

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
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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 002766

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 (handwritten signature)

Subscribed and sworn to before me this 5 day of OCT, 2009

Patricia A. Valdez (handwritten signature)
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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Publish September 11, 2009
Arizona Daily Star

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AFFIDAVIT OF PUBLICATION

THE ARIZONA REPUBLIC

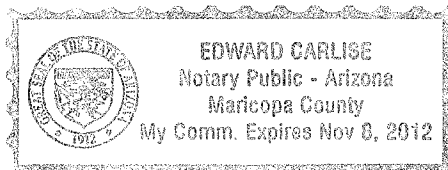
STATE OF ARIZONA }
COUNTY OF MARICOPA } SS.

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 SBInet 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:

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- (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**

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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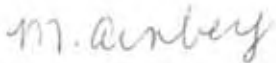
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Sincerely,



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 SBInet Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Chairman Smith:

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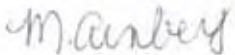
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Your prompt attention to this request is greatly appreciated. If you have any questions, please contact Ms. Patterson via E-mail or the postal address listed above.

Sincerely,



JR
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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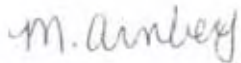
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Sincerely,



J/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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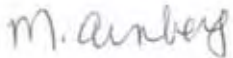
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 James Riordan
Executive Program Director, SBInet

Enclosure(s)



**U.S. Customs and
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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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 James Riordan
Executive Program Director, SBInet

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**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 SBI^{net} Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Mr. Broscheid:

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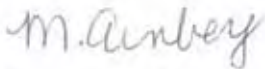
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Sincerely,



 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:

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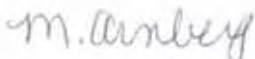
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- (a) E-mail to: TUCOP@cbp.dhs.gov
- (b) By mail to: Ms. Patience E. Patterson, RPA, U.S. Department of Homeland Security, SBInet Program Management Office, 1901 S. Bell Street, Room 7-090, Arlington, VA 20598
- (c) By fax to: (225) 761-8077, Attention: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



JR 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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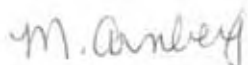
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Sincerely,



JR 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 *SBlnet* Ajo-1 Tower Project, Ajo Station's Area of Responsibility, U.S. Border Patrol Tucson Sector, Arizona

Governor Rhodes:

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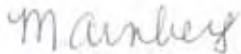
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Sincerely,



for 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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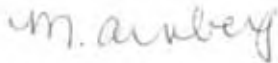
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Sincerely,



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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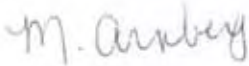
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Sincerely,



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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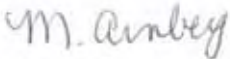
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Sincerely,



for 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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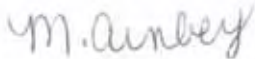
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Sincerely,



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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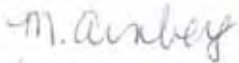
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Sincerely,



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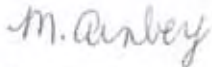
The draft EA was prepared in compliance with provisions of the National Environmental Policy Act (NEPA) of 1969 as amended (42 United State Code 4321, et seq.), the Council on Environmental Quality's NEPA implementing regulations at 40 Code of Federal Regulations Part 1500 et seq., and the U.S. Department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



✓ 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:

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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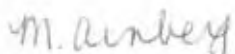
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JR James Riordan
Executive Program Director, *SBI*net

Enclosure(s)