

FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT FOR THE NEBRASKA PUBLIC POWER DISTRICT REVISED R-PROJECT HABITAT CONSERVATION PLAN

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COVER SHEET

Title of Proposed Action: Issuance of Incidental Take Permit for the Nebraska Public Power District Revised R-Project Habitat Conservation Plan

Subject: Final Supplemental Environmental Impact Statement

Lead Agency: U.S. Fish and Wildlife Service

Cooperating Agencies: National Park Service – National Trails, U.S. Environmental Protection Agency, U.S. Army Corps of Engineers, Nebraska Game and Parks Commission, and History Nebraska

County/State: Multiple counties, Nebraska

Abstract:

This supplemental environmental impact statement (SEIS) evaluates the environmental consequences of the U.S. Fish and Wildlife Service (Service) issuing an incidental take permit (ITP) associated with the Nebraska Public Power District (NPPD) Revised R-Project Habitat Conservation Plan (HCP), in accordance with section 10(a)(1)(B) of the Endangered Species Act (ESA) of 1973, as amended. An HCP and Final EIS were prepared and an ITP was issued for this project in 2019. In 2020, the U.S. District Court for the District of Colorado vacated and remanded the ITP to the Service for further proceedings consistent with the court's order. In response, the NPPD prepared the Revised HCP and the Service prepared this supplemental EIS to support NPPD's new application for an ITP. NPPD is seeking take authorization from the Service for the American burying beetle. The permit, if issued, would authorize take of the American burying beetle that may occur incidental to NPPD's construction, operation, and maintenance of the R-Project transmission line. The SEIS presents effects of the proposed HCP and two alternatives on geology and soils, water resources, wetlands, vegetation, wildlife, special status species, land use, recreation and tourism, cultural resources, transportation, visual resources and aesthetics, air quality and greenhouse gases, noise, hazardous materials and hazardous wastes, health and safety, and socioeconomics. The Service, as the federal lead agency, prepared this supplemental EIS pursuant to the requirements of the National Environmental Policy Act, as amended. The Service will make a decision on whether to issue an ITP to the applicant, relying on the criteria for ITPs set forth in the ESA and its implementing regulations.

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List of Abbreviations and Acronyms

ABB	American burying beetle
ACHP	Advisory Council on Historic Preservation
AMM	avoidance and minimization measure
APE	area of potential effects
APLIC	Avian Power Line Interaction Committee
AWBP	Aransas-Wood Buffalo Population
BCI	Bat Conservation International
BGEPA	Bald and Golden Eagle Protection Act
BLM	Bureau of Land Management
BMP	best management practice
BUL	Biologically Unique Landscape
CEQ	Council on Environmental Quality
CFR	Code of Federal Regulations
CNHT	California National Historic Trail
CRIR	Cultural Resources and Inventory Report
CRP	Conservation Reserve Program
CST	central standard time
CWA	Clean Water Act
DOE	Department of Energy
DOI	Department of Interior
EC	Electrical Conductivity
EMF	electric and magnetic field
EO	Executive Order
EPA	Environmental Protection Agency
ESA	Endangered Species Act
FAA	Federal Aviation Administration
FEIS	Final Environmental Impact Statement
FEMA	Federal Emergency Management
FHWA	Federal Highway Administration
FOE	Finding of Effect
FR	Federal Register
FRA	Federal Railroad Administration
FWS	U.S. Fish and Wildlife Service
GHG	greenhouse gas
GRP	Grassland Reserve Program
HCP	Habitat Conservation Plan
HUC	hydrologic unit code
I	Interstate
ITP	incidental take permit
K	Kelvin

kV	kilovolt
LED	light-emitting diode
MW	megawatt
NAAQS	National Ambient Air Quality Standards
NCRC	Nebraska Central Railroad Company
NDEE	Nebraska Department of Environment and Energy
NDOT	Nebraska Department of Transportation
NE	Nebraska Highway
NEPA	National Environmental Policy Act
NESCA	Nongame and Endangered Species Conservation Act
NGPC	Nebraska Game and Parks Commission
NHF	Nested Hexagon Framework
NHPA	National Historic Preservation Act
NISP	Nebraska Invasive Species Program
NOI	Notice of Intent
NPPD	Nebraska Public Power District
NPS	National Parks Service
NRCS	Natural Resources Conservation Service
NHRP	National Register of Historic Places
NWCC	National Wind Coordinating Committee
NWI	National Wetlands Inventory
NWR	National Wildlife Refuge
OHV	off-highway vehicle
ONHT	Oregon National Historic Trail
OSL	Other Stewardship Lands
PA	Programmatic Agreement
PCB	polychlorinated biphenyls
PENHT	Pony Express National Historic Trail
PFYC	Potential Fossil Yield Classification
RCK	reasonably certain knowledge
ROW	right-of-way
SAR	Sodium Absorption Ratio
SEIS	Supplemental Environmental Impact Statement
Service	U.S. Fish and Wildlife Service
SHP	State Historical Park
SHPO	State Historic Preservation Office
SPP	Southwest Power Pool
SRA	State Recreation Area
SWPPP	stormwater pollution prevention plan
TCB	Tricolored bat
TCP	Traditional Cultural Place
TCS	Tribal Cultural Specialist

Thunderhead	Thunderhead Wind Energy Center
TPP	Tribal Participation Plan
UNSM	University of Nebraska State Museum
US	U.S. Highway
USACE	United States Army Corp of Engineers
USC	United States Code
USCB	U.S. Census Bureau
USDA	U.S. Department of Agriculture
USFS	U.S. Forest Service
USGS	U.S. Geological Survey
WAPA	Western Area Power Administration
WCTP	Whooping Crane Tracking Partnership
WHO	World Health Organization
WMA	Wildlife Management Area
WNS	white-nose syndrome
WOTUS	Waters of the United States
WPA	Waterfowl Production Area

Executive Summary

S.1 Introduction

In June 2019, the U.S. Fish and Wildlife Service (the Service or FWS) issued incidental take permit (ITP) #TE72710C-0 to the Nebraska Public Power District (NPPD). The permit authorized incidental take of the American burying beetle (*Nicrophorus americanus*) (ABB) that would result from the R-Project, a 345,000-volt, 226-mile-long transmission line in Nebraska. The *Federal Register* (FR) notice of availability for the ITP and associated Habitat Conservation Plan (HCP) and Final Environmental Impact Statement (FEIS) was published on February 8, 2019 (84 FR 2900).

In July 2019, a group of R-Project opponents filed a lawsuit challenging the Service's decision under the Endangered Species Act (ESA), National Environmental Policy Act (NEPA), and National Historic Preservation Act (NHPA). On June 17, 2020, the U.S. District Court for the District of Colorado (court) issued a decision. While the court found in favor of the Service on several counts, it identified certain discrete errors in the Service's decision-making process. In its ruling, the court vacated and remanded the ITP to the Service for further proceedings consistent with the court's order (*Oregon-California Trails Association v. Walsh*, 1:19-cv-01945-WJM, D. Colo 2020).¹

In response to the court decision, NPPD developed a revised HCP and ITP permit application. Any reference to the HCP is now a reference to the Revised HCP (NPPD 2025) in this Supplemental Environmental Impact Statement (SEIS).

The Service prepared this SEIS to the FEIS to respond to NPPD's Revised HCP and ITP application, address the issues identified by the court ruling, and address new information, as relevant. This SEIS was prepared in accordance with NEPA, as amended, and the Department of the Interior NEPA implementing regulations (43 CFR Part 46). This SEIS has also been prepared in accordance with the Builder Act of the Fiscal Responsibility Act of 2023, signed into law on June 3, 2023, (Title III.-Permitting Reform Section 321), which amended NEPA by revising Section 102(2) and by adding Sections 106–111 to the statute. This SEIS complies with the requirements of NEPA, including Department of the Interior regulations and procedures implementing NEPA (43 CFR Part 46; Part 516 of the Departmental Manual), Executive Order 14154, Unleashing American Energy (January 20, 2025), the Presidential Memorandum entitled *Ending Illegal Discrimination and Restoring Merit-Based Opportunity* (January 21, 2025), and the Council on Environmental Quality (CEQ) guidance dated February 19, 2025. The SEIS incorporates by reference, where applicable, FEIS information per NEPA (42 USC 4321 et seq.).

S.2 Purpose and Need for Federal Action

The purpose of the federal action of approving an HCP and issuing an ITP is to fulfill the Service's authority under ESA Section 10(a)(1)(B) by responding to NPPD's application requesting authorization of incidental take of ABB. Nonfederal applicants such as NPPD, whose otherwise lawful activities may result in take of ESA-listed wildlife, can apply to the Service for an ITP so that their covered activities may proceed without potential violations of ESA Section 9. For the Service to

¹ References for sources cited in this SEIS are provided in Appendix A, *References*.

fulfill its responsibilities and obligations under ESA, it must comply with a number of environmental laws and regulations, Executive Orders (EOs), and agency directives and policies.

The need for the federal action is for the Service to respond to NPPD's application for an ITP under the authority of ESA Section 10(a)(1)(B) to determine if it meets issuance criteria. The Service needs to ensure that the ITP and implementation of the HCP comply with other applicable federal laws, regulations, treaties, and applicable EOAs, as appropriate. If the Service approves the application and issues an ITP, it would authorize NPPD to incidentally take ABB as a result of the covered activities associated with the R-Project. The Service has prepared this SEIS to inform the public of the proposed action and the effects of the proposed action and its alternatives, including addressing any new information since the FEIS and addressing the 2020 court decision; seek information from the public; and use information collected and analyzed to make better informed decisions concerning the ITP application.

S.3 Public Review of the Draft SEIS

In accordance with requirements set forth in NEPA (42 USC 4321 et seq.) and its implementing regulations and the ESA, the Service published a Notice of Availability of the Draft SEIS and Revised HCP in the *Federal Register* on February 9, 2024 (87 FR 15383). The notice requested public comments on the Draft SEIS and Revised HCP and announced three public meetings: two in-person and one virtual. The original public comment period was from February 9, 2024, to April 9, 2024. The Service extended the public comment period to May 9, 2024, in response to commenter requests (87 FR 77877). At all public meetings, verbal comments were transcribed and entered into the record as formal public comments. Comments were also accepted electronically via www.regulations.gov and via mail. The Draft SEIS, Revised HCP, public meeting presentation, and a recording of the virtual public meeting are available online at <https://www.fws.gov/project/r-project-transmission-line>. Comments received have been considered in the preparation of this Final SEIS. Appendix C, *Responses to Comments*, describes the public review process and provides responses to the substantive comments received on the Draft SEIS and Revised HCP.

S.4 Decision to be Made

The Service is reviewing the ITP application received from NPPD and will base its decision on the statutory and regulatory criteria for an ESA Section 10(a)(1)(B) permit (detailed in FEIS Sections 1.9.1, *Incidental Take Permit Application and Habitat Conservation Plan Submission Criteria*, and 1.9.2, *Incidental Take Permit Issuance Criteria*). This decision will also be informed by the data, analyses, and findings in this SEIS and public comments received on the SEIS and Revised HCP. The Service will document its determination in an ESA Section 10 findings document, ESA Section 7 biological opinion, and NEPA Record of Decision developed at the conclusion of the ESA and NEPA compliance processes. If the Service finds that all requirements for issuance of the ITPs are met, it will issue the requested ITP, subject to terms and conditions deemed necessary or appropriate to carry out the purposes of ESA Section 10.

S.5 Alternatives

S.5.1 No Action Alternative

The information in FEIS Section 2.3, *No Action Alternative*, has not changed and is incorporated by reference in this SEIS. In summary, under the no action alternative, the Service would not issue an ITP for the R-Project, NPPD would not implement the HCP, and the R-Project would not be constructed.

S.5.2 Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP; Preferred Alternative)

The proposed action, and the Service's preferred alternative, is the current R-Project and Revised HCP. The proposed action is largely similar to the 2018 proposed R-Project route described in the FEIS and is incorporated by reference in this SEIS, with changes described herein.

FEIS Section 2.4, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, describes the 2018 proposed R-Project route; transmission line structure types and foundations; conductors and associated hardware; overhead shield (ground) wires; minor additional hardware; substation design; communications system; transmission line construction (e.g., surveying and staking, tree clearing, construction access); substation construction/expansion; site restoration; special construction practices (e.g., construction with helicopters, well relocation); operations and maintenance practices (e.g., transmission line inspection, emergency repairs); ITP covered activities; mitigation for impacts of take; and avoidance and minimization measures.

Modifications and changes to the 2018 proposed R-Project include the following:

- The majority of the Holt County Substation has been removed from the R-Project and was constructed separate from the R-Project in May 2022. As such, the microwave communications link at the Holt County Substation described in FEIS Section 2.4., *Communications System*, is no longer part of the R-Project.
- As stated in SEIS Section 2.2, *NPPD Process for Selecting Its Final Route*, NPPD has made a route adjustment around O'Fallon's Bluff, a National Register of Historic Places (NRHP)-listed historic property, reducing impacts to the property. This route adjustment has resulted in an increase in the length of the proposed transmission line from 225 miles to 226 miles. This route adjustment is reflected in Figure 1-1 and Figure 2-1.
- NPPD has revised its treatment of construction access for purposes of covered activities under the Revised HCP. Rather than using three access scenarios and covering only two, all construction access is now treated as a covered activity in the Revised HCP (due to the possibility of crushing an ABB that is buried in leaf litter on the surface) and is classified as either temporary or permanent. The overall amount of access needed for the R-Project has not changed, just its treatment in the Revised HCP. However, because all overland travel is now included in the amount of disturbance from construction access, the total estimated temporary disturbance associated with construction access for the project has increased from 258 acres to 527 acres.

- NPPD added a new covered activity to the Revised HCP, referred to as a *construction contingency*, to account for the possibility that work may be required during construction that could not have been predicted. Examples of activities that would fall into this construction contingency include, but are not limited to relocation of an access route or work area developed for construction purposes that became flooded during the course of construction; unforeseen sensitive-resource discoveries; landowner changes to the existing land use that necessitate a change in the construction process; or NPPD's accommodation of landowner requests that result in minor changes in the construction process. NPPD would limit total disturbance from this covered activity to 40 acres.
- NPPD would mark the entirety of the R-Project with bird flight diverters to minimize bird collision risk, compared to NPPD's 2018 HCP, which only included marking of lines on segments with high risk for collisions.
- NPPD would mark 124 miles of its existing transmission lines with bird flight diverters. Existing lines that have the potential for marking include the 115 kV transmission line between Thedford Substation and the Ainsworth Substation, lines within the federally designated Whooping Crane Critical Habitat along the Platte River, and lines in Pearse et al. (2015) extended-use core intensity areas.
- NPPD modified the list of avoidance and minimization measures in the Revised HCP. The modifications include the following revisions to FEIS Section 2.4.16, *Avoidance and Minimization Measures*:
 - NPPD removed mowing and windrowing of vegetation, carrion removal, and use of low-ground-pressure equipment as avoidance and minimization measures in the Revised HCP. The Service no longer recommends mowing and carrion-removal efforts as avoidance measures (FWS 2022). The use of low-ground-pressure equipment is no longer necessary due to the Revised HCP treating all construction access as a covered activity.
 - NPPD revised the terminology "winter construction" to "non-active season construction" to more accurately reflect the relevant period for minimizing impacts on ABB.
 - NPPD revised the terminology "sodium vapor lighting and downshield lighting" to "downshielded and low-temperature LED lighting at substations and temporary work areas, if necessary" to reflect the current recommended lighting type.
 - In light of the changes in the treatment of construction access, the addition of the construction contingency, and the completion of some construction on the R-Project under ITP #TE72710C-0, the Revised HCP includes an updated Table 2-1, which describes the HCP's covered activities.

S.5.3 Alternative A: 2018 Final EIS R-Project and HCP

Alternative A is the FEIS proposed R-Project and HCP, as described in FEIS Section 2.4, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and is incorporated in this SEIS by reference. Alternative A does not incorporate the changes to the current proposed action, described in SEIS Section 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)*.

S.5.4 Alternative B: Tubular Steel Monopole Construction Only

Most of the information in FEIS Section 2.5, *Alternative B: Tubular Steel Monopole Construction Only*, has not changed and is incorporated in this SEIS by reference. Under Alternative B, the Service would issue an ITP for NPPD's current R-Project, and NPPD would implement the Revised HCP. Alternative B would use only tubular steel monopoles for all proposed transmission line towers, but otherwise, the R-Project would be the same as the Proposed Action, as described in SEIS Section 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)*.

S.6 Summary of Affected Environment and Impact Analysis

Since publication of the FEIS, changes have occurred, as summarized in the introduction to SEIS Chapter 3 (Section 3.1). These changes are taken into consideration in the affected environment and environmental consequences in the Chapter 3 resource sections (Sections 3.2 through 3.17). As described in Section S.1, *Introduction*, the Service issued an ITP to NPPD in 2019, and NPPD undertook some construction activities before the ITP was vacated by the court and remanded. SEIS Table 3.1-1 summarizes the activities conducted between June 2019 and June 2020 under that ITP.

As described in SEIS Chapter 2, since publication of the FEIS and the court remand, the proposed action has been revised to include a route adjustment intended to reduce impacts on O'Fallon's Bluff and various refinements in project design, which results in modifications to the estimated temporary and permanent disturbance areas (see SEIS Section 3.1.2).

As described in SEIS Section 3.1.3, *Related Renewable Energy Projects*, related renewable energy projects that the Service has determined to be both reasonably foreseeable and related to the R-Project are analyzed as indirect effects of the proposed action and alternatives in the Chapter 3 resource sections. The analysis of these projects considers the effects of construction, operation, and maintenance of wind turbines, photovoltaic solar panels, and associated infrastructure.

SEIS Section 3.1.4 describes the approach to characterizing baseline conditions and conducting the effects analysis.

Table ES-1 summarizes the effects of the proposed action, Alternative A, and Alternative B for all resources analyzed in the SEIS. The SEIS uses the same terminology as the FEIS to describe the potential effects of the proposed action and alternatives: short term, long term, low intensity, moderate intensity, and high intensity. FEIS Table 3.1-2 defines these terms in the context of each resource topic and is incorporated by reference into this SEIS. The no action alternative is not included in Table ES-1 because there would be no R-Project or HCP and therefore no effects on any of the resources, except for socioeconomic. Although the R-Project under the SEIS proposed action includes changes (e.g., a minor reroute and greater temporary disturbance area) compared to Alternative A (FEIS proposed action), the types, duration, and intensity of effects would be the same under the proposed action and Alternative A. The types, duration, and intensity of effects of Alternative A would be the same as described in the FEIS and are incorporated by reference. Compared to the proposed action and Alternative A, Alternative B would result in a greater area of

temporary disturbance from access roads and structure work areas associated with transporting and installing tubular steel monopoles (SEIS Table 3.1-2). Despite the greater area of temporary disturbance, the types, duration, and intensity of effects on resources would be the same for Alternative B as for the proposed action and Alternative A.

Table ES-1 also summarizes the effects of construction, operation, and maintenance of the related renewable energy projects, which are analyzed as indirect effects of the proposed action and alternatives in the SEIS. In regard to analyzing potential effects on special status species from the related renewable energy projects, while it is not certain that adverse effects on ABB could be avoided, project developers would be required to comply with ESA. In consideration of these indirect effects, which were not described in the FEIS, the proposed action and alternatives would have the same duration and intensity of effects on all resources as described in the FEIS, except special status species, for which there would be a greater intensity of effect on some species than was described in the FEIS.

Chapter 3, *Affected Environment and Environmental Consequences*, provides a detailed analysis of potential effects. Effects described in SEIS Chapter 4, *Effects in Addition to Environmental Consequences*, are not included in the table.

