Armenta Ranch	Historic (ranch property) Prehistoric (artifacts/features)	No adverse effect No effect	Eligible NOT ELIGIBLE Unevaluated	Avoidance; use Bates Well Road to access tower location	TCA-AJO-004
SON C:1:63(ASM)	Prehistoric (artifacts)	No adverse effect	Eligible	Avoidance, archaeological monitoring during construction	TCA-AJO-310
SON C:1:64(ASM)	Historic (erosion control) Prehistoric (artifacts/feature)	No effect No adverse effect	Unevaluated Eligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:65(ASM)	Historic (erosion control) Prehistoric (artifacts/feature)	No effect No adverse effect	Unevaluated Eligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:66(ASM)	Prehistoric (artifacts/features)	No adverse effect	Eligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:67(ASM)	Historic (erosion control) Prehistoric (artifacts/features)	No effect No adverse effect	Unevaluated Eligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:68(ASM)	Prehistoric (artifacts/features)	No adverse effect	Eligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:69(ASM)	Prehistoric (artifacts/feature)	No effect	Ineligible	Avoidance, tower location rejected	TCA-AJO-008
SON C:1:70(ASM)	Historic (erosion control) Prehistoric (artifacts)	No effect No adverse effect	Unevaluated Unevaluated	Avoidance, tower location rejected	TCA-AJO-008
→ SON C:1:71(ASM)	Historic (erosion control) Prehistoric (artifacts) <i>design</i>	No effect No effect	Unevaluated Ineligible DELIGIBLE	Archaeological monitoring during construction	TCA-AJO-310
No CR Site on CPNWR tower site	N/A	None	No Historic Properties Affected	No Historic Properties Affected	TCA-AJO-189



OFFICE OF THE COMMISSIONER
UNITED STATES SECTION

INTERNATIONAL BOUNDARY AND WATER COMMISSION
UNITED STATES AND MEXICO

March 10, 2009

James Riordan
Executive Program Director
SBInet
U.S. Department of Homeland Security
Washington, DC 20229

Subject: Proposed Environmental Assessment for the SBInet Ajo-1 Project deployment, Border Patrol Tucson Sector

Dear Mr. Riordan:

The United States Section, International Boundary and Water Commission (USIBWC), appreciates the opportunity to provide comments on the proposed environmental assessment (EA) for the Secure Border Initiative (SBInet) Ajo-1 Project. As we understand the project, you propose to develop and implement technology and tactical infrastructure that will help the Tucson Sector Border Patrol secure the border by immediately detecting and identifying border entries, classifying threat, and implementing effective and efficient resolution. The goal is to design, develop, and deploy technology-based solutions to decrease illegal border activities and deter and prevent illegal entry in the area between Why and Lukeville, Arizona.

The following comments are provided for your perusal. The USIBWC has a duty to access, maintain, and utilize the international boundary monuments along the United States/Mexico international land boundary. The USIBWC is charged with these duties through treaties and international agreements between the United States and Mexico. In addition, any proposed construction must allow for line-of-sight visibility between each of the boundary monuments. The USIBWC requires that engineering drawings be submitted to the USIBWC for review and approval prior to beginning any construction near the international boundary. These drawings must show the location of each component in relation to the international boundary and the boundary monuments.

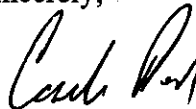
The USIBWC requests that proposed construction activities be accomplished in a manner that does not change historic surface runoff characteristics at the international border. The USIBWC will not approve any construction near the international boundary in the United States that increases, concentrates, or relocates overland drainage flows into either country. This requirement is intended to ensure that developments in one country will not cause damage to lands or resources in the other country. The USIBWC will need copies of any hydrological or hydraulic studies and site specific drawings for work proposed in the vicinity of the international boundary, particularly if new roads, pad sites or other structures are to be constructed in any drainage courses that cross the boundary. We will also require that you ensure that structures

constructed along the border are maintained in an adequate manner and that liability issues created by these structures are addressed.

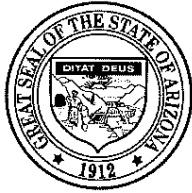
Once the proposed infrastructure projects are better defined, we recommend that project specific details be submitted for review and comment by the USIBWC. The USIBWC has designated Mr. Brad Sargent, Realty Officer, Boundary and Realty Division as the agency single point of contact for all DHS border fence and other border security projects. Any future correspondence should be addressed to Mr. Sargent at the letterhead address. If you have any questions regarding these comments, please call me at (915) 832-4740 or contact Mr. Sargent at (915) 832-4139.

If you have any questions regarding these comments, please call me at (915) 832-4740, or contact me via email at carlospena@ibwc.gov.

Sincerely,



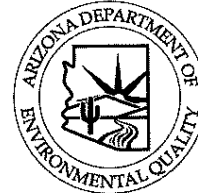
Carlos Peña, Jr. P.E.
Division Engineer
Environmental Management Division



Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

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Patrick J. Cunningham
Acting Director

March 11, 2009

Mr. James Riordan
Attn. Ms. Patience Patterson
Room # 7.5C-104
1300 Pennsylvania Avenue, NW
Washington DC 20229

SENT VIA E-MAIL: patience.patterson@dhs.gov

Re: Proposed Environmental Assessment for SBInet Ajo-1 Project deployment, Border Patrol
Tucson Sector

Dear Mr. Riordan:

Thank you for your February 18, 2009 request for comments regarding the proposed environmental assessment on constructing, operating, and maintaining up to twelve sensor and communication systems, and associated access roads. The Arizona Department of Environmental Quality Water Quality Division (ADEQ) appreciates the opportunity to assist in the review of these projects. With the information provided, ADEQ would like to make you aware of some water quality issues that may need to be considered in this proposed environmental assessment.

Stormwater discharges associated with construction activities (clearing, grading, or excavating) which disturb one acre or more must obtain a general permit for coverage of stormwater discharges under the Arizona Pollutant Discharge Elimination System's Construction General Permit. Permit coverage also is required for construction activities that will disturb less than one acre of land but the project is part of a larger common plan of development or sale and the entire project will ultimately disturb one or more acres. As part of permit coverage, a Stormwater Pollution Prevention Plan (SWPPP) must be prepared, and implemented during the course of construction. The SWPPP must comply with ADEQ's Construction General Permit's SWPPP requirements, and must identify such elements as the project scope, anticipated acreage of land disturbance, and the best management practices (BMPs) that would be implemented to reduce soil erosion and contain and/or minimize the pollutants that might be released to waters of the U.S. In addition to preparing the SWPPP, the project proponent would need to file for permit coverage. The Construction General Permit, SWPPP checklist, and associated forms are available on ADEQ's website at:

<http://www.azdeq.gov/environ/water/permits/stormwater.html#const>. If you have questions, please contact Chris Henninger in our Stormwater and General Permits Unit at (602) 771-4508 or by e-mail at cph@azdeq.gov.

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