Table ES-1. Summary of Potential Impacts

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
Geology, Mineral Resources, Paleontological Resources, and Soils			
The greater estimated area of disturbance would increase the area of effects compared to the FEIS proposed action, but the types, duration and intensity would be the same as described in the FEIS for the FEIS proposed action (short and long term, low to moderate intensity).	Effects would be the same as described for Alternative A in the FEIS.	The increased estimated area of disturbance would increase effects on sensitive soils, prime farmland, and soils with limited restoration potential compared to the proposed action, but the duration and intensity of effects would be the same as under the proposed action and as described for Alternative B in the FEIS (short and long term, low to moderate intensity).	Construction, operation, and maintenance of the projects could result in short- and long-term, low-intensity effects on local surface geology from compaction; short- and long-term, low-intensity effects on access to mineral resources; long-term, low- to moderate-intensity effects on paleontological resources from ground-disturbing activities; and short- and long-term, low-intensity effects on soils (e.g., loss of surface lands and soil productivity and quality), prime farmlands, and soil restoration potential.
Water Resources			
One additional stream would be crossed by the proposed action compared to the FEIS proposed action, but the types, duration and intensity of effects on surface water would be the same as described in the FEIS for the FEIS proposed action (short and long term, low intensity). The duration and intensity of effects on groundwater quality would be the same as described in the FEIS for the FEIS proposed action (short and long term, low intensity). Effects on groundwater quantity and flow (not described in the FEIS) would be short and long term and low intensity.	Effects would be the same as described for Alternative A in the FEIS. Effects on groundwater quantity and flow would be the same as under the SEIS proposed action.	The increased estimated area of disturbance would increase the effects on groundwater and floodplains compared to the proposed action, but the duration and intensity of effects on water resources would be the same as described for Alternative B in the FEIS (short and long term, low intensity).	Construction would result in short-term, low- to moderate-intensity effects on surface water, while the operation and maintenance would result in long-term, low-intensity effects. Construction would result in short-term, low-intensity effects on groundwater, while operation and maintenance would result in long-term, low-intensity effects. Short- and long-term, low-intensity effects on floodplains could result from ground disturbance.

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
Wetlands			
<p>The transmission line structures would span most wetlands, avoiding most direct permanent impacts on wetlands. The area of permanent fill of wetlands (0.006 acres) is the same as described for the FEIS proposed action. The area of tree clearing in wetlands may differ slightly from the 1.5 acres for FEIS proposed action due to the reroute at O'Fallon's Bluff. The duration and intensity of effects would be the same as described for the FEIS proposed action (short term, low to moderate intensity; long term, low intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The area of permanent fill of wetlands would be slightly greater than under the proposed action (0.047 acres). The greater estimated area of temporary disturbance would increase the amount of disturbance to wetlands compared to the proposed action, but the duration and intensity of effects would be the same as described for Alternative B in the FEIS (short term, low to moderate intensity; long term, low intensity).</p>	<p>Short- and long-term, low- to moderate-intensity effects could occur from the disturbance of wetlands (e.g., through placement of facilities in wetlands, sedimentation into wetlands). Short- and long-term, low- to moderate-intensity effects could also occur from changes in wetland hydrology (e.g., culverts, bridges, or access roads could alter flows, which could subsequently affect runoff and groundwater).</p>
Vegetation			
<p>The greater estimated area of temporary and permanent disturbance would increase the area of effects on vegetation compared to the FEIS proposed action. Blowouts could result from disturbance of dune vegetation and grassland prairie land cover types, when vegetative cover is removed from sandy soils and eroded by wind. The overall duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term, low to moderate-intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The greater estimated area of disturbance would increase effects on vegetation compared to the proposed action. The duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term, low to moderate intensity).</p>	<p>Types of effects on vegetation would include changes in vegetation cover, spread of invasive plants, exposure to pollutants and hazardous materials, erosion and fugitive dust, and loss of pollinators. Effects from changes in vegetation cover and the spread of invasive plants would be short and long term and low to moderate intensity. All other effects would be short and long term and low intensity.</p>

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
Wildlife			
The greater estimated area of temporary and permanent disturbance and the reroute around O'Fallon's Bluff would result in minor differences in estimated disturbance of vegetation communities and associated wildlife habitat, and inclusion of line marking devices on all of the proposed transmission line would reduce the potential for bird collisions, but the duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term, low to moderate intensity).	Effects would be the same as described for Alternative A in the FEIS.	The same differences between the proposed action and the FEIS proposed action would apply to Alternative B. The greater estimated area of disturbance would increase disturbance and short-term habitat loss to wildlife species, compared to the proposed action. The duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term, low to moderate intensity).	Types of effects would include injury or mortality from construction and maintenance equipment, disturbance from construction and maintenance activities, temporary or permanent loss of habitat, and injury or mortality from collisions with operating wind turbines. The intensity of effects would depend on species and project siting and would range from low to moderate intensity. Species with the greatest risk of collision with wind turbines (passerines, raptors, and migratory tree-roosting bats) would be most likely to be adversely impacted by wind energy development.
Special Status Species			
Special Status Insects. The proposed action would result in temporary and permanent habitat loss, injury, and mortality of special status insect species. Effects would be short and long term and low intensity, except for ABB, American bumble bee, variable cuckoo bumble bee, and Suckley's cuckoo bumble bee, for which effects would be of moderate intensity.	Effects would be the same as described for Alternative A in the FEIS. Types and intensity of effects on special status insects not analyzed in the FEIS would be the same as under the SEIS proposed action.	The greater estimated area of disturbance would increase temporary and permanent habitat loss, compared to the proposed action, but the duration and intensity of effects would be the same as described for Alternative B in the FEIS. Effects on most special status insect species would be short and long term and low intensity, except for ABB, American bumble bee, variable cuckoo bumble bee, and monarch butterfly, for which effects would be moderate intensity.	Types of effects would include injury or mortality to individuals from construction and operation activities and loss, fragmentation, or alteration of habitat from landcover conversion that would result in short- and long-term and low- to moderate-intensity effects. Long-term effects on ABB from habitat fragmentation and alteration, disturbance, and individual mortality could be of moderate intensity. For all other special status insect species, effects would be low to moderate intensity, depending on the species and project siting.

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
<p>Special Status Avian and Bat Species. The proposed action would result in temporary and permanent habitat loss for special status birds and bats. Inclusion of line marking devices on all of the proposed transmission line would reduce the potential for bird collisions. Duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term; low intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS. Types and intensity of effects on special status bat species not analyzed in the FEIS would be the same as under the SEIS proposed action.</p>	<p>The greater estimated area of disturbance would increase temporary and permanent habitat loss compared to the proposed action, but the duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term; low intensity).</p>	<p>Types of effects would include injury or mortality to individuals from construction and operation activities and loss, fragmentation, or alteration of habitat from landcover conversion that would result in short- and long-term and low- to moderate-intensity effects. Effects on special status bat species would range from low to moderate, depending on the species and project siting. Effects on special status bird species would be similar to those described for general avian and bat species and would range from low to moderate intensity depending on the species and project siting (SEIS Section 3.6, <i>Wildlife</i>). Effects on bald eagle from the related renewable wind projects would be long term and moderate intensity. Effects on whooping crane from the related wind energy projects would be long term and low intensity.</p>
<p>Special Status Mammals. Because of the range of the swift fox (the only non-bat special status mammal species known to occur in the study area) the proposed action would not directly affect this species, as described for the FEIS proposed action.</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>Effects would be the same as under the proposed action and as described for Alternative B in the FEIS (no effect).</p>	<p>Types of effects would include loss, fragmentation, or alteration of habitat from landcover conversion that would result in long-term, low-intensity effects on the swift fox.</p>
<p>Special Status Reptiles. The proposed action may result in temporary habitat loss and short- and long-term disturbance from maintenance and emergency activities over the life of the project, but the duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term; low intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The greater estimated area of disturbance would increase temporary and permanent habitat loss compared to the proposed action, but the duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term; low intensity).</p>	<p>Types of effects would include loss, fragmentation, or alteration of habitat from landcover conversion that would result in short- and long-term, low-intensity effects on special status reptiles.</p>

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
<p>Special Status Fish. Emergency activities could result in short-term effects on special status fish species with habitat occurring in streams crossed by the proposed transmission line, but the duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term; low intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The greater estimated area of disturbance would increase temporary and permanent habitat loss compared to the proposed action but the duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term; low intensity).</p>	<p>Types of effects would include loss, fragmentation, or alteration of habitat from sedimentation and contamination of streams that would result in short- and long-term, low-intensity effects.</p>
<p>Special Status Plants. Construction activities may result in temporary disturbance of 320 acres of suitable western prairie fringed orchid habitat and small white lady's slipper orchid, but the duration and intensity to special status plants would be the same as described for the FEIS proposed action (short and long term; low intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The greater estimated area of disturbance would increase temporary and permanent habitat loss compared to the proposed action but the duration and intensity of effects would be the same as Alternative B in the FEIS (short and long term; low intensity).</p>	<p>Types of effects would include injury or mortality to individuals from construction and operation activities and loss, fragmentation, or alteration of habitat from landcover conversion. The co-occurrence of western prairie fringed orchid and small white lady's slipper orchid habitat with wetlands increases the likelihood that projects would avoid habitat for these species, and overall effects would be short and long term and low intensity.</p>
Land Use			
<p>Types and intensity of effects would be the same as described in the FEIS for the FEIS proposed action. Construction of the R-Project could result in effects on Tribal treaty reserved rights to hunting and fishing due to the displacement of game or alteration of habitat use patterns for fish and wildlife (short term, low intensity). The increased estimated area of disturbance would increase potential short-and long-term effects on land use compared to the FEIS proposed action, but the duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term, low to moderate intensity).</p>	<p>Effects would be the same as described for Alternative A in the FEIS.</p>	<p>The estimated area of disturbance is larger than the proposed action but the duration and intensity of effects would be the same as Alternative B in the FEIS and the proposed action (short and long term, low to moderate intensity).</p>	<p>The related renewable energy projects could result in adverse effects on land uses if construction, operation, and maintenance of facilities displaced, altered, or otherwise physically affected existing or planned agricultural, residential, commercial, industrial, governmental, institutional, or public or private infrastructure uses or facilities. Construction and operation of related renewable energy projects could result in effects on reserved Tribal treaty land uses (e.g., hunting and fishing) due to land disturbance and human activity that displace game or alter habitat use patterns for fish and wildlife. Effects on agricultural/ranching and reserved Tribal treaty land uses would be short and long</p>

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
Recreation			
Effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS.	term and low to moderate intensity. All other effects on land uses would be short and long term and low intensity.
Cultural Resources			
<p>Since publication of the FEIS, there have been changes to the APE, updated information on identified historic properties, and demolition of one NRHP-listed resource (the Sutherland State Aid Bridge). Additionally, the proposed route has been adjusted with the intent of avoiding or minimizing adverse effects on O'Fallon's Bluff. The proposed action is expected to have adverse effects on known historic properties and historic properties that have not yet been identified. On January 13, 2026, the Department of the Interior approved the use of alternative procedures for compliance with Section 106 of the NHPA for the R-Project in response to the national energy emergency declared in Executive Order 14156. Based on the use of alternative procedures for compliance with Section 106 (36 CFR 800.12(b)(2)), the Service is evaluating the measures that will be implemented to avoid, minimize, and mitigate adverse effects on historic properties.</p>	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS, except that the route adjustment around O'Fallon's Bluff (included in the proposed action) would apply.	Effects on recreational quality and access to recreation activities associated with construction (e.g., noise, dust, traffic, and the presence of construction equipment and workers) would be short term and low intensity. There could be short- and long-term, low-intensity effects on recreation from the visual effects of facilities.

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)
Transportation			
Effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS.	Types of effects would include changes in roadway access and railroad or aviation transportation infrastructure from construction, operation, and maintenance. Effects would be short and long term and low intensity.
Visual Resources			
Compared to the FEIS proposed action, there would be increased visual disturbance from the presence of bird flight diverters along the entire proposed transmission line and reduced effects on visual quality of views at the O'Fallon's Bluff site due to the reroute. There would be high-intensity effects on the visual quality of views from some parts of the Horseshoe Bar Ranch conservation easement (not in place during preparation of the FEIS). The duration and intensity of effects would be the same as described for the FEIS proposed action (short and long term; ranging from low to high intensity depending on location).	Effects would be the same as described for Alternative A in the FEIS. Effects on the visual quality of views from the Horseshoe Bar Ranch conservation easement would be the same as under the proposed action.	Types of effects would be the same as under the proposed action. The same differences between the proposed action and the FEIS proposed action would apply to Alternative B. The duration and intensity of effects would be the same as described for Alternative B in the FEIS (short and long term; ranging from low to high intensity depending on location).	Short-term construction effects (e.g., reduction in visual quality from construction equipment and materials) would be low intensity. Effects on visual quality from the presence of wind and solar infrastructure would be long term and moderate to high intensity, depending on final project siting. Long-term, moderate-intensity effects from light and glare would include glare from solar panels, shadow flicker from wind turbines, and lighting for facility security.
Air Quality and GHGs			
The greater estimated area of disturbance would increase effects on air quality compared to the FEIS proposed action, but the duration and intensity of impacts would be the same as described for the FEIS proposed action (short term, low to moderate intensity and long term, low intensity).	Effects would be the same as described for Alternative A in the FEIS.	The increased area of disturbance would increase effects on air quality compared to the proposed action, but the duration and intensity of effects would be the same as described for Alternative B in the FEIS (short term, low to moderate intensity and long term, low intensity).	Effects from construction and maintenance equipment and vehicle emissions would be short term and low intensity. Operational effects would be beneficial and low intensity (i.e., displacement of energy produced by fossil fuel sources).

Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP)	Alternative A: 2018 Final EIS R-Project and HCP	Alternative B: Tubular Steel Monopole Construction Only	Related Renewable Energy Projects (Applicable to Proposed Action, Alternative A, and Alternative B) (Indirect Effects)	
Noise	Effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS.	Effects from noise generation during construction of the related renewable energy projects would be short term and low to moderate intensity. Effects from operation, and maintenance of the related renewable energy projects would be long term and low intensity.
Hazardous Materials and Hazardous Wastes	Effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS.	Effects from the related renewable energy projects related to accidental spills of hazardous materials or wastes would be short and long term and low intensity.
Health and Safety	Effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	Effects would be the same as described for Alternative B in the FEIS.	Effects from onsite hazards for workers, electromagnetic field exposure, and shadow flicker would be short and long term and low intensity.
Socioeconomics	Although the affected environment has changed since publication of the FEIS (e.g., population numbers), the types, duration, and intensity of effects would be the same as described for the FEIS proposed action.	Effects would be the same as described for Alternative A in the FEIS.	As described for the proposed action, although the affected environment has changed since publication of the FEIS (e.g., population numbers), the types, duration, and intensity of effects would be the same as described for Alternative B in the FEIS.	Effects on demographic characteristics (e.g., population, income and poverty) would be short and long term and low intensity. Beneficial effects on economic conditions (e.g., temporary or permanent increases in jobs) would be short and long term and low intensity. Adverse effects on economic conditions (e.g., financial losses from disruption in agricultural operations or temporary land disturbance during construction) would be short term and could range from low to high intensity depending on project siting and timing.

1

2

Chapter 1

Purpose and Need

3

1.1 Introduction

4 U.S. Fish and Wildlife Service (Service) issued incidental take permit (ITP) #TE72710C-0 to the
5 Nebraska Public Power District (NPPD) on June 12, 2019, authorizing incidental take of the
6 American burying beetle (*Nicrophorus americanus*) (ABB) that would result from the R-Project, a
7 345,000-volt, 226-mile-long transmission line in Nebraska. The *Federal Register* notice of
8 availability for the ITP and associated Habitat Conservation Plan (HCP) and Final Environmental
9 Impact Statement (FEIS) was published on February 8, 2019 (84 Federal Register (FR) 2900).

10 In July 2019, a group of R-Project opponents filed a lawsuit challenging the Service's decision under
11 the Endangered Species Act (ESA), National Environmental Policy Act (NEPA), and National Historic
12 Preservation Act (NHPA). On June 17, 2020, the U.S. District Court for the District of Colorado
13 (court) issued a decision. While the court found in favor of the Service on several counts, it identified
14 certain discrete errors in the Service's decision-making process. In its ruling, the court vacated and
15 remanded the ITP to the Service for further proceedings consistent with the court's order (*Oregon-*
16 *California Trails Association v. Walsh*, 1:19-cv-01945-WJM, D. Colo 2020).

17 In response to the court decision, NPPD developed a revised HCP and ITP permit application. Any
18 reference to the HCP is now a reference to the Revised HCP (NPPD 2025¹) in this Supplemental
19 Environmental Impact Statement (SEIS).

20 The Service prepared this SEIS to the FEIS to respond to NPPD's Revised HCP and ITP application,
21 address the issues identified by the court ruling, and address new information, as relevant. This SEIS
22 was prepared in accordance with NEPA, as amended, and the Department of the Interior NEPA
23 implementing regulations (43 Code of Federal Regulations [CFR] Part 46). This SEIS has also been
24 prepared in accordance with the Builder Act of the Fiscal Responsibility Act of 2023, signed into law
25 on June 3, 2023, (Title III.-Permitting Reform Section 321), which amended NEPA by revising
26 Section 102(2) and by adding Sections 106–111 to the statute. This SEIS complies with the
27 requirements of NEPA, including Department of the Interior regulations and procedures
28 implementing NEPA (43 CFR Part 46; Part 516 of the Departmental Manual), Executive Order
29 14154, Unleashing American Energy (January 20, 2025), the Presidential Memorandum entitled
30 *Ending Illegal Discrimination and Restoring Merit-Based Opportunity* (January 21, 2025), and the
31 Council on Environmental Quality (CEQ) guidance dated February 19, 2025. The SEIS incorporates
32 by reference, where applicable, FEIS information per NEPA (42 United States Code [USC] 4321 et
33 seq.).

34

1.2 Project Background

35 The information in FEIS Section 1.2, *Project Background*, is mostly unchanged and summarizes
36 NPPD's R-Project, the R-Project study area, ABB and its presence in the study area, the R-Project
37 potential for ABB take and need for an HCP, the permit term duration, and the permit area. FEIS

¹ References for sources cited in this SEIS are provided in Appendix A, *References*.

1 Section 1.2 is incorporated by reference, except for the following changes in information relevant to
2 the project background since issuance of the FEIS.

3 • The plan area and final R-Project route have been updated as described in the Revised HCP and
4 shown in Figure 1-1.

5 • Figure 1-2, *American Burying Beetle Predicted Probability of Occurrence in Nebraska Sand Hills*
6 *Ecoregion*, has been revised to show the permit area, as included in the Revised HCP.

7 • The Service reclassified ABB from endangered to threatened on November 16, 2020, and
8 finalized a 4(d) rule describing prohibited and nonprohibited take of the species (85 FR 65241).
9 Recent litigation contested the decision to reclassify ABB from endangered to threatened and
10 the associated 4(d) rule, but the U.S. District Court for the District of Columbia upheld the
11 Service's reclassification of ABB (*Center for Biological Diversity v. U.S. Fish & Wildlife Service*,
12 *D.D.C. Case No. 1:21-cv-00791*). While the Revised HCP acknowledges the updates to prohibited
13 take associated with the 4(d) rule NPPD and the Revised HCP treat ABB as if typical Section 9
14 prohibitions were in effect and the final 4(d) rule was not in place (Revised HCP Section 5.1,
15 *American Burying Beetle*).

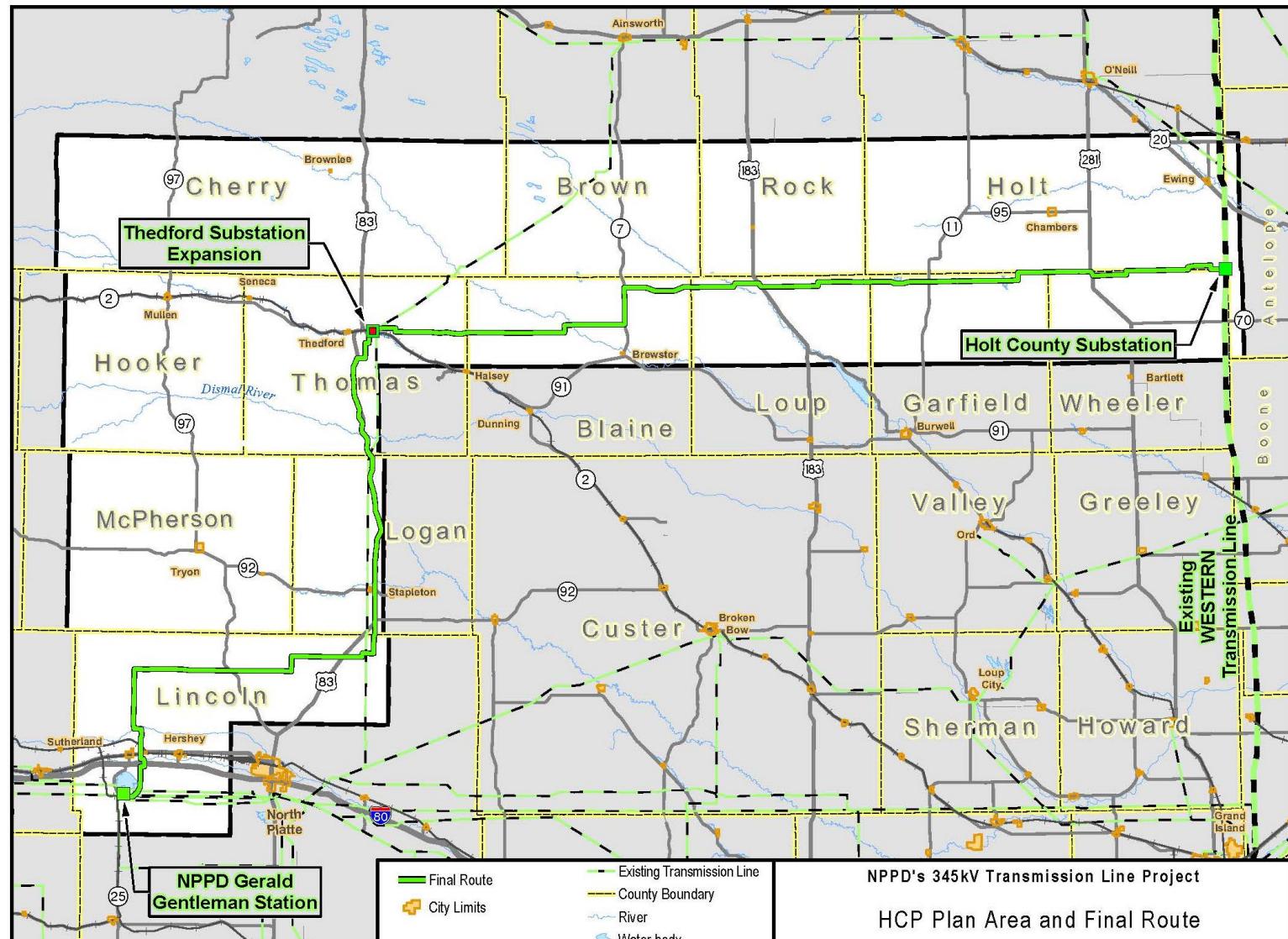
16 • On November 4, 2021, the Southwest Power Pool (SPP) issued a revised Notice to Construct the
17 R-Project, which removed the majority of the Holt County Substation from the R-Project,
18 allowing construction of that substation to proceed separate from and regardless of the R-
19 Project. NPPD completed construction of the Holt County Substation in May 2022. The only
20 portion of the substation that remains part of the R-Project is the work to include the R-Project
21 line in the substation line bay.

22 • Any other R-Project changes and changes to the Revised HCP are described in SEIS Chapter 2,
23 *Alternatives*.

24 In addition to these differences and changes to the project background, NPPD completed certain R-
25 Project activities while ITP #TE72710C-0 was in effect from June 2019 to June 2020, the time
26 between the Service issuing the ITP and the court remand vacating the ITP. During this time, NPPD
27 engaged in these activities under the ITP and a joint stipulation agreement between parties to the
28 litigation. These activities are described in Chapter 3, *Affected Environment and Environmental*
29 *Consequences*.

30 **1.3 Species Covered by Incidental Take Permit and** 31 **Habitat Conservation Plan**

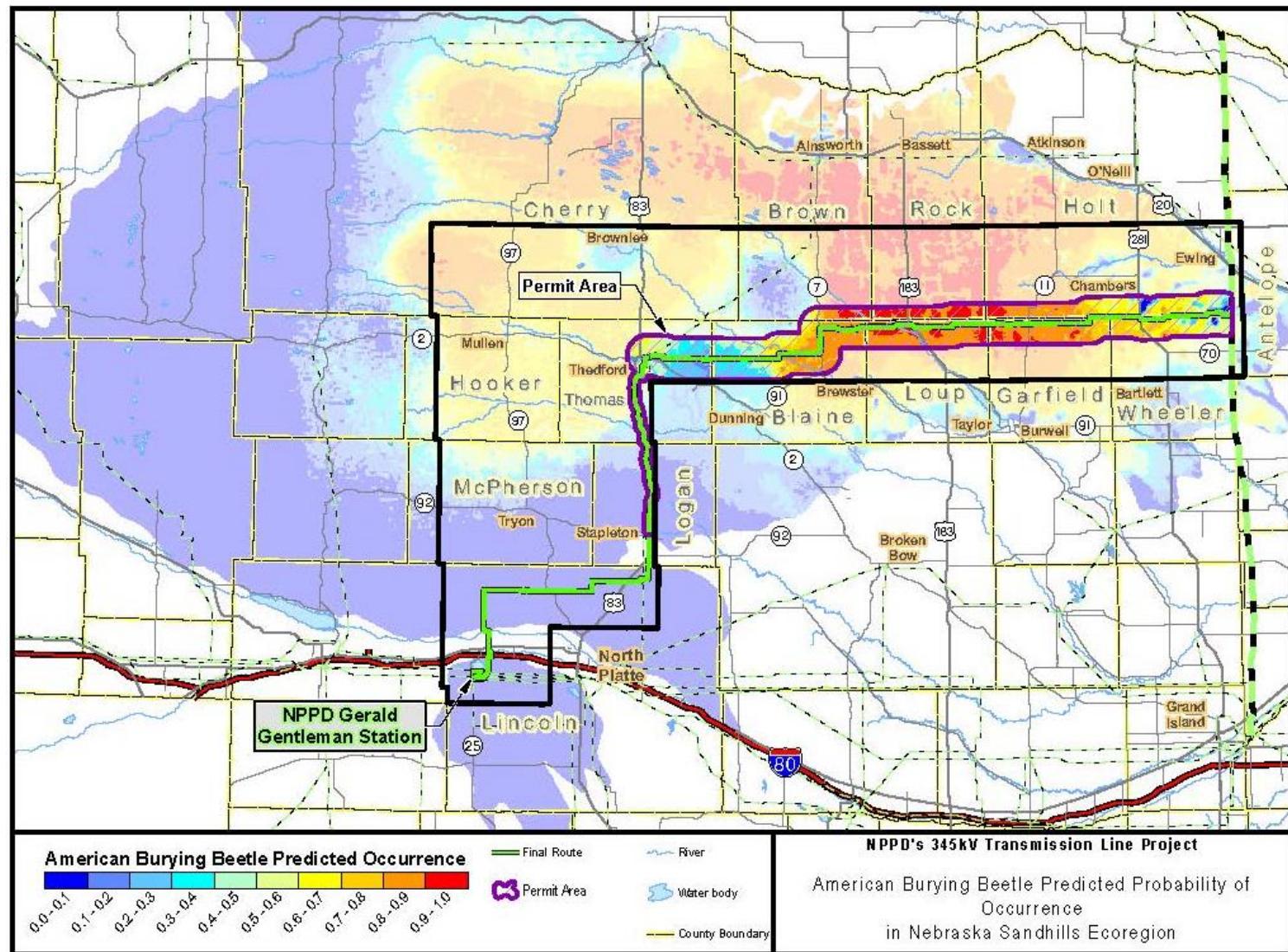
32 The information in FEIS Section 1.3, *Species Covered by Incidental Take Permit and Habitat*
33 *Conservation Plan*, has not changed since publication of the FEIS. ABB is the only federally listed
34 species covered in the Revised HCP.



Source: NPPD 2023

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2
3

Figure 1-1. Nebraska Public Power District's R-Project Plan Area and Final Route



Source: NPPD 2023

Figure 1-2. Predicted Probability of American Burying Beetle Occurrence in the Nebraska Sand Hills Ecoregion

1.4 Purpose of the Service's Proposed Action

2 The purpose of the Service's proposed action has been modified from the statement presented in
3 FEIS Section 1.4, *Purpose of the Service's Proposed Action*.

4 The purpose of the federal action of approving an HCP and issuing an ITP is to fulfill the Service's
5 authority under ESA Section 10(a)(1)(B) by responding to NPPD's application requesting
6 authorization of incidental take of ABB. Nonfederal applicants such as NPPD, whose otherwise
7 lawful activities may result in take of ESA-listed wildlife, can apply to the Service for an ITP so that
8 their covered activities may proceed without potential violations of ESA Section 9. For the Service to
9 fulfill its responsibilities and obligations under ESA, it must comply with a number of environmental
10 laws and regulations, Executive Orders (EO), and agency directives and policies.

11 The Service will evaluate the application to ensure that issuance of the ITP and implementation of
12 the HCP achieve long-term species and conservation objectives at appropriate scales and ensure
13 that the conservation actions approved with issuance of the ITP are capable of supporting species
14 mitigation projects over the permit term.

1.5 Need for the Service's Proposed Action

16 The need for the Service's proposed action has been modified from the statement presented in FEIS
17 Section 1.5, *Need for the Service's Proposed Action*.

18 The need for the federal action is for the Service to respond to NPPD's application for an ITP under
19 the authority of ESA Section 10(a)(1)(B) to determine if it meets issuance criteria. The Service needs
20 to ensure that the ITP and implementation of the HCP complies with other applicable federal laws,
21 regulations, treaties, and applicable EO's, as appropriate. If the Service approves the application and
22 issues an ITP, it would authorize NPPD to incidentally take ABB as a result of the covered activities
23 associated with the R-Project.

24 The Service has prepared this SEIS to inform the public of the proposed action and the effects of the
25 proposed action and its alternatives, including addressing any new information since the FEIS and
26 addressing the 2020 court decision; seek information from the public; and use information collected
27 and analyzed to make better informed decisions concerning the ITP application.

1.6 The Service's Proposed Action

29 The information in FEIS Section 1.6, *The Service's Proposed Action*, has not changed and is
30 incorporated in this SEIS by reference. In summary, the Service's proposed action is the issuance of
31 an ESA Section 10(a)(1)(B) ITP for ABB for covered activities proposed in the Revised HCP.

1.7 Nebraska Public Power District's Need for the R-Project

34 The information in FEIS Section 1.7, *NPPD's Need for the R-Project*, has been updated and is
35 described in Revised HCP Section 1.2, *Purpose and Need*.

1.8 Public and Agency Involvement

1.8.1 SEIS Scoping Process

3 The Service conducted scoping for the SEIS, although scoping is not required for supplemental NEPA
4 documents. On November 18, 2022, the Service published a Notice of Intent (NOI) in the Federal
5 Register to inform the public of its intent to prepare an SEIS to assess the impacts on the human
6 environment related to the proposed issuance of the ITP and implementation of the Revised HCP
7 (87 FR 69294). The NOI initiated a 30-day comment period for public review and comment on the
8 SEIS. The NOI also announced that the Service would hold two virtual public meetings on December
9 8, 2022: one at 10:00 a.m. central standard time (CST) and one at 6:30 p.m. CST. Recordings of the
10 public scoping meetings are available for viewing online (<https://www.fws.gov/project/r-project-transmission-line>) and at the North Platte Public Library (North Platte, Nebraska), Thomas County
11 Library (Thedford, Nebraska), and Taylor Public Library (Taylor, Nebraska). The purpose of the
12 public meetings was to provide the public with information on the proposed action and answer
13 questions regarding the proposed action and overall NEPA process. Details on the public outreach,
14 virtual meetings, and scoping comments can be found in Appendix B, *Scoping*.
15

1.8.2 Draft SEIS Public Comment Period

17 In accordance with requirements set forth in NEPA (42 USC 4321 et seq.) and its implementing
18 regulations and the ESA, the Service published a Notice of Availability of the Draft SEIS and Revised
19 HCP in the *Federal Register* on February 9, 2024 (87 FR 15383). The notice requested public
20 comments on the Draft SEIS and Revised HCP and announced three public meetings: two in-person
21 and one virtual. The original public comment period was from February 9, 2024, to April 9, 2024.
22 The Service extended the public comment period to May 9, 2024, in response to commenter
23 requests (87 FR 77877).

24 The Service held in-person meetings on February 27, 2024, at the Prairie Arts Center in North Platte,
25 Nebraska, and February 29, 2024, at Mid Plains Community College in Broken Bow, Nebraska. The
26 Service also held a virtual public meeting on March 7, 2024. All public meetings presented the same
27 information and provided attendees the opportunity to ask questions of the Service and provide
28 verbal comments on the Draft SEIS and Revised HCP. At all public meetings, verbal comments were
29 transcribed and entered into the record as formal public comments. Comments were also accepted
30 electronically via www.regulations.gov and via mail.

31 The Draft SEIS, Revised HCP, public meeting presentation, and a recording of the virtual public
32 meeting are available online at <https://www.fws.gov/project/r-project-transmission-line>.

33 Comments received have been considered in the preparation of this Final SEIS. Appendix C,
34 *Responses to Comments*, describes the public review process and provides responses to the
35 substantive comments received on the Draft SEIS and Revised HCP.

1.8.3 Changes Between the Draft and Final SEIS

37 This section summarizes changes made between the Draft SEIS and this Final SEIS. Revisions have
38 been made to address substantive comments received on the Draft SEIS and Revised HCP, reflect
39 updates to the Revised HCP, provide clarifying details, correct inadvertent errors, and provide

1 additional information for the impact analysis. Table 1-1 summarizes the revisions and updates by
 2 chapter and section.

3 **Table 1-1. Changes Made to the SEIS between the Draft and Final Documents**

Chapter or Section	Summary of Changes
Chapter 1, <i>Purpose and Need</i>	<ul style="list-style-type: none"> Revised to reflect current NEPA regulations and guidance Added description of public outreach for the Draft SEIS and HCP Added Section 1.8.3, Changes between Draft and Final SEIS
Chapter 2, <i>Alternatives</i>	<ul style="list-style-type: none"> Revised to reflect current NEPA regulations and guidance
Section 3.1, <i>Introduction</i>	<ul style="list-style-type: none"> Clarified reason for differences in disturbance areas between the proposed action and Alternative A Updated to reflect changes in the status of related renewable energy projects Updated the related renewable energy projects study area, including Figure 3.1-1 Updated the threshold for low-intensity impacts on special status species
Section 3.2, <i>Geology, Mineral Resources, Paleontological Resources, and Soils</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area Updated text to reflect corrections of the Gridded Soil Survey Geographic Database in Appendix G, <i>Soils Technical Supplement</i>
Section 3.3, <i>Water Resources</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area
Section 3.4, <i>Wetlands</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area Updated analysis of wetland removal and tree clearing in wetlands
Section 3.5, <i>Vegetation</i>	<ul style="list-style-type: none"> Updated to reflect changes in the affected environment from the Bovee Fire Updated to reflect additions to the related renewable energy projects study area Updated environmental consequences to provide additional information on potential effects from blowouts
Section 3.6, <i>Wildlife</i>	<ul style="list-style-type: none"> Updated to include analysis of potential effects on special-status species from electromagnetic fields Updated to reflect additions to the related renewable energy projects study area
Section 3.7, <i>Special Status Species</i>	<ul style="list-style-type: none"> Updated to include analysis of potential effects on special-status species from electromagnetic fields Updated to reflect changes in listing status for certain species Updated to reflect additions to the related renewable energy projects study area, including update to Figure 3.7-1 Updated to reflect new Service guidance for certain species Added detail to effects analysis for certain species Moved data and information on whooping crane to Appendix H, <i>Whooping Crane Technical Supplement</i>

Chapter or Section	Summary of Changes
Section 3.8, <i>Land Use</i>	<ul style="list-style-type: none"> Revised to include description of Tribal treaty rights and analysis of effects on Tribal treaty rights Updated to reflect additions to the related renewable energy projects study area Added detail about avoidance and minimization measures to effects analysis for the proposed action
Section 3.9, <i>Recreation and Tourism</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area
Section 3.10, <i>Cultural Resources</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area Updated to reflect progress in the Section 106 process since publication of the Draft SEIS
Section 3.11, <i>Transportation</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area
Section 3.12, <i>Visual Resources</i>	<ul style="list-style-type: none"> Updated to reflect additions to the related renewable energy projects study area Added detail to the effects analysis about the effects of bird flight diverters Clarified effects on scenic overlook along Highway 83
Section 3.13, <i>Air Quality and Greenhouse Gases</i>	<ul style="list-style-type: none"> Removed reference to rescinded guidance Updated to reflect additions to the related renewable energy projects study area Updated attainment status for air quality standards
Section 3.14, <i>Noise</i>	<ul style="list-style-type: none"> No changes made
Section 3.15, <i>Hazardous Materials and Hazardous Waste</i>	<ul style="list-style-type: none"> No changes made
Section 3.16, <i>Health and Safety</i>	<ul style="list-style-type: none"> Added description of ice throw to the affected environment Added analysis of potential effects of ice throw from the related renewable energy projects
Section 3.17, <i>Socioeconomics</i>	<ul style="list-style-type: none"> Standardized sources for the data tables to 2020 U.S. Census Bureau data Updated to reflect additions to the related renewable energy projects study area
Section 3.18, <i>Environmental Justice</i>	<ul style="list-style-type: none"> Removed to comply with Executive Order 14154, Unleashing American Energy (January 20, 2025), and Presidential Memorandum entitled <i>Ending Illegal Discrimination and Restoring Merit-Based Opportunity</i> (January 21, 2025) (SEIS Section 1.10)
Chapter 4, <i>Effects in Addition to Environmental Consequences</i>	<ul style="list-style-type: none"> Revised title and text to reflect current NEPA regulations and guidance Revised text to provide clarification on study area for cumulative effects
Chapter 5, <i>Other Analyses Required by NEPA</i>	<ul style="list-style-type: none"> Revised to reflect current NEPA regulations and guidance
Chapter 6, <i>Regulatory and Permitting Requirements</i>	<ul style="list-style-type: none"> Revised to reflect current NEPA regulations and guidance Revised text to reflect updates to Section 10 of the ESA
Chapter 7, <i>Submitted Alternatives, Information, and Analyses</i>	<ul style="list-style-type: none"> Revised to reflect current NEPA regulations and guidance

Chapter or Section	Summary of Changes
<i>Chapter 8, List of Preparers</i>	• Updated to reflect additional preparers of the Final SEIS
<i>Appendix A, References</i>	• Updated to include additional references used in the Final SEIS and remove references not cited in the Final SEIS
<i>Appendix B, Scoping Summary</i>	• No changes made
<i>Appendix C, Responses to Comments</i>	• Added this appendix, which includes a description of the process used to develop responses to comments received on the Draft SEIS and HCP, a summary of the comments received, and responses to each summary
<i>Appendix D, Nebraska Public Power District Summary of the Power Review Board and Transmission Line Routing Process</i>	• Updated appendix lettering to reflect the addition of Appendix C
<i>Appendix E, NPPD Input on Alternatives Development</i>	• Updated appendix lettering to reflect the addition of Appendix C
<i>Appendix F, NPPD Summary of Thunderhead Wind Energy Center Operations</i>	• Updated appendix lettering to reflect the addition of Appendix C
<i>Appendix G, Soils Technical Supplement</i>	• Updated appendix lettering to reflect the addition of Appendix C • Updated Gridded Soil Survey Geographic Database data to correct a previous error in acreages • Updated to reflect revised related renewable energy projects study area
<i>Appendix H, Whooping Crane Technical Supplement</i>	• Added this appendix to provide technical data and information on whooping crane formerly presented in Section 3.7, <i>Special Status Species</i>
<i>Appendix I, Select Supplemental Section 106 Materials</i>	• Updated appendix lettering to reflect the addition of Appendix C and Appendix H • Updated the title to reflect additions to content • Updated introduction to clarify the contents of the appendix • Updated to reflect progress in the Section 106 process between the Draft and Final SEIS documents • Updated to include copies of select letters and other correspondence as Attachment 1 • Updated to include the Final Cultural Resources Inventory Report as Attachment 2

1.8.4 Cooperating Agencies

As the lead federal agency for preparing the SEIS, the Service requested other agencies' participation in the NEPA process by distributing letters offering cooperating agency status, sent on August 25, 2022. Five entities accepted cooperating agency status: the National Park Service – National Trails, U.S. Environmental Protection Agency, U. S. Army Corps of Engineers, Nebraska Game and Parks Commission, and the Nebraska State Historical Society. The cooperating agencies all have expertise related to the proposed action and they may issue decisions concerning the R-Project and its potential environmental impacts.

1.9 The Service's Decisions and Related Actions

2 The information in FEIS Section 1.9, *U.S. Fish and Wildlife Service's Decisions and Related Actions*, has
3 not changed and is incorporated by reference. In summary, the decision to be made by the Service is
4 whether to issue an ITP to NPPD for the R-Project. The decision will be based on the statutory and
5 regulatory issuance criteria for an ESA Section 10(a)(1)(B) permit (detailed in FEIS Sections 1.9.1,
6 *Incidental Take Permit Application and Habitat Conservation Plan Submission Criteria*, and 1.9.2,
7 *Incidental Take Permit Issuance Criteria*). This decision will also be informed by the data, analyses,
8 and findings in this SEIS and public comments received on the SEIS and Revised HCP. The Service
9 will document its determination in an ESA Section 10 findings document, ESA Section 7 biological
10 opinion, and NEPA Record of Decision developed at the conclusion of the ESA and NEPA compliance
11 processes. If the Service finds that all requirements for issuance of the ITPs are met, it will issue the
12 requested ITP, subject to terms and conditions deemed necessary or appropriate to carry out the
13 purposes of ESA Section 10.

1.10 Structure of the Supplemental Environmental Impact Statement

16 This SEIS includes the following chapters.

- 17 • Chapter 1, *Purpose and Need*
- 18 • Chapter 2, *Alternatives*
- 19 • Chapter 3, *Affected Environment and Environmental Consequences*
- 20 • Chapter 4, *Effects in Addition to Environmental Consequences*
- 21 • Chapter 5, *Other Analyses Required by NEPA*
- 22 • Chapter 6, *Regulatory and Permit Requirements*
- 23 • Chapter 7, *Submitted Alternatives, Information, and Analysis*
- 24 • Chapter 8, *List of Preparers*

25 This SEIS does not include the following sections and chapters that were included in the FEIS.

- 26 • Section 3.18, *Environmental Justice*. This section has been removed from the SEIS pursuant to
27 Executive Order 14154, *Unleashing American Energy* (January 20, 2025), and a Presidential
28 Memorandum, *Ending Illegal Discrimination and Restoring Merit-Based Opportunity* (January 21,
29 2025), which require the Department of the Interior to strictly adhere to NEPA (42 USC 4321 *et
seq.*). This order and memorandum also repeal Executive Orders 12898 (February 11, 1994) and
31 14096 (April 21, 2023). Because Executive Orders 12898 and 14096 have been repealed,
32 complying with such orders is a legal impossibility. The Service verifies that it has complied with
33 the requirements of NEPA, including the Department's regulations and procedures
34 implementing NEPA at 43 CFR Part 46 and Part 516 of the Departmental Manual, consistent
35 with the president's January 2025 order and memorandum. The Service has also voluntarily
36 considered the CEQ's rescinded regulations implementing NEPA, previously found at 40 CFR
37 Parts 1500–1508, as guidance to the extent appropriate and consistent with the requirements of
38 NEPA and Executive Order 14154.

1 • Chapter 7, *Agencies and Tribes Contacted*. Including this information in an EIS is no longer a
2 requirement in the CEQ regulations, which have been revised since the publication of the FEIS.

3 • Chapter 8, *Distribution List*. Including this information in an EIS is no longer a requirement in the
4 CEQ regulations, which have been revised since the publication of the FEIS.

5 • Chapter 9, *References*. The references for this SEIS are included as Appendix A, *References*.

Chapter 2 Alternatives

The alternatives have been modified from the information presented in FEIS Chapter 2, *Alternatives*. This chapter describes the process that the Service used to determine the alternatives considered in this SEIS, describes the alternatives that are evaluated in detail in this SEIS, and briefly discusses the reasons that the Service eliminated alternatives from detailed study in the SEIS.

2.1 Approach to Alternatives

In addition to analyzing the proposed action and no action alternative, the Service is required to evaluate a reasonable range of alternatives per NEPA statute (42 USC 4332)¹ and the Department of Interior (DOI) NEPA regulations (43 CFR 46.420(b)).² FEIS Section 2.1, *Approach to Alternatives*, describes the development, study, and description of alternatives to the proposed action for the FEIS and is incorporated into this SEIS by reference.

As part of preparing the SEIS, the Service identified alternatives to the proposed action not addressed in the FEIS through considering the outcomes of the court decision and comments received during scoping, input from cooperating agencies, and input from NPPD. The Service then screened these potential alternatives to eliminate some from detailed study. SEIS Section 2.7, *Alternatives Eliminated from Detailed Study*, provides a summary of the outcomes of this screening process. Chapter 7, *Submitted Alternatives, Information, and Analyses*, provides a summary of the alternatives submitted during scoping. Appendix B, *Scoping Summary*, provides a summary of the comments received during scoping. The full contents of all scoping comments are available on Regulations.gov at <https://www.regulations.gov/document/FWS-R6-ES-2014-0048-0202>.

2.2 NPPD Process for Selecting Its Final Route

The information in FEIS Section 2.2, *NPPD Process for Selecting Its Final Route*, is largely unchanged and is incorporated into this SEIS by reference. This section of the FEIS describes NPPD's process for selecting its final route. To supplement the FEIS and provide more transparency and detail about route selection, the Service requested that NPPD summarize the process for selecting the final route (Appendix D, *Nebraska Public Power District Summary of the Power Review Board and Transmission Line Routing Process*).

In response to the court's June 2020 remand decision, which stated that the Service violated the National Historic Preservation Act (NHPA) by not considering other routing alternatives around O'Fallon's Bluff site, a historic property associated with remnant segments of the Oregon-California National Historic Trails that is listed in the National Register of Historic Places (NRHP), NPPD investigated whether it could undertake a route adjustment that would avoid or minimize impacts

¹ NEPA requires an EIS to include "a reasonable range of alternatives to the proposed agency action, including an analysis of any negative environmental impacts of not implementing the proposed agency action in the case of a no action alternative, that are technically and economically feasible, and meet the purpose and need of the proposal." (42 USC 4332(2)(C)(iii)).

² Per DOI regulations, *reasonable alternatives* means alternatives that are technically and economically practical or feasible and meet the purpose and need of the proposed action (43 CFR 46.420(b)).

1 on this site. The route analyzed in the FEIS had an overhead crossing of the remnant trail segments
2 on the property that is immediately west of the registered O'Fallon's Bluff site, but no structures
3 were proposed to be placed on any trail segments. The route adjustment that NPPD has chosen to
4 implement would shift a segment of the proposed transmission line approximately 0.5 mile east
5 from its original location, which would eliminate the overhead crossing of the trail ruts located on or
6 immediately west of the registered O'Fallon's Bluff site (Figure 2-1). It would also create additional
7 physical separation between the transmission line and this historic site, in an attempt to minimize
8 auditory and visual impacts. After the shift to the east, the transmission line would continue
9 north/northwest and then west back to rejoin the original route. This route adjustment would add
10 approximately 1.0 mile to the total length of the transmission line. NPPD no longer proposes the
11 original route across the remnant trail segments, and the reroute is now part of NPPD's proposed
12 route as described in SEIS Section 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice*
13 *Tower Structures (Current R-Project and Revised HCP)*. Any other changes to the original R-Project
14 are also described in Section 2.4.

15 **2.3 No Action Alternative**

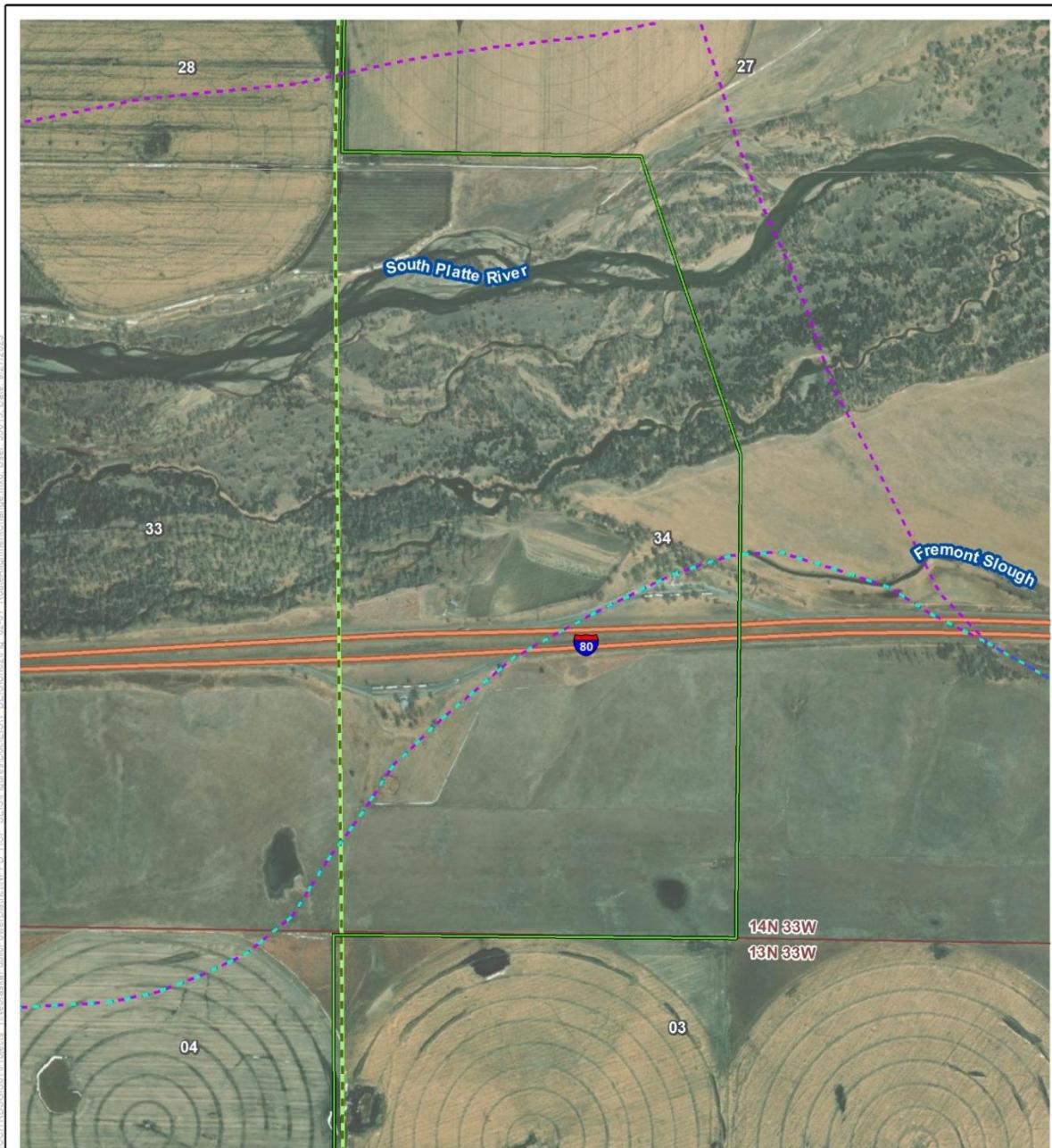
16 The information in FEIS Section 2.3, *No-Action Alternative*, has not changed and is incorporated by
17 reference in this SEIS. In summary, under the no action alternative, the Service would not issue an
18 incidental take permit (ITP) for the R-Project, NPPD would not implement the HCP, and the R-
19 Project would not be constructed.

20 **2.4 Proposed Action: Tubular Steel Monopole and** 21 **Steel Lattice Tower Structures (Current R-Project** 22 **and Revised HCP; Preferred Alternative)**

23 The proposed action, and the Service's preferred alternative, is the current R-Project and Revised
24 HCP. The proposed action is largely similar to the 2018 proposed R-Project described in the FEIS
25 and is incorporated by reference in this SEIS, with changes described herein.

26 FEIS Section 2.4, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, describes
27 the 2018 proposed R-Project route; proposed transmission line structure types and foundations;
28 conductors and associated hardware; overhead shield (ground) wires; minor additional hardware;
29 substation design; communications system; proposed transmission line construction (e.g., surveying
30 and staking, tree clearing, construction access); substation construction/expansion; site restoration;
31 special construction practices (e.g., construction with helicopters, well relocation); operations and
32 maintenance practices (e.g., transmission line inspection, emergency repairs); ITP covered activities;
33 mitigation for impacts of take; and avoidance and minimization measures.

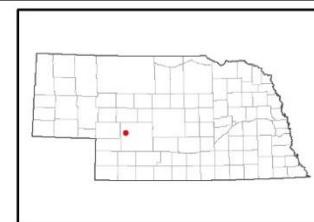
PPC017_R05G010\Projects\NebraskaPublicPowerDistrictNPPD_HCP_SEIS\FutureDoc\B1S1\DEIS\Ch009\09-02-01_RouteAdjustmentChandler.indd 1 Date: 3/20/15 Date: 9/27/2023



Centerline_ProposedAction
R-Project Centerline (2023)
 — Gerald Gentleman to Thedford
R-Project Centerline (2018)
 — Gerald Gentleman to Thedford

National Historic Trail Routes
 - - - California National Historic Trail
 - - - Oregon National Historic Trail
 - - - Pony Express National Historic Trail

— Interstate
 — Township
 — Section



Source: NPPD 2023, NPS 2017.

0 500 1,000
 Feet
 1:12,000

1

2 **Figure 2-1. R-Project Transmission Line Route Adjustment Around O'Fallon's Bluff**

Modifications and changes to the 2018 proposed R-Project include the following.

- The majority of the Holt County Substation has been removed from the R-Project and was constructed separate from the R-Project in May 2022. As such, the microwave communications link at the Holt County Substation described in FEIS Section 2.4., *Communications System*, is no longer part of the R-Project.
- As stated in SEIS Section 2.2, *NPPD Process for Selecting Its Final Route*, NPPD has made a route adjustment in the vicinity of O'Fallon's Bluff to reduce impacts on the Oregon-California National Historic Trail ruts. This route adjustment has resulted in an increase in the length of the proposed transmission line from 225 miles to 226 miles. This route adjustment is reflected in Figure 1-1 and Figure 2-1.
- NPPD has revised its treatment of construction access for purposes of covered activities under the Revised HCP. Rather than using three access scenarios and covering only two, all construction access is now treated as a covered activity in the Revised HCP (due to the possibility of crushing American burying beetle [ABB] [*Nicrophorus americanus*] buried in leaf litter on the surface) and is classified as either temporary or permanent. The overall amount of access needed for the R-Project has not changed, just its treatment in the Revised HCP. However, because all overland travel is now included in the amount of disturbance from construction access, the total estimated temporary disturbance associated with construction access for the project has increased from 258 acres to 527 acres.
- NPPD added a new covered activity to the Revised HCP, referred to as a *construction contingency*, to account for the possibility that work may be required during construction that could not have been predicted. Examples of activities that would fall into this construction contingency include but are not limited to relocation of an access route or work area developed for construction purposes that became flooded during the course of construction; unforeseen sensitive-resource discoveries; landowner changes to the existing land use that necessitate a change in the construction process; or NPPD's accommodation of landowner requests that result in minor changes in the construction process. NPPD would limit total disturbance from this covered activity to 40 acres.
- NPPD would mark the entirety of the R-Project with bird flight diverters to minimize bird collision risk, compared to NPPD's 2018 HCP, which only included marking of lines on segments with high risk for collisions.
- NPPD would mark 124 miles of its existing transmission lines with bird flight diverters. Existing lines that have the potential for marking include the 115 kV transmission line between Thedford Substation and the Ainsworth Substation, lines in the federally designated Whooping Crane Critical Habitat along the Platte River, and lines in Pearse et al. (2015) extended-use core intensity areas.
- NPPD modified the list of avoidance and minimization measures in the Revised HCP. The modifications include the following revisions to FEIS Section 2.4.16, *Avoidance and Minimization Measures*.
 - NPPD removed mowing and windrowing of vegetation, carrion removal, and use of low-ground-pressure equipment as avoidance and minimization measures in the Revised HCP. The Service no longer recommends mowing and carrion-removal efforts as avoidance and minimization measures (FWS 2022). The use of low-ground-pressure equipment is no

1 longer necessary due to the Revised HCP treating all construction access as a covered
2 activity.

3 ○ NPPD revised the terminology “winter construction” to “non-active season construction” to
4 more accurately reflect the relevant period for minimizing impacts on ABB.

5 ○ NPPD revised the terminology “sodium vapor lighting and downshield lighting” to
6 “downshielded and low-temperature LED lighting at substations and temporary work areas,
7 if necessary” to reflect the current preferred lighting type.

8 ● In light of the changes in the treatment of construction access, the addition of the construction
9 contingency, and the completion of certain construction activities on the R-Project under ITP
10 #TE72710C-0, the Revised HCP includes an updated Table 2-1, which describes the HCP’s
11 covered activities.

12 **2.5 Alternative A: 2018 Final EIS R-Project and HCP**

13 Alternative A is the FEIS proposed R-Project and HCP, as described in FEIS Section 2.4, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and is incorporated in this SEIS by
14 reference.

16 **2.6 Alternative B: Tubular Steel Monopole 17 Construction Only**

18 Most of the information in FEIS Section 2.5, *Alternative B: Tubular Steel Monopole Construction Only*,
19 has not changed and is incorporated in this SEIS by reference. Under Alternative B, the Service
20 would issue an ITP for NPPD’s current R-Project, and NPPD would implement the Revised HCP.
21 Alternative B would use only tubular steel monopoles for all proposed transmission line towers, but
22 otherwise, the R-Project would be the same as the proposed action, as described in SEIS Section 2.4.

23 **2.7 Alternatives Eliminated from Detailed Study**

24 This section describes the rationale for eliminating alternatives not carried forward for detailed
25 study. The Service must discuss in the SEIS the alternatives that are eliminated from detailed study
26 with a brief discussion of the reasons for eliminating them (43 CFR 46.42(c)). Table 2-1 provides a
27 summary of all alternatives dismissed from detailed study.

28 **2.7.1 FEIS Alternatives Eliminated from Detailed Study**

29 FEIS Section 2.6, *Alternatives Considered and Eliminated from Further Consideration*, provides a
30 rationale for the dismissal of seven alternatives from detailed study. The rationale for dismissing
31 these alternatives from detailed study is incorporated by reference in this SEIS, except for two
32 alternatives for which the Service sought an updated rationale (*Lattice Tower Structures Only* and
33 *Underground Structures*). The rationale for eliminating these alternatives from detailed study is
34 described in the following sections.

1 **Table 2-1. Overview of Alternatives Considered but Dismissed from Detailed Study in the FEIS and SEIS**

Alternative Considered but Eliminated	Rationale for Elimination
Nonactive season construction (Winter Construction Only – FEIS Section 2.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible.
Lattice Tower Structures Only (FEIS Section 2.6.2, Updated SEIS Section 2.7.1.1)	<ul style="list-style-type: none"> Not economically or technically feasible.
Capture and Relocation Conservation Measures (FEIS Section 2.6.4)	<ul style="list-style-type: none"> Does not meet the Service's purpose and need to achieve long-term species and conservation objectives.
Construction that Avoids ABB Habitat and Does Not Require ITP (FEIS Section 2.6.4)	<ul style="list-style-type: none"> Not economically or technically feasible.
Underground Construction (FEIS Section 2.6.5, Updated SEIS Section 2.7.1.2)	<ul style="list-style-type: none"> Not economically or technically feasible.
Alternative Transmission Line Routes Outside of Approved Corridor: Northern Conceptual Route (FEIS Section 2.6.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible. Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.
Alternative Transmission Line Routes Outside of Approved Corridor: Southern Conceptual Route (FEIS Section 2.6.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible. Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.
Alternative Transmission Line Routes Outside of Approved Corridor: Central Conceptual Route (FEIS Section 2.6.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible. Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.
Alternative Transmission Line Routes Outside of Approved Corridor: Eastern Route Adjustment (FEIS Section 2.6.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible. Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.
Alternative Transmission Line Routes Outside of Approved Corridor: Western Route Adjustment (FEIS Section 2.6.6.1)	<ul style="list-style-type: none"> Not economically or technically feasible. Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.
Reroute to Avoid/Minimize Effects on Historic Trail and Archaeological Site (SEIS Section 2.7.2.1)	<ul style="list-style-type: none"> Not economically or technically feasible.
Reroute to Avoid/Minimize Effects on Historic Property – St. John's Church (SEIS Section 2.7.2.1)	<ul style="list-style-type: none"> Not economically or technically feasible.
Reroute to Avoid/Minimize Effects on Historic Property – Historic Ranch (SEIS Section 2.7.2.1)	<ul style="list-style-type: none"> Not economically or technically feasible.
Reroute to Avoid/Minimize effects on a Conservation Easement (SEIS Section 2.7.2.2)	<ul style="list-style-type: none"> Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria or to achieve long-term species and conservation objectives.
Application Ultraviolet Light-Based Avian Collision Avoidance Systems (SEIS Section 2.7.2.3)	<ul style="list-style-type: none"> Does not meet the Service's purpose and need of Section 10 permit application evaluation based on permit issuance criteria.

1 **2.7.1.1 Lattice Tower Structure Only**

2 Under this alternative, NPPD would construct the R-Project using only lattice tower structures
3 installed using helical pier foundations. The FEIS assumed that installation would use helicopter
4 erection and that temporary disturbance would be reduced compared to steel monopole installation
5 because of the smaller work area required.

6 Per updated input from NPPD, the use of helicopters to this extent would be economically infeasible;
7 therefore, cranes would likely be used to set lattice towers in this scenario. Construction of steel
8 lattice towers using cranes would require the same work area for each tower as steel monopole
9 towers (approximately a 200-by-200-foot area). Even if helicopters were used to assemble all lattice
10 towers, the reduction of workspace required at the structure locations would likely be mostly or
11 totally offset by the need for additional fly yards located approximately every 5 miles along the
12 route. Therefore, there would not be a reduction in impacts on ABB compared to the proposed
13 action.

14 **2.7.1.2 Underground Construction**

15 Under this alternative, NPPD would construct portions of the R-Project line underground to reduce
16 potential impacts on migratory birds. As described in the FEIS Section 2.6.5, *Underground*
17 *Construction*, high-voltage underground transmission lines (345 kilovolts and above) have markedly
18 different technological requirements and are more difficult to place underground than lower voltage
19 underground distribution lines, which provide electricity to individual homes and businesses.

20 Recent cost estimates developed for underground construction per mile for an underground single
21 conductor per phase system have increased from \$20,000,000, as noted in FEIS Section 2.6.5,
22 *Underground Construction*, to \$35,000,000 per mile (Appendix E, *Nebraska Public Power District*
23 *Input on Alternatives Development*). For the R-Project, three phase systems would be required per
24 line segment, resulting in a cost of between \$60,000,000 and \$105,000,000 per mile. Estimated costs
25 represent a multiplier of 15 to 20 times more than the cost of an overhead transmission line, which
26 is consistent with the estimates provided in FEIS Section 2.6.5.

27 Additionally, the installation of the underground cable or duct banks and access vaults and
28 construction of transition stations required to bury the line would result in greater costs associated
29 with land acquisition and more temporary and permanent impacts related to ground disturbance.

30 For these reasons, underground construction would be economically infeasible.

31 **2.7.2 Other Alternatives Considered but Eliminated from 32 Detailed Study**

33 The following alternatives identified based on the outcomes of the court decision, comments
34 received during scoping, input from cooperating agencies, and input from NPPD,³ were considered
35 but dismissed from detailed analysis from the SEIS for the reasons summarized below. Table 2-1
36 provides a summary of all alternatives dismissed from detailed study.

³ See Appendix E for NPPD's feedback on the technical and economic feasibility of potential alternatives.

2.7.2.1 Alternatives Evaluated to Minimize/Avoid Effects on Historic Properties

Based on the outcomes of the court decision, the Service reviewed the historic properties (as defined by the NHPA) identified to have potential adverse effects to determine whether reasonable alternatives within NPPD's approved routing corridor existed that would avoid or minimize effects. Two of the properties identified in the FEIS (Old Highway 83/U.S. Route Segment and the Paxton-Hershey Canal) were not considered in this alternatives screening process because the Section 106 of the NHPA Programmatic Agreement executed for the R-Project in 2019 identified that there would not be adverse effects on these historic properties. Additionally, the Sutherland State Aid Bridge has been demolished and replaced, meaning that there is no need to consider an alternative that avoids/minimizes effects on this historic property. Section 3.10 of the SEIS describes the Service's current approach to compliance with Section 106 of the NHPA.

Reroute to Avoid/Minimize Effects on Historic Trails and Archaeological Site

This alternative would reroute the R-Project to avoid the O'Fallon's Bluff site, which is listed in the NRHP (undefined criteria),⁴ the Mormon Pioneer Trail's Sand Hill Ruts Site, which is eligible for listing under Criterion A in the NRHP, and Archaeological Site 25LN113, which is potentially eligible for listing under Criterion D in the NRHP, all of which are geographically close to one another and, therefore, were considered together. The National Park Service National Trails Office (NPS Trails) suggested that to avoid and minimize effects on O'Fallon's Bluff and the Sand Hill Ruts sites, the proposed transmission line route should be moved to the far eastern boundary of the routing corridor, as far from these known sites as possible. NPS Trails also suggested that crossing National Historic Trails minimally and in a perpendicular manner and avoiding high potential sites and trail features, such as ruts, are ways to reduce effects.

As shown in Appendix E NPPD evaluated multiple routes in the Power Review Board routing corridor that would avoid these resources, including increasing the route's distance from O'Fallon's Bluff, historic trails, and an archeological site. These routes were found to be technically or economically infeasible because they introduce some or all of the following conflicts.

- The route would parallel existing transmission lines for longer distances than the proposed R-Project route, increasing the chances of an event impacting multiple lines, thus reducing the redundancy and, ultimately, the reliability of NPPD's system.
- The route would require a stream crossing over the South Platte River that would be further from existing infrastructure than the stream crossing in the proposed R-Project route. This would require the removal of substantially more trees than the proposed route and would not align with the recommended minimization measure to place stream crossings where existing infrastructure (e.g., bridges) is already present to minimize impacts on waterfowl.
- The route would be closer to more homes and other buildings, increasing human impacts and safety concerns compared to the proposed route. These safety concerns could also result in increased project costs due to the liability of siting the line close to residences. There are additional technical constraints on route maintenance in proximity to homes and other

⁴ O'Fallon's Bluff is listed in the National Register of Historic Places but has not been associated with a specific listing criterion because it was listed prior to the development of specific listing criteria.

1 structures, and liabilities related to proximity to landowners' property (e.g., outbuildings and
2 cattle yards).

3 • The route would introduce a center-pivot irrigation system conflict and result in operational
4 constraints for adjacent landowners, as these systems cannot operate with a transmission line
5 structure in the way. This would also introduce safety concerns for landowners and related
6 liability for NPPD, should the transmission line be sited close to their property and fall on their
7 center-pivot infrastructure in an emergency.

8 • The route would require relocation of a cell tower, which would substantially increase project
9 costs due to the high cost of relocating these structures. This would also increase the liability
10 associated with operation and maintenance of a transmission line near cell towers (e.g.,
11 operational interruptions if a cell tower were to fall onto the transmission line; safety concerns
12 for transmission line maintenance personnel).

13 For these reasons, this alternative was eliminated from detailed study in the SEIS.

14 **Reroute to Avoid/Minimize Effects on Historic Property – St. John's Church**

15 This alternative would reroute the R-Project a greater distance from St. John's Church, which is
16 eligible for listing under Criterion C in the NRHP. The church and associated parsonage are located
17 approximately 285 feet west of the proposed R-Project centerline, along Highway 7 to the north of
18 Brewster, Nebraska.

19 As shown in Appendix E, NPPD evaluated two routes in the Power Review Board routing corridor
20 that would avoid this historic property (one that would shift the R-Project line to the west and one
21 that would shift the R-Project line to the east). Either adjustment would move the route away from
22 the highway, which would decrease the overall benefits of paralleling the highway and result in
23 increased impacts (including more take of ABB) from moving the line into undeveloped areas,
24 conflicting with the Service's purpose and need.

25 Both reroutes evaluated by NPPD were found to be technically or economically infeasible because of
26 the following conflicts:

27 • The route would require installing two additional 90-degree turns with large self-supporting
28 structures, which would result in greater overall visual impact and increase project costs. The
29 alternative route to the west of the proposed route would introduce a center-pivot conflict.

30 • The alternative route 1 mile to the east would involve coordination with a new landowner, be
31 located within 600 feet of a home, have one potential center-pivot conflict, and cross over a
32 feedlot.

33 For these reasons, this alternative was eliminated from detailed study in the SEIS.

34 **Reroute to Avoid/Minimize Effects on Historic Property – Historic Ranch**

35 This alternative would reroute the R-Project a greater distance from the historic ranch site located
36 approximately 1.75 miles north of Stapleton and 713 feet from the 2018 R-Project final route near
37 Stapleton, Nebraska. This resource is potentially eligible for listing under NHPA Criteria A and C (36
38 CFR 60.4). The 2018 FEIS identified long-term, moderate- to high-intensity adverse indirect visual
39 effects on this property.

1 As shown in Appendix E, NPPD evaluated a route in the Power Review Board routing corridor that
2 would avoid this historic property (shifting the line one mile east of the final line route, then one
3 mile north, then back one mile west back to NPPD's final line route to provide further separation
4 from the ranch home). This would move the route away from the highway, which would decrease
5 the overall benefits of paralleling the highway and result in increased impacts (including more take
6 of ABB) from moving the line into undeveloped areas, conflicting with the Service's purpose and
7 need.

8 This route was found to be technically and economically infeasible because of the following conflicts.

- 9 • Increased project construction costs associated with the turns and distance added to the route.
- 10 • It would require installing 13 structures on the ranch property compared to the four structures
11 required to follow Highway 83, including four large self-supporting structures required for 90
12 degree turns.

13 Moving the line west would result in the same impacts as routing east of Highway 83 and could also
14 result in reduced line reliability due to proximity to an existing 115-kilovolt transmission line
15 running north to south one mile west of the ranch property.

16 For these reasons, this alternative was eliminated from detailed study in the SEIS.

17 **2.7.2.2 Reroute to Avoid/Minimize Effects on a Conservation Easement**

18 Based on comments received during scoping, the Service considered an alternative to avoid or
19 minimize effects on a conservation easement on the Horseshoe Bar Ranch that is held by the
20 Nebraska Land Trust as of February 2023. The R-Project line would cross the property near its
21 crossing of the Dismal River along U.S. Highway 83. The easement is being acquired through the
22 Natural Resources Conservation Service Agricultural Easement Program and has qualified for the
23 Grasslands of Special Environmental Significance section of the program.

24 This alternative would not meet the purpose and need because it would require the Service to act
25 outside of its authority under Section 10(a)(1)(B) and (2)(B) of the ESA, the latter of which states
26 that the Service "shall issue" the permit if the permit application, including the Revised HCP, meets
27 all the permit issuance criteria, which includes other Section 10 and general permit requirements of
28 the Service's regulations. Although the Service may recommend NPPD consider route modifications
29 during the planning process, it does not have authority to require NPPD to alter the proposed route
30 or select a different one if the permit application meets all the permit issuance criteria. Additionally,
31 rerouting the R-Project to avoid or minimize effects on this conservation easement would require
32 shifting the line away from the existing highway in this location and into undeveloped land, which
33 would increase impacts on species, further conflicting with the Service's purpose and need. For
34 these reasons, this alternative was eliminated from detailed study in the SEIS.

35 **2.7.2.3 Application Ultraviolet Light-Based Avian Collision Avoidance 36 Systems**

37 The Service evaluated the potential for an alternative that would include the application of a new
38 ultraviolet-light-based Avian Collision Avoidance Systems to the R-Project to avoid or minimize risk
39 of whooping crane collision. A specific suggestion raised in a scoping comment was to apply

1 ultraviolet-light-based Avian Collision Avoidance Systems where the R-Project traverses wetlands
2 within the 95th percentile migration corridor for whooping crane.

3 This alternative would not meet the purpose and need because take of whooping crane has not been
4 determined to be reasonably certain to occur, and NPPD has not included it in the HCP and
5 associated ITP application. Therefore, this alternative does not meet the Service's purpose and need
6 to respond to NPPD's existing application requesting authorization of incidental take of only ABB.

7 Additionally, the technology recommended by the commenter is not developed to a point where it
8 can be reliably and cost effectively used for transmission lines, therefore, this alternative is not
9 technically or economically feasible. Studies of this technology have been implemented only in
10 limited scenarios for short periods of time and have shown that this technology requires frequent
11 monitoring and maintenance to ensure that it is properly functioning (Dwyer et al. 2019; Baasch et
12 al. 2022). These studies do not indicate that it would be feasible to install such a system on all
13 wetlands traversed by the R-Project line (all of which occur in the 95th percentile migration
14 corridor for whooping crane).

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Section 3.1

Affected Environment and Environmental Consequences

4 This chapter describes the existing environmental resources and the potential effects that the
5 alternatives described in Chapter 2, *Alternatives*, would have on those resources. As described in
6 Chapter 1, *Purpose and Need*, this is a supplemental analysis and the FEIS is incorporated by
7 reference where applicable. Therefore, the structure and contents of this chapter have been
8 modified from the FEIS. Additionally, figures and tables have been updated as necessary to explain
9 changes to the affected environment or environmental consequences.

10 Since publication of the FEIS, changes have occurred, as summarized here in the introduction to
11 Chapter 3. These changes are taken into consideration in the affected environment and
12 environmental consequences in the resource sections of Chapter 3 (SEIS Sections 3.2 to 3.17).

13

14

3.1.1 Summary of Activities Implemented Since FEIS Publication

15 As described in SEIS Chapter 1, the Service issued an incidental take permit (ITP) to NPPD in 2019
16 based on the original FEIS, Record of Decision, and ITP application. NPPD undertook some
17 construction activities before the ITP was vacated by the court remand. Table 3.1-1 summarizes the
18 R-Project activities conducted under that ITP.

19 **Table 3.1-1. R-Project Activities Conducted before the Court Remand**

Activity	Additional Detail
Right-of-way (ROW) acquisition and surveying and staking activities on properties with signed ROW easements	<ul style="list-style-type: none">This staking was accomplished via use of light vehicles and all-terrain vehicles.This work did not result in any measurable disturbance.
Relocation of 19 miles of distribution lines	<ul style="list-style-type: none">Overhead distribution power-line relocation activities were completed almost entirely from adjacent existing roadways, with a few moves completed from a bucket truck in the distribution ROW near Stapleton. Distribution line underground installations were completed using a horizontal boring or knifing via a small plow that did not side-cast spoils or require any restoration activities. Thus, overhead and underground installations did not result in any measurable temporary disturbance and did not require any restoration activities.New distribution pole locations resulted in 0.07 acres of permanent disturbance and 0.2 acres of temporary disturbance.

Activity	Additional Detail
Establishment of temporary access	<ul style="list-style-type: none"> 3.44 acres of temporary access was established via the placement of construction matting. Matting has been removed and area has been restored with native plant species.
Establishment of 16 fly yards/assembly areas	<ul style="list-style-type: none"> Only a small portion of these fly yards/assembly areas were used. Construction matting was placed on 4.73 acres but has since been removed and the areas have been revegetated with native plant species. Cattle-exclusion fencing was installed at three of these fly yards/assembly areas and remain in place.
Establishment of four construction yards/staging areas	<ul style="list-style-type: none"> Only a small portion of these construction yards/staging areas were used. Construction matting and material storage affected approximately 11.5 acres, with the construction materials still being stored at those construction yards/staging areas. Cattle-exclusion fencing was installed at two of these three construction yards/staging areas and remains in place.
Installation of gates in existing fences	<ul style="list-style-type: none"> Gates were installed in existing ranch fences along planned construction access. Installation involved placement of four supported fence posts with the wire gate strung in between.
Tree clearing	<ul style="list-style-type: none"> NPPD cleared approximately 6.9 acres of trees. Tree clearing occurred between September and May. All trees were cut, and any stump removal was done by grinding.
Substation work and construction at the existing Gerald Gentleman Station substation, which totaled approximately 0.03 acres of new surface disturbance	<ul style="list-style-type: none"> Removal of a portion of existing perimeter fence. Installation of rock over expansion area. Installation of an oil-containment structure. Installation of concrete reactor pad foundation, ground grid, and conduit. Delivery and installation of reactor. Installation of control cable for monitoring reactor. Delivery and staging of steel poles and other miscellaneous parts and supplies for future installation. Installation of perimeter chain link fence around the expansion area.
Substation work and construction at the expanded Thedford Substation, which resulted in 13 acres of permanent disturbance	<ul style="list-style-type: none"> Survey work and geotechnical sample drillings. Grubbing and reshaping the grade to form a relatively flat working surface. Construction of permanent all-weather access. Erection of an eight-foot-tall permanent chain link fence around the perimeter of the substation. Compaction of excavated and fill areas. Installation of oil-containment structures. Installation of foundations, the ground grid, transformers, reactors, and the control building. Placement of crushed-rock surface on the subgrade.
Purchase of fee title of 594 acres of mitigation lands	<ul style="list-style-type: none"> Purchase of fee title occurred in Blaine County, Nebraska.

3.1.2 Summary of Changes in Disturbance Areas

Table 3.1-2 compares the estimated amount of temporary and permanent disturbance between the proposed action, Alternative A, and Alternative B. Revised HCP Chapter 2 details the types of temporary and permanent disturbance that would occur during construction and operation of the R-Project. Temporary disturbance includes disturbance from construction activities in areas that would be revegetated or returned to natural conditions following construction of the R-Project (generally within five years). Permanent disturbance would be present throughout R-Project operation. As described in SEIS Chapter 2, since publication of the FEIS and the court remand, the proposed action has been revised to include a route adjustment intended to reduce impacts on O'Fallon's Bluff and various refinements in project design, which results in modifications to the estimated temporary and permanent disturbance areas.

As shown in Table 3.1-2, NPPD's estimates for disturbance from temporary access increased from 258 acres in the 2019 HCP to 527 acres in the Revised HCP. This change is largely due to the reclassification of overland travel for temporary access as a covered activity under the Revised HCP, meaning that overland travel is now considered temporary disturbance and NPPD is requesting incidental take coverage for this activity. As shown in Table 3.1-2, NPPD added 40 acres of construction contingency temporary disturbance to the Revised HCP, as compared to 0 acres in the 2019 HCP, to account for unforeseen activities that may occur during construction (e.g., relocation of a planned access route, landowner changes to existing land use, or accommodation of landowner requests necessitating a change in the construction process).¹

Table 3.1-2. Estimated Disturbance Areas for Proposed Action, Alternative A, and Alternative B (acres)

	Proposed Action		Alternative A, FEIS Proposed Action		Alternative B: Steel Monopole Alternative, 2023 Proposed Route	
	Temporary	Permanent	Temporary	Permanent	Temporary	Permanent
Construction						
Access						
Temporary Access	527	--	258		944	--
Permanent Access	--	26 ^a		26	--	26 ^a
ROW Preparation						
ROW Tree Clearing ^b	42.1 ^c		49	--	42.1 ^c	--
Temporary Work Areas						
Fly Yards/Assembly Areas	279	--	193	--	0	--
Construction Yards/Staging Areas	96.5 ^d	--	203	--	107.9	--
Pulling and Tensioning Sites	359	--	275	--	440.7	--

¹ The construction contingency covers activities for which specific locations cannot be anticipated until R-Project construction. Therefore, spatial analyses of anticipated disturbance areas in the remaining sections of this chapter (SEIS Sections 3.2 to 3.17) do not reflect this 40-acre construction contingency.

	Proposed Action		Alternative A, FEIS Proposed Action		Alternative B: Steel Monopole Alternative, 2023 Proposed Route	
	Temporary	Permanent	Temporary	Permanent	Temporary	Permanent
Temporary Structure Work Areas						
Lattice Tower	137	--	175	--	0	--
Steel Monopole	262	--	311	--	787.7	--
Structure Foundation Excavation/Installation						
Helical piers - lattice tower	--	0.9	--	0.82	--	0
Standard foundation - steel monopole	--	0.4	--	0.35	--	0.9
Construction Contingency						
Construction contingency	40	--	--	--	53.2	--
Distribution Power-Line Relocation						
Distribution power-line relocation	13.6 ^e	0.02 ^e	43	0.09	13.6 ^e	0.02 ^e
Well Relocation						
Well relocation	0.4	--	0.4	--	0.4	--
Substations						
Thedford	--	--	--	12	--	--
Holt County	--	--	--	13	--	--
Construction Subtotal	1,756.6	27.3	1,507.4	52.26	2,389.7	26.92
Operation and Maintenance^f						
Emergency Repairs^f	351	--	301	--	478	--
TOTAL	2,107.6	27.3	1,808.4	52.26	2,867.6	26.92

1 Source: NPPD 2025

2 ^aTemporary access routes may be left in place following construction depending on landowner requests and requirements for operation and maintenance of the line. These routes would then be classified as permanent access and represent a permanent impact. No more than 26 acres of permanent access will be left in place following construction.

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3.1.3 Related Renewable Energy Projects

This section describes related renewable energy projects, which are considered in the resource sections of this SEIS as indirect effects of the proposed action and alternatives. Table 3.1-3 provides a summary of the projects the Service has determined to be both reasonably foreseeable (42 USC 4332(2)(C)(i)) and related to the R-Project and, therefore, should be analyzed as indirect effects of the proposed action. These projects are referred to throughout this document as “related renewable energy projects.”

Although the FEIS analyzed future renewable energy projects in the context of potential cumulative effects, the court decision (described in SEIS Chapter 1) stated that the Service “should have treated wind power development as an indirect effect of granting an incidental take permit to the Power District, not a cumulative effect” because a stated purpose of the R-Project was to provide renewable energy generation projects connection to the grid and, therefore, the R-Project makes renewable energy project more probable (*Oregon-California Trails Association v. Walsh*, 1:19-cv-01945-WJM, D. Colo 2020, p. 72). The Thunderhead Wind Energy Center (Thunderhead) was a specific project that was analyzed as a cumulative impact in the FEIS and is, therefore, related to the court’s decision on the FEIS. Since publication of the FEIS, Thunderhead was constructed, and it is currently operational.² Although Thunderhead is no longer a future related renewable energy project like the others described in this section, one aspect of its operations is considered in the analysis of indirect effects from related renewable energy projects in this SEIS. The approach to analyzing the impacts of Thunderhead is described in SEIS Section 3.1.4.2, *Environmental Effects*.

The other related renewable energy projects include those that have completed Phase 3 in the Southwest Power Pool’s Definitive Interconnection System Impact Studies process³ and expect to connect directly to the R-Project or identify the R-Project as a contingent facility.⁴ Table 3.1-3 presents the best available information for these projects; however, the level of detailed information for each project is incomplete or unavailable in some cases (43 CFR 46.125). As described in Section 1.8.3, *Changes Between the Draft and Final SEIS*, information about some projects was updated between the Draft and Final SEIS. SEIS Section 3.1.4.2 describes the approach to analyzing the impacts of these projects.

² For the Thunderhead Wind Energy (Thunderhead) project to connect to the Western Area Power Administration transmission system, a NEPA analysis was required. Western Area Power Administration prepared an Environmental Assessment analyzing the construction of the interconnection facilities and the operation of the Thunderhead project for 50 years, available at https://www.wapa.gov/wp-content/uploads/2023/04/Thunderhead_Final_EA.pdf.

³ Southwest Power Pool, a Regional Transmission Organization, is a nonprofit corporation mandated by the Federal Energy Regulatory Commission to ensure reliable supplies of power, adequate transmission infrastructure, and competitive wholesale electricity prices on behalf of its members. All new generation or transmission projects in Southwest Power Pool’s jurisdiction follow the Definitive Interconnection System Impact Studies process before connecting to the existing grid. The process consists of three phases. Approximately 80% of requests that enter the process drop out before completing the three phases and signing a generator interconnection agreement (NPPD 2023).

⁴ Contingent facilities to a proposed renewable energy project are defined as unbuilt Interconnection Facilities and Network Upgrades upon which that project’s Interconnection Request’s costs, timing, and study findings are dependent, and if delayed or not built, could cause a need for restudies of the Interconnection Request or a reassessment of the Interconnection Facilities, Network Upgrades, and costs and timing (NPPD 2023).

1 Additional past, present, and future renewable energy projects that are not related to the R-Project
 2 but are in the R-Project study area (SEIS Section 3.1.4.1, *Affected Environment*), are described in
 3 Chapter 4, *Effects in Addition to Environmental Consequences*.

4 **Table 3.1-3. Related Renewable Energy Projects**

Project Name (Generator Type)	County ^a	Capacity ^a (MW)	Approximate Footprint (acres)	Number of Turbines	Expected Date Active
Big Blue Nebraska (Wind) ^b	Jefferson, Saline	300	N/A	150	Unknown ^a
Blue Prairie (Wind) ^c	Saline	128	N/A	64	Unknown ^a
Greeley Wind Nebraska (Wind) ^d	Greeley	115	N/A	46	Unknown ^a
K-Junction Solar (Solar) ^e	York	310	2,800 ^f	N/A	2027 ^f
Prairie Hills Wind (Wind) ^g	Custer	200	N/A	100	6/1/2026
Steeple Wind Energy (Wind) ^h	Holt, Antelope, Wheeler	200	N/A	80	1/1/2028
Thunderhead Wind Energy Center (Wind) ⁱ	Antelope, Wheeler, Holt	300	68	108	Active
Uncertain (Solar) ^j	Cheyenne	40	320 ^k	N/A	Unknown ^a
Uncertain (Wind) ^l	Holt	50	N/A	Unknown	Unknown ^a

5 ^aInformation in this column or cell was described in NPPD's *Summary of Future Generation Projects Relevant to the R-Project* (NPPD 2023).

6 ^b Southwest Power Pool 2023a.

7 ^c Southwest Power Pool 2023b.

8 ^d Southwest Power Pool 2023c.

9 ^e Southwest Power Pool 2023d.

10 ^f Omaha Public Power District 2023.

11 ^g Southwest Power Pool 2021a.

12 ^h Southwest Power Pool 2023e.

13 ⁱ SWCA Environmental Consultants 2022.

14 ^j Southwest Power Pool 2021b.

15 ^k Source information is FWS project files, approximations are used to protect confidential business information.

16 ^l Southwest Power Pool 2019.

17 N/A = not applicable

19 **3.1.4 Approach to Characterizing Baseline Conditions 20 and Conducting Effects Evaluation**

21 **3.1.4.1 Affected Environment**

22 FEIS Section 3.1.1, *Affected Environment*, is incorporated into the SEIS by reference, with differences
 23 noted below.

24 The FEIS R-Project study area (FEIS Figure 3.1-1) is incorporated by reference in this SEIS. This
 25 study area is a 7,039 square-mile (4,504,906-acre) area in Lincoln, McPherson, Logan, Hooker,
 26 Thomas, Cherry, Brown, Blaine, Rock, Loup, Garfield, Antelope, and Wheeler Counties. This study

1 area was developed by NPPD during its routing process and adopted by the Service for purposes of
2 defining baseline conditions in the FEIS.

3 The FEIS project area is incorporated by reference in this SEIS and is used to analyze effects from
4 the proposed action and alternatives. The project area is based on the specific components of the R-
5 Project (proposed transmission line, access roads, and work areas) and therefore has changed
6 relative to the FEIS. Any relevant changes to the FEIS project area are addressed in the affected
7 environment in the SEIS resource sections. The R-Project activities conducted between June 2019
8 and June 2020, summarized in Table 3.1-1, are considered baseline conditions and are part of the
9 affected environment.

10 FEIS Table 3.1-1 describes the study area and analysis area for each resource topic in the FEIS and is
11 incorporated by reference into this SEIS. For most resource areas, the study area is the same in the
12 SEIS for the proposed action and alternatives. If the study area for the proposed action and
13 alternatives has not changed since the FEIS, it is not discussed in the resource sections in Chapter 3.
14 If the study area has changed, it is described in the resource sections in Chapter 3.

15 For the SEIS resource sections, the related renewable energy projects study area includes the
16 counties that contain related renewable energy projects: Antelope, Cheyenne, Greeley, Holt,
17 Jefferson, Saline, Wheeler, and York (Figure 3.1-1). The study area also includes proposed or existing
18 project areas, where available (Figure 3.1-1). This includes the proposed Prairie Hills Wind project
19 area (Custer County; 40,965 acres), proposed Big Blue Nebraska project area (Jefferson County;
20 20,544 acres), and the Thunderhead project area (Holt, Antelope, and Wheeler Counties; 60,889
21 acres). These project areas are broad and include all sections where project facilities could be
22 constructed. The exact footprint required for facilities for the proposed Prairie Hills Wind and Big
23 Blue Nebraska projects is not known but is expected to comprise a small percentage of the total
24 project areas.

25 Between publication of the Draft and Final SEIS, the Service received more specific project location
26 information for the Greeley Wind Nebraska and Steeple Wind Energy projects through the Service's
27 project planning tool, the Information for Planning and Consultation website (USFWS 2026). This
28 information was shared with the Service for the purpose of technical assistance and is not yet
29 publicly available. The Service reviewed the environmental consequences of this SEIS to determine
30 whether updating the related renewable energy projects study area with the project-specific
31 information for the Greeley Wind Nebraska and Steeple Wind Energy projects would result in a
32 difference of effects when compared to the county-level review in the Draft SEIS (SEIS Section
33 3.1.4.2). The Service concluded that there would be no changes to the environmental consequences
34 analysis for these two related renewable energy projects when considering the project location
35 information. Because detailed project-specific information is not yet publicly available and there
36 would be no changes to the environmental consequences based on the project location information,
37 the related renewable energy projects study area in this Final SEIS remains at the county level for
38 these projects.

39 Approximately 70 acres of permanent land disturbance was estimated for Thunderhead, which was
40 constructed and is currently operational and, thus, is considered part of baseline conditions and the
41 affected environment.

1 **3.1.4.2 Environmental Effects**

2 FEIS Section 3.1.2, Environmental Effects, is incorporated by reference, with differences noted here.

3 As shown in Table 3.1-2, the total estimated temporary disturbance area is greater by approximately
4 300 acres or 16.5% for the current proposed action than what was estimated in the FEIS for the FEIS
5 proposed action. As described in SEIS Section 3.1.2, this change is attributed to the increase in
6 temporary access disturbance area (from 258 to 527 acres), which is largely due to the Revised HCP
7 reclassifying overland travel for temporary access as a covered activity. Although the acreages of
8 temporary disturbance from temporary access have changed, this activity would still have occurred
9 under the 2019 HCP and its effects were analyzed in the FEIS. While the overall increase in
10 temporary disturbance area would result in nominally different effects for some resources, it would
11 not change the overall conclusions of the intensity of impacts discussed in the FEIS.

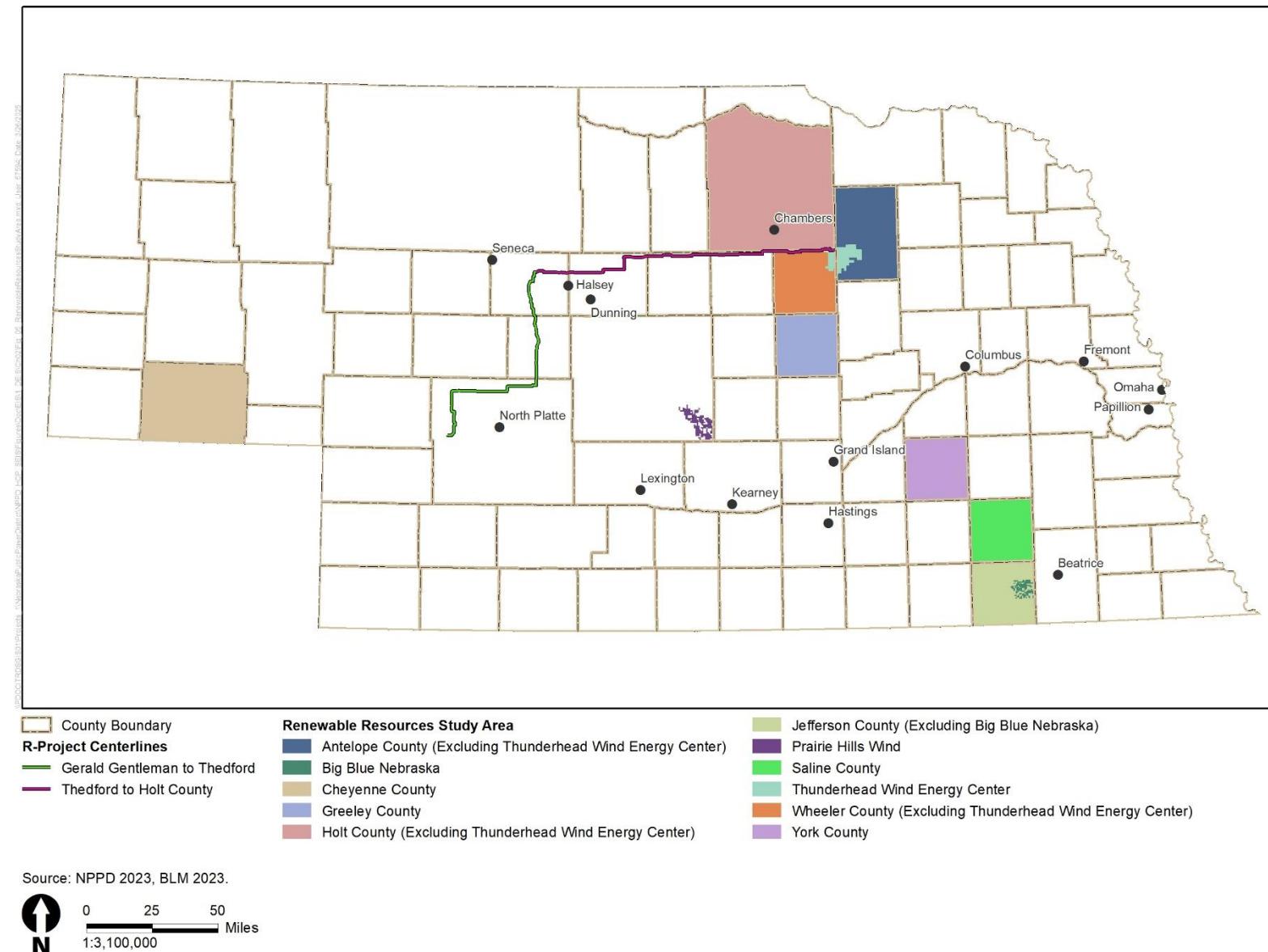


Figure 3.1-1. Related Renewable Energy Projects Study Area

The FEIS included avoidance and minimization measures (AMMs) in a separate subsection of each Chapter 3 resource section. In this SEIS, AMMs are not included as a separate subsection in the resource sections. The Revised HCP's AMMs apply to the proposed action and Alternative B, and a detailed description of the AMMs can be found in the Revised HCP itself. AMMs from the 2018 HCP would apply to Alternative A and are incorporated by reference for that alternative. The related renewable energy projects are not covered activities subject to the HCP AMMs, and the geographic area of these projects extends beyond the study area for the proposed action and alternatives.

As described in the FEIS, the conclusions for the SEIS impact analyses use the following terminology to describe the potential impacts of the proposed action and alternatives: short term, long term, low intensity, moderate intensity, and high intensity. FEIS Table 3.1-2 defines these terms in the context of each resource topic and is incorporated by reference into this SEIS with the following change to the definition for low-intensity impacts on special-status species:

Low intensity: Impacts on special-status species, their habitats, or the natural processes sustaining them would be detectable and may include temporary disruption of behavior, but would not impact feeding, reproduction, resting, migrating, or other factors to measurably affect local population levels. Sufficient habitat would remain functional at both the local and range-wide scales to maintain the viability of the species. No take of federally listed species or impacts on designated critical habitat are expected to occur.

FEIS Table 3.1-3, which compares the design characteristics of the proposed action and alternatives, has been updated for the SEIS (Table 3.1-4).

Table 3.1-4. Design Characteristics Comparison

Component	Proposed Action	Alternative A: FEIS Proposed Action	Alternative B: Steel Monopole Alternative, 2023 Proposed Route
Line length	226 miles	225 miles	226 miles
Structure type	Steel monopole and steel lattice tower	Steel monopole and steel lattice tower	Steel monopole
Structure height	Steel monopole – 120 to 175 feet; Steel lattice tower – 90 to 155 feet	Steel monopole – 120 to 175 feet; Steel lattice tower – 90 to 155 feet	Steel monopole – 120 to 185 feet
Span length	1350 feet	1350 feet	1350 feet
Structures per mile	4.2	4.2	4.2
ROW width	200 feet	200 feet	200 feet

Source: NPPD 2018, 2025

FEIS Table 3.1-4 is incorporated by reference into this SEIS, where the description of activities is the same but the changes in acreages are noted above in SEIS Table 3.1-2.

As described in SEIS Section 3.1.3, *Related Renewable Energy Projects*, indirect impacts of activities associated with the construction, maintenance, and operation of the related renewable energy projects are analyzed in SEIS Sections 3.2 through 3.17. Effects of these projects would be the same across all action alternatives. Analysis of these projects includes the construction of wind turbines, photovoltaic solar panels, transmission lines, cooling systems, access roads, surface impoundments,

1 electrical collector substations and transformer pads and other ancillary features (such as
2 generation tie lines). Vegetation clearing may be required for the permanent footprints of project
3 infrastructure and temporary work areas. Analysis of the operation and maintenance of the related
4 renewable energy projects includes intermittent construction and use of access roads or work areas
5 required for maintenance and repairs.

6 Due to the nature of indirect effects and the lack of detailed information about most of the related
7 renewable energy projects, analysis of these projects qualitatively describes the types of impacts
8 that would be anticipated to occur from construction, operation and maintenance, and
9 decommissioning generally, rather than at a project-specific level of detail. Where project areas are
10 known and specific effects on the resources in those areas can be identified, such effects are
11 included in the effects analysis for the related renewable energy projects.

12 Construction of the R-Project could result in increased electrical generation capacity for
13 Thunderhead (Appendix E, *NPPD Summary of Thunderhead Wind Energy Center Operations*);
14 therefore, the indirect effects of increased electrical generation capacity are analyzed in SEIS
15 Chapter 3. Because Thunderhead was constructed with an interconnection to a Western Area Power
16 Administration transmission line, as opposed to the interconnection to the R-Project anticipated in
17 the FEIS, construction (which is already completed) is not considered an indirect effect of the R-
18 Project. Thunderhead is currently approved to operate at 195 MW. Therefore, operation of
19 Thunderhead up to 195 MW is not considered an indirect effect of the R-Project. A temporary
20 agreement allows Thunderhead to operate at 300 MW under most conditions until the R-Project is
21 constructed and operational, at which point the project would consistently be able to operate at 300
22 MW (Appendix E). Because the R-Project would enable Thunderhead to permanently operate at 300
23 MW, this increase in generation capacity from 195 MW to 300 MW is analyzed as an indirect effect
24 of the R-Project in SEIS Chapter 3. Additionally, the Thunderhead project in its entirety is analyzed
25 as an existing wind facility in SEIS Chapter 4, *Effects in Addition to Environmental Consequences*.

26 **3.1.4.3 Significant Effects Determination**

27 FEIS Section 3.1.2 is incorporated by reference into the SEIS. Where appropriate, the SEIS includes
28 significance conclusions and determinations in the SEIS resource sections under the *Environmental*
29 *Consequences* subsections. Unless otherwise noted or described in the SEIS, the FEIS significance
30 determinations that are found in the separate *Effects Summary* subsections of the FEIS are
31 incorporated by reference into this SEIS.

Section 3.2

Geology, Mineral Resources, Paleontological Resources, and Soils

3.2.1 Affected Environment

3.2.1.1 Proposed Action and Alternatives

The information presented in FEIS Section 3.2.1, *Affected Environment*, about geologic, mineral, paleontological, and soil resources in the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

3.2.1.2 Related Renewable Energy Projects

The following sections describe the affected environment for geologic, mineral, paleontological, and soil resources for the related renewable energy projects study area.

Geology

The surficial geology of the related renewable energy projects study area is generally the same as that described in the FEIS for the proposed action and alternatives (primarily Cenozoic deposits in the western, northern, and central portion of the study area) but also includes older Paleozoic and Mesozoic sedimentary rocks in the eastern and southern portion of the study area. As described in FEIS Section 3.2.1.1, *Geology*, the Cenozoic terrestrial deposits are largely made up of the Sandhills and the Ogallala Group, which occupy much of the western and central portions of the study area, including Cheyenne County, Wheeler County, and Greeley County and the proposed Prairie Hills Wind project area. Holt County and Antelope County, in the northeastern portion of the study area, Mesozoic rocks are exposed in river valleys. Other geologic units, found in Holt County and the Thunderhead Wind Energy Center (Thunderhead) project area, include eolian deposits, such as the Peoria Loess. In Jefferson, Saline, and York Counties and the proposed Big Blue Nebraska project area, the surficial geology is made up of Paleozoic and Mesozoic rocks of primarily marine origin. Geologic units in this area include the Pierre Shale, the Niobrara Limestone, the Carlile Shale, the Greenhorn Limestone-Graneros Shale, and the Dakota Group. Information on aquifers underlying the study area is included in SEIS Section 3.3, *Water Resources*.

Mineral Resources

Mineral resources in the related renewable energy projects study area are described below.

- **Cheyenne County:** Mineral resources include aggregate (sand, gravel, and silt) at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Cheyenne County (University of Nebraska–Lincoln 2023).
- **Greeley County:** Mineral resources include aggregate (sand and gravel) and chalk at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Greeley County (University of Nebraska–Lincoln 2023).

- **Holt County:** Mineral resources include aggregate (sand, gravel, and silt) as well as sandstone at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Holt County (University of Nebraska–Lincoln 2023).
- **Jefferson County:** Mineral resources include aggregate (sand, gravel, and silt), clay, shale, limestone, and volcanic ash at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Jefferson County (University of Nebraska–Lincoln 2023).
- **Saline County:** Mineral resources include aggregate (sand, gravel, and silt) and limestone at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Jefferson County (University of Nebraska–Lincoln 2024).
- **Wheeler County:** Mineral resources include aggregate (sand and gravel) at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in Jefferson County (University of Nebraska–Lincoln 2024).
- **York County:** Mineral resources include aggregate (sand, gravel, and silt) found at abandoned, inactive, and active mineral mines and quarries. No oil, natural gas, or coal operations occur in York County (University of Nebraska–Lincoln 2023). There are no known mineral resource operations in the project areas for Prairie Hills Wind, Big Blue Nebraska, or Thunderhead.

18 Paleontological Resources

19 Nebraska is well known for its abundant paleontological resources, and the University of Nebraska
20 State Museum fossil collection contains more than 1 million specimens. Sediments deposited during
21 the Cenozoic (i.e., the past 65 million years) formed in a variety of terrestrial settings. In particular,
22 the Pleistocene glacial deposits that overlie much of Nebraska (excluding the far eastern counties)
23 have yielded many vertebrate fossils, including mammoths, bison, horses, elk, camels, and rodents.
24 Examples of older fossils from the Neogene (i.e., Miocene and Pliocene) include horse, rhinoceros,
25 bats, crane, and tortoise (UNSM 2023). Many of these fossils are remarkably preserved in ash beds
26 and rhinoceros beds of the Ashfall Fossil Beds State Historical Park (UNSM 2023; Paleontology
27 Portal 2023).

28 Examples of fossils discovered in surficial deposits during excavation for Nebraska highways include
29 65 animals from the early Miocene discovered at the Wildcat Hills sites during excavation for
30 Nebraska Highway 71 (Nebraska Department of Transportation 2023). The Potential Fossil Yield
31 Classification (PFYC) rating of these widespread fossiliferous Pleistocene and Neogene deposits in
32 the related renewable energy projects study area would be high. The University of Nebraska State
33 Museum (UNSM) (2023) provides records of fossils from Jefferson and Antelope Counties but does
34 not specifically note fossils from the other study area counties.

35 Soils

36 Soil characteristics for the related renewable energy projects study area were evaluated using data
37 obtained from the Natural Resources Conservation Service (NRCS) soils surveys (USDA, NRCS 2024)
38 for Antelope, Wheeler, Saline, Holt, Cheyenne, Jefferson, York, and Greeley Counties and for the
39 Prairie Hills Wind, Big Blue Nebraska, and Thunderhead project areas. Dominant soil orders in the
40 study area are Mollisols (i.e., soils with deep, high organic matter, nutrient-enriched surface soils) in
41 areas outside of the Sandhills and Entisols (i.e., soils that show minimal profile development other

1 than A Horizon), which are more predominant in the Sandhills where soils are generally very deep,
2 excessively drained, and often minimally altered from the parent materials.

3 **Erosion Potential**

4 Wind erodibility, K Factor,¹ T Factor,² and slope, were used to evaluate erosion potential. Generally,
5 susceptibility to water erosion is relatively low in the study area because of the highly permeable
6 nature of sandy soils, except where slopes are steep. Erosion potential can be summarized as
7 follows.

- 8 Most soils in the study area have a low to moderate susceptibility to erosion by wind, except for
9 Antelope, Wheeler, and Holt Counties and the Thunderhead project area, which are susceptible
10 to severe erosion by wind (Appendix G, *Soils Technical Supplement*, Tables 1 and 2).
- 11 Soils in Antelope, Greeley, Holt, and Wheeler Counties and the Thunderhead project area have a
12 low to moderate K Factor, indicating low to moderate potential to erode, whereas Jefferson,
13 Saline, and York Counties, and the Prairie Hills Wind (Custer County) and Big Blue Nebraska
14 (Jefferson County) proposed project areas have a high K Factor. Just over half of the soils in
15 Cheyenne County have a high K Factor, and the remaining soils have a low to moderate K Factor
16 (Appendix G, Tables 3 and 4).
- 17 The soil T Factor for the full study area is high, indicating deep soils least subject to the effects of
18 erosion (Appendix G, Tables 5 and 6).
- 19 Most land in the study area has slopes of less than 15%, except for the Prairie Hills Wind
20 proposed project area (58% slopes of greater than 15%) (Appendix G, Tables 7 and 8).

21 **Prime Farmland**

22 Prime farmland contains soils with the best physical and chemical characteristics for the production
23 of food, feed, forage, fiber, and oilseed crops (7 CFR 657.5(a)(1)). It has the soil quality, growing
24 season, and moisture supply needed to produce economically sustained high yields of crops when
25 treated and managed according to acceptable farming methods, including water management.
26 Undeveloped land with high crop production potential may be classified as prime farmland. The
27 State Conservationist can designate specific soil map units as farmland of statewide importance.

28 Appendix G, Tables 9 and 10, show the acres and percentage of prime farmland, prime farmland if
29 drained, prime farmland if irrigated, and farmland of statewide importance in the study area (USDA,
30 NRCS 2024). Prime farmland is primarily located in Antelope County (26%), Jefferson County
31 (64%), the Big Blue Nebraska proposed project area (64%), Saline County (71%), York County
32 (80%). Prime farmland if irrigated is located mostly in Cheyenne County (71%). Antelope County
33 has the greatest amount of farmland of statewide importance (26%). Most of the proposed Big Blue
34 Nebraska project area and the Thunderhead project area contain both prime farmland (64% and
35 17%, respectively) and farmland of statewide importance (20% and 25%, respectively). Most of

¹ K Factor is the index used to measure a soil's potential to erode and also the rate of runoff as measured compared to a standard condition. Soil K Factors can range from 0.02 to 0.6 (USDA 2001). Low K Factors were assumed to range from 0.02 to 0.25, moderate K Factors from 0.25 to 0.37, and high K Factors greater than 0.37.

² T Factor is an indicator of soil loss tolerance, or the amount of soil loss that can be tolerated for a soil to remain productive. T Factors are integer values from 1 to 5 tons per acre per year. A factor of 1 ton per acre per year is for shallow or otherwise fragile soils; 5 tons per acre per year is for deep soils that are least subject to erosion damage.

1 Greeley County (77%), Holt County (86%), and Wheeler County (96%), as well as the proposed
2 Prairie Hills Wind project area (91%), are not prime farmland.

3 **Soil Restoration Potential**

4 Soil restoration potential indicates the ability of soil to recover from degradation (i.e., restoring
5 functional and structural integrity after disturbance). Soil compaction potential, amount of hydric
6 soil, and a soil revegetation potential model were used to evaluate soil restoration potential for the
7 related renewable projects study area. Highly compactable soils represent a very small portion of
8 Cheyenne County (less than 1%), Greeley County (1%), Holt County (less than 1%), Wheeler County
9 (less than 1%), and the project areas for Prairie Hills Wind (3%) and Thunderhead (less than 1%)
10 (Appendix G, Tables 11 and 12). They comprise more of York County (14%), Jefferson County
11 (41%), Saline County (37%), and the Big Blue Nebraska proposed project area (49%) (Appendix G,
12 Tables 11 and 12). Hydric soils represent 1% or less of Cheyenne and Jefferson Counties, the
13 proposed Prairie Hills Wind and Big Blue Nebraska project areas, and the Thunderhead project area
14 (Appendix G, Tables 11 and 12). They represent slightly larger areas in Antelope County (4%),
15 Greeley County (2%), Saline County (3%), Wheeler County (10%), York County (5%), and Holt
16 County (11%) (Appendix G, Tables 11 and 12). Soil revegetation potential in the study area is high,
17 with at least 84% of the land in the study area rated as high, 0.25% rated as low to moderate, and
18 16% classified as unrated (Appendix G, Tables 13 and 14).

19 **3.2.2 Environmental Consequences**

20 **3.2.2.1 Proposed Action and Alternatives**

21 **No Action**

22 The effects of the no action alternative on geologic, mineral, paleontological, and soil resources
23 would be the same as presented in FEIS Section 3.2.2.1, *No-action Alternative*, and are incorporated
24 into this SEIS by reference.

25 **Proposed Action**

26 The types and intensity of effects of the proposed action on geologic, mineral, paleontological, and
27 soil resources would be the same as presented in FEIS Section 3.2.2.2, *Alternative A: Tubular Steel
28 Monopole and Steel Lattice Tower Structures*, with the following differences. Changes in the
29 estimated temporary disturbance area required for the proposed action would result in increased
30 disturbance to sensitive soils, prime farmland, and soils with limited restoration potential due to
31 droughty and hydric conditions (Tables 3.2-1 through 3.2-3). However, the avoidance and
32 minimization measures (AMM) described in the FEIS—with modifications described in SEIS Section
33 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project
34 and Revised HCP; Preferred Alternative)*—would apply, reducing effects. The duration and intensity
35 of effects would be the same as described for the FEIS proposed action (short and long term; low to
36 moderate intensity).

1

Table 3.2-1. Soil Erosion Factors, Proposed Action Disturbance Area^a

	Highly Wind Erodible ^b	High K Factor ^c	Low T Factor ^d	Slope >= 15%
Construction Yards/Staging Areas	69.6	13.5	0.0	0
Fly Yards/Assembly Areas	276.1	0.4	0.3	7.3
Lattice Tower Work Area	136.9	0.0	0.1	25.2
Monopole Work Area	226.2	27.6	4.4	26.4
Pulling and Tensioning Sites	337.5	16.1	4.3	40.0
Temporary Access Route	512.1	8.6	3.0	71.9
Total	1,558.3	66.2	12.1	170.8

2 ^aAs noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
3 areas do not reflect the 40-acre construction contingency included in the Revised HCP.

4 ^b The SSURGO database divides wind erodibility into eight groups, and this table assumed that Groups 1 through 4
5 represent high to moderately wind-erodible soils with rates ranging from greater than 310 tons per acre per year
6 (Group 1) to 86 tons per acre per year (Group 4). This table includes groups 1 to 4.

7 ^c K Factor is the index used to measure a soil's potential to erode and the rate of runoff as compared to a standard
8 condition. Soil K Factors can range from 0.02 to 0.6 (USDA 2001). This table defines high K Factor as greater than 0.37.

9 ^d T Factor is an indicator of soil loss tolerance, or the amount of soil loss that can be tolerated for a soil to remain
10 productive. The T Factors are integer values from 1 through 5 tons per acre per year, with the factor of 1 ton per acre
11 per year representing shallow or otherwise fragile soils and 5 tons per acre per year representing deep soils that are
12 least subject to damage by erosion. This table uses a loss tolerance of 2 tons per acre per year as a guideline.

13 Source: SSURGO 2023

Table 3.2-2. Prime Farmland,^a Proposed Action Disturbance Area^b

	All Areas are Prime Farmland	Prime Farmland if Drained	Farmland of Statewide Importance
Construction Yards/Staging Areas	25.6	0.0	0.0
Fly Yards/Assembly Areas	16.6	0.0	5.5
Lattice Tower Work Area	0.5	0.0	0.0
Monopole Work Area	49.2	4.1	2.8
Pulling and Tensioning Sites	31.2	0.6	0.0
Temporary Access Route	20.2	2.4	1.2
Total	143.3	7.1	9.6

15 ^a Prime farmland data from SSURGO (USDA, NRCS 2023)

16 ^b As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
17 areas do not reflect the 40-acre construction contingency included in the Revised HCP.

Table 3.2-3. Soil Restoration Factors, Proposed Action Disturbance Area^a

	Highly Compaction-Prone Soils ^b	Droughty Soils ^c	All Hydric Soils ^d
Construction Yards/Staging Areas	0.0	63.4	4.8
Fly Yards/Assembly Areas		190.8	26.1
Lattice Tower work area		122.3	5.8
Monopole work area	0.2	202.6	18.8

	Highly Compaction- Prone Soils ^b	Droughty Soils ^c	All Hydric Soils ^d
Pulling and Tensioning Sites	0.1	284.0	27.5
Temporary Access Route	0.0	431.7	34.7
Total	0.4	1,294.8	117.7

^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

^b Includes soils identified as compaction prone per SSURGO.

^c Droughty soils are assumed to include all coarse-textured soils and all soils with a drainage class of moderately to excessively well drained, per SSURGO.

^d Includes soils that are rated as being hydric, per SSURGO.

Source: SSURGO 2023

Alternative A (FEIS Proposed Action)

The effects of Alternative A on geologic, mineral, paleontological, and soil resources would be the same as presented in FEIS Section 3.2.2.2, and are incorporated into this SEIS by reference.

Alternative B (Steel Monopole Only, Proposed Action Route)

The types and intensity of effects of Alternative B on geologic, mineral, paleontological, and soil resources would be the same as presented in FEIS Section 3.2.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into this SEIS by reference. The estimated area of temporary disturbance for Alternative B is greater than under the proposed action, resulting in more potential disturbance to sensitive soils, prime farmland, and soils with limited restoration potential due to droughty and hydric conditions (Tables 3.2-4 through 3.2-6). The AMMs described in the FEIS would apply to Alternative B and would reduce these effects. Overall, the duration and intensity of the effects would be the same as described in the FEIS for Alternative B (short and long term; low to moderate intensity).

Table 3.2-4. Soil Erosion Factors, Alternative B Disturbance Area^a

	Highly Wind Erodible ^b	High K Factor ^c	Low T Factor ^d	Slope >= 15%
Construction Yards/Staging Areas	69.6	13.5	0.0	4.8
Monopole work area	766.0	27.6	5.1	44.7
Pulling and Tensioning Sites	419.8	16.1	4.4	34.0
Temporary Access Route	912.1	16.4	5.6	62.8
Total	2,167.5	73.6	15.0	146.3

^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

^b The SSURGO database divides wind erodibility into eight groups, and this table assumed that Groups 1 through 4 represent high to moderately wind-erodible soils with rates ranging from greater than 310 tons per acre per year (Group 1) to 86 tons per acre per year (Group 4). This table includes groups 1 to 4.

^c K Factor is the index used to measure a soil's potential to erode and the rate of runoff as compared to a standard condition. Soil K Factors can range from 0.02 to 0.6 (USDA 2001). This table defines high K Factor as greater than 0.37.

^d T Factor is an indicator of soil loss tolerance, or the amount of soil loss that can be tolerated for a soil to remain productive. The T Factors are integer values from 1 through 5 tons per acre per year, with the factor of 1 ton per acre per year representing shallow or otherwise fragile soils and 5 tons per acre per year representing deep soils that are least subject to damage by erosion. This table uses a loss tolerance of 2 tons per acre per year as a guideline.

Source: SSURGO 2023

1 **Table 3.2-5. Prime Farmland,^a Alternative B Disturbance Area^b**

	All Areas are Prime Farmland	Prime Farmland if Drained	Farmland of Statewide Importance
Construction Yards/Staging Areas	25.6		
Monopole work area	51.4	4.1	2.8
Pulling and Tensioning Sites	31.2	0.6	
Temporary Access Route	38.0	4.5	2.3
Total	146.3	9.2	5.1

2 ^a Prime farmland data from SSURGO (USDA, NRCS 2023)3 ^b As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
4 areas do not reflect the 40-acre construction contingency included in the Revised HCP.6 **Table 3.2-6. Soil Restoration Factors, Alternative B Disturbance Area^a**

	Highly Compaction-Prone Soils ^b	Droughty Soils ^c	All Hydric Soils ^d
Construction Yards/Staging Areas	0.0	63.4	4.8
Monopole work area	0.2	680.3	44.7
Pulling and Tensioning Sites	0.1	352.2	34.0
Temporary Access Route	0.1	767.4	62.8
Total	0.4	1,863.4	146.3

7 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
8 areas do not reflect the 40-acre construction contingency included in the Revised HCP.9 ^b Includes soils identified as compaction prone per SSURGO.10 ^c Droughty soils are assumed to include all coarse-textured soils and all soils with a drainage class of moderately to
11 excessively well drained, per SSURGO.12 ^d Includes soils that are rated as being hydric, per SSURGO.

13 Source: SSURGO 2023

14 **3.2.2.2 Related Renewable Energy Projects**

15 Effects on geologic, mineral, paleontological, and soil resources would be short and long term and
16 would range from low to moderate intensity. Short-term construction effects would be reclaimed
17 and revegetated after construction. Long-term impacts would occur where structures, surface
18 facilities, or access roads would be located for the duration of the projects. The analyses below
19 assume that AMMs in compliance with local, state, and federal laws and regulations would be
20 implemented during project construction, operation, and maintenance.

21 **Geology**

22 Effects on geologic resources from the construction of the related renewable energy projects would
23 consist of the displacement of soil and alteration of geologic features from earth-moving activities
24 during construction. The depth of foundations is not known at this time. The use of construction
25 vehicles and earth-moving equipment required for structure foundations and structure placement
26 would result in short-term, low-intensity effects on local surface geology from compaction near
27 unimproved roadbeds and on sensitive landscapes, especially if these impacts occur in areas with

1 compaction-prone soils. In general, compactable soils represent a very small portion of the study
2 area (8%) occurring mostly in York County (14%), Jefferson County (41%), Saline County (37%),
3 and the proposed Big Blue Nebraska (Jefferson County) project area (49%), which contain larger
4 amounts of compactable soils.

5 Operation and maintenance activities are not expected to affect surface or bedrock geology.

6 **Mineral Resources**

7 Although the precise locations of most of the related renewable energy projects are not known at
8 this time, it can be assumed future renewable energy projects would not cross any active mines or
9 quarries. However, construction, operation, and maintenance of future renewable energy projects
10 could potentially limit access to newly discovered aggregate resources and prevent the mineral
11 owner from developing those minerals in the future in that area. It is also possible that undiscovered
12 mineral resources may exist directly underneath the footprints of the related renewable energy
13 projects and that some types of resources would not be practically accessible for the life of the
14 projects, which would constitute a long-term, low-intensity effect on mineral resources. The types of
15 minerals that would be affected would be near-surface mineral material deposits (e.g., sand, gravel,
16 and silt).

17 Direct, short-term, low-intensity effects on mineral resources would occur in the unlikely event that
18 construction, operation, or maintenance activities were to temporarily prevent access to any newly
19 discovered mineral resources. If any mineral access issues occurred, they would occur during active
20 construction, in the form of road closures or other access restrictions while construction occurs in
21 specific areas.

22 No coal-resource mining or oil and natural gas well operations occur in the related renewable
23 projects study areas; therefore, operation of the related renewable energy projects would not affect
24 mineral extraction.

25 **Paleontological Resources**

26 Types of effects of the related renewable energy projects on paleontological resources would be
27 similar to those of the proposed action and alternatives. The geologic units affected by these projects
28 could have a PFYC rating of high, as geologic units with a rating of high are widespread in Nebraska
29 (Nebraska Department of Transportation 2023; UNSM 2023).

30 Construction activities such as site grading, establishing borrow areas, and excavating foundations
31 for turbines, control buildings, and electrical power conditioning facilities and substations would
32 include ground disturbance that could have long-term effects on paleontological resources. These
33 activities could occur in surficial geologic units with a PFYC rating of high or moderate. In addition,
34 even in locations where alluvial and sand deposits on the surface are too young to contain
35 paleontological resources, excavation could extend into the older geologic units, which are generally
36 more suitable for construction. Therefore, paleontological resources could be damaged or destroyed
37 by construction, resulting in the loss of potentially significant scientific data. Effects on
38 paleontological resources would be long term and of low to moderate intensity depending on site-
39 specific conditions and the AMMs implemented. Operation and maintenance activities are not
40 expected to affect paleontological resources, as they would primarily take place in already-disturbed
41 areas.

1 Soils

2 Similar to the proposed action and alternatives, the related renewable energy projects could result
3 in long-term effects on soils from the loss of surface lands and soil productivity and quality. Impacts
4 on soils at these sites, while permanent, would be localized to the boundaries of the project sites.
5 These effects would be long term and of low intensity.

6 Temporary surface disturbance from construction activities, such as tree clearing, excavating,
7 grading, topsoil segregation, and backfilling, would modify soils by disrupting soil stability, changing
8 vegetation cover that can reduce nutrient recycling, decreasing productivity, and increasing
9 compaction and rutting. Because bare soil with a surface layer that has been altered from its natural
10 condition is more susceptible to accelerated wind and water erosion than undisturbed soil, any
11 surface disturbance could degrade soil quality and productivity until vegetation or other ground
12 cover is established. Modification of vegetation types (e.g., converting a forested area to grassland)
13 would modify soil productivity and soil development. Although long-term soil productivity would be
14 altered, nutrient cycling would continue from the continual addition of leafy vegetation litter
15 associated with grass and low-growing shrub species and the effect would be of low to moderate
16 intensity depending on site-specific conditions.

17 Soil Erosion

18 Certain soils in the related renewable energy project study area would be more sensitive to soil
19 erosion, including those with high wind erodibility (Antelope County, Wheeler County, Holt County,
20 and the Thunderhead project area), high K Factor (Jefferson County, Saline County, York County, and
21 the proposed Prairie Hills Wind and Big Blue Nebraska project areas), and steep slopes (proposed
22 Prairie Hills Wind project area). These more erodible soils would be more susceptible to erosion
23 from surface-disturbing activities than nonsensitive (i.e., less erodible) soils.

24 The exact location and amount of soil disturbance for the related renewable energy projects,
25 including permanent access roads for maintenance, is currently unknown and would depend on site-
26 specific conditions, landowner negotiations, and the exact nature of the activities.

27 Prime Farmland

28 Where structure foundations are placed in prime and unique farmland, long-term effects would
29 occur in the form of lost soil resources and permanent removal of land from production. As
30 described above, prime farmland is primarily located in Antelope County, Jefferson County, Saline
31 County, York County, and the proposed Big Blue Nebraska (Jefferson County) project area. It is
32 unknown at this time if the related renewable projects would result in any loss of farmland;
33 nonetheless, because of the small footprint of projects, it is expected that the overall effects on prime
34 farmland, while long term, would be low intensity.

35 Construction activities associated with the related renewable projects could have short-term effects
36 on prime farmland soils if these soils became temporarily closed to agricultural activity during
37 construction. The temporary loss of these lands would be reversed when construction is completed
38 and soils are returned to production.

39 Overall, effects on prime farmland soils would be of low intensity.

1 **Soil Restoration Potential**

2 At least 84% of the soils in the related renewable energy project study area are classified as having a
3 high potential for revegetation due to the Sodium Absorption Ratio, Electrical Conductivity, and pH
4 attributes. Compaction-prone soils, defined as soils that have 28% or greater clay content in the top
5 20 inches and are more likely to exhibit reduced water/nutrient infiltration, represent only 8% of
6 the total related renewable energy project study area. Hydric soils, the disturbance of which can
7 result in a decreased water storage capacity, decreased porosity, and a decreased ability to replace
8 hydrophytic vegetation, represent only 6% of the study area. Therefore, the soil restoration and
9 revegetation potential in all areas is high, and effects would be short term and low intensity.

1

Section 3.3

2

Water Resources

3

3.3.1 Affected Environment

4

3.3.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.3.1, *Affected Environment*, about water resources in the
6 study area for the proposed action and alternatives is incorporated by reference into this SEIS with
7 changes based on updated information described below.

8 The Nebraska Department of Environment and Energy (NDEE) maintains a list of Clean Water Act
9 (CWA) Section 303(d) impaired waters in Nebraska, reporting changes to the list every 2 years, per
10 Section 305(b) of the CWA. The most recently EPA-approved NDEE *Nebraska Water Quality*
11 *Integrated Report* lists 22 surface waterbodies that occur in the study area (Table 3.3-1) (NDEE
12 2021). Impaired waterways may require pollution control and management strategies depending on
13 the cause of impairment (i.e., from the natural environment or human related). Of the seven
14 impaired waterways crossed by the proposed transmission line, two have impairments due to
15 natural causes and five are impaired due to pollutants.

16 Available FEMA mapped floodplain zone information was also obtained for the study area. Of the
17 nearly 4.5 million designated floodplain acres in the study area, only approximately 1.07 million
18 acres have been mapped and given designations by FEMA. Designations include 72,737 acres of high
19 risk areas (Zone A; 1% annual chance of flooding) and 997,511 acres of minimal flood hazards areas
20 (Zone X; less than 0.2% annual chance of flooding).

21 **Table 3.3-1. Impaired Surface Waters in the Study Area for the Proposed Action and Alternatives**

Waterbody	Cause of Impairment	Use Group	Crossed by Proposed Transmission Line
Birdwood Creek	<i>Escherichia coli</i>	Recreation	X
Calamus Reservoir	Fish consumption advisory (mercury); chlorophyll a (total nitrogen and phosphorus)	Aquatic life	--
Calamus River	<i>Escherichia coli</i> Naturally high temperature	Recreation Aquatic life	X --
Clearwater Creek	<i>Escherichia coli</i>	Recreation	--
Dismal River	<i>Escherichia coli</i>	Recreation	X
Ditch No. 2	<i>Escherichia coli</i>	Recreation	--
East Hershey Lake	Fish consumption advisory (mercury)	Aquatic life	--
East Sutherland Lake	Fish consumption advisory (mercury)	Aquatic life	--
Elkhorn River	<i>Escherichia coli</i>	Recreation	--
Fremont Slough	Impaired aquatic community (unknown)	Aquatic life	--

Waterbody	Cause of Impairment	Use Group	Crossed by Proposed Transmission Line
Goose Lake	Fish consumption advisory (mercury)	Aquatic life	--
Grove Lake (WMA)	Chlorophyll (Total Nitrogen, Total Phosphorus)	Aquatic life	--
Hershey Lake	Fish consumption advisory (mercury)	Aquatic life	--
Middle Loup River	<i>Escherichia coli</i>	Recreation	X
	Naturally high temperature	Aquatic life	--
North Fork Dismal River	<i>Escherichia coli</i>	Recreation	--
North Loup River	Naturally high temperature	Aquatic life	X
	<i>Escherichia coli</i>	Recreation	--
North Platte River	Temperature (naturally elevated)	Aquatic life	X
Plainview Country Club Lake	<i>Escherichia coli</i>	Recreation	--
South Fork Dismal River	<i>Escherichia coli</i>	Recreation	--
South Fork Elkhorn River	<i>Escherichia coli</i>	Recreation	--
Sutherland Reservoir	Fish consumption advisory (hazard index compounds)	Aquatic life	--
Sutherland Reservoir Outlet Canal	Fish consumption advisory (hazard index compounds- PCBs, mercury)	Aquatic life	X
Unnamed Creek (Sec 11-14N-31W) - Headwaters to Sec 5-14N-31W	Impaired aquatic community (unknown)	Aquatic life	--
Unnamed Creek (Sec 31-14N-33W)	<i>Escherichia coli</i>	Recreation	--
Walnut Creek Lake (2A)	Fish consumption advisory (mercury), pH(total nitrogen, total phosphorus)	Aquatic life	--
West Birdwood Creek	<i>Escherichia coli</i>	Recreation	--

1 Source: NDEE 2021

2 3.3.1.2 Related Renewable Energy Projects

3 Surface Waters

4 The related renewable energy projects study area is in portions of the following U.S. Geological
 5 Survey (USGS) sixth level hydrologic unit code (HUC-6) basins: Big Blue, Elkhorn, Lewis and Clark
 6 Lake, Loup, Lower Platte, North Platte, Niobrara, South Platte. The study area intersects 26 HUC-8
 7 subbasins (USGS 2023). The proposed Big Blue Nebraska and Prairie Hill Wind projects and the
 8 existing Thunderhead Wind Energy Center (Thunderhead) project occur in portions of three USGS
 9 HUC-6 basins (Big Blue, Elkhorn, and Loup) and intersect six HUC-8 subbasins (USGS 2023).

10 The following rivers occur in the study area: the Elkhorn River and its north and south branches, Big
 11 Blue River and its west fork, Cedar River, Keya Paha River, Little Blue River, Niobrara River, and
 12 North Loup River. The descriptions of the Cedar, Elkhorn, and North Loup Rivers in FEIS Section 3.3
 13 are incorporated by reference into this SEIS.

1 In addition to the counties described in the FEIS, the Elkhorn River also occurs in Antelope County. It
2 flows southeast through the middle of the county and serves as the primary drainage basin in the
3 county; approximately 37.8 miles of the river occur in Antelope County. It has several tributaries,
4 including the South Fork Elkhorn River (82.5 miles long) and Cache Creek (36 miles long), which
5 originate and converge with the Elkhorn River in Holt County. Clearwater Creek, which originates in
6 Wheeler County, flows generally east for approximately 40 miles before it converges with the
7 Elkhorn River in Antelope County.

8 The Niobrara River originates in eastern Wyoming and flows 568 miles east through northern
9 Nebraska, eventually converging with the Missouri River at Niobrara, Nebraska. This confluence is
10 approximately 13 miles east of the study area. In the study area, the river flows along the northern
11 border of Holt County. The river is braided with sandbars and vegetated islands through this reach
12 (Schneider et al. 2011). The Niobrara River is fed by springs and precipitation runoff and serves as
13 the primary drainage for the northern Sandhills; two dams regulate river water management
14 (Schneider et al. 2011). The Keya Paha River, which originates in South Dakota and flows southeast
15 into Nebraska, touches the northern border of the study area where it merges with the Niobrara
16 River. Less than 150 feet of the river overlaps with the study area.

17 The Big and Little Blue Rivers are in eastern Nebraska, where they flow southeast out of the state
18 and converge in Kansas. The Big Blue and West Fork Big Blue Rivers originate in central Nebraska.
19 The West Fork Big Blue River, located between the Little and Big Blue Rivers, flows east 75 miles to
20 its confluence with the Big Blue River in northeastern Saline County north of Crete, Nebraska. The
21 Big Blue River is approximately 359 miles long. Both rivers have curving channels, are forested
22 along much of their length, and supply water to agricultural fields. In the study area, the Big Blue
23 River crosses the northwest corner of York County and the West Fork Big Blue River occurs in the
24 southern quarter of the county. The Big Blue River flows south through the very eastern portion of
25 Saline County. Larger tributaries of the Big Blue River include Cub Creek and Big Indian Creek; both
26 originate in Jefferson County and flow northeast to the Big Blue River. Turkey Creek is a larger
27 tributary in Saline County; it flows east and south through the county.

28 The Little Blue River is southwest of the Big Blue River and the West Fork Big Blue River. It flows
29 245 miles southeast to its confluence with the Big Blue River. Passing through Jefferson County, the
30 river is fed by both precipitation runoff and groundwater sources (Little Blue Natural Resources
31 District 2011). The river has a meandering channel with exposed sandbars, wooded or shrubby
32 vegetation, and occasional breaks and bluffs lining its banks (Schneider et al. 2011).

33 Other named and unnamed rivers, streams, and other linear water features (e.g., canals, ditches)
34 occur in the study area. Table 3.3-2 shows the miles of streams, rivers, and other linear water
35 features in the counties that contain related renewable energy projects without known project
36 areas: Antelope, Cheyenne, Greeley, Holt, Jefferson, Saline, Wheeler, and York.

1 **Table 3.3-2. Miles of Streams, Rivers, and Other Linear Water Features, Related Renewable Energy**
 2 **Projects Study Area, by County**

County	Description	Total Miles	Percent of Stream Miles (by County)
Antelope	Ephemeral Stream	<1.0	0.0%
	Intermittent Stream	967.5	78.3%
	Perennial Stream	182.4	14.8%
	Stream/River, Type Undetermined	0.2	0.0%
	Other ^a	85.8	6.4%
	<i>Antelope County Total</i>	1,235.9	--
Cheyenne	Intermittent Stream	1,486.9	88.5%
	Perennial Stream	68.3	4.1%
	Other ^a	125.8	7.5%
	<i>Cheyenne County Total</i>	1,681.0	--
Greeley	Intermittent Stream	1,261.8	87.9%
	Perennial Stream	29.0	2.0%
	Other ^a	144.1	10.0%
	<i>Greeley County Total</i>	1,434.9	--
Holt	Ephemeral Stream	0.8	0.0%
	Intermittent Stream	1,878.7	68.0%
	Perennial Stream	601.8	21.8%
	Stream/River, Type Undetermined	0.1	0.0%
	Other ^a	282.4	10.2%
	<i>Holt County Total</i>	2,763.8	--
Jefferson	Stream/River: Intermittent	1,408.9	86.7%
	Stream/River: Perennial	91.2	5.6%
	Other ^a	123.9	7.6%
	<i>Jefferson County Total</i>	1,624.0	--
Saline	Stream/River: Intermittent	1,359.0	84.3%
	Stream/River: Perennial	68.2	4.2%
	Other ^a	185.1	11.5%
	<i>Saline County Total</i>	1,612.2	
Wheeler	Stream/River: Intermittent	146.3	56.0%
	Stream/River: Perennial	61.2	23.4%
	Stream/River: Type Undetermined	3.0	1.2%
	Other ^a	50.8	19.4%
	<i>Wheeler County Total</i>	261.3	--
York	Intermittent Stream	950.7	85.6%
	Perennial Stream	82.7	7.4%
	Other ^a	77.7	7.0%
	<i>York County Total</i>	1,111.1	--

County	Description	Total Miles	Percent of Stream Miles (by County)
Total	Ephemeral Stream	0.9	<0.1%
	Intermittent Stream	9,642.6	80.9%
	Perennial Stream	1,185.9	9.9%
	Stream/River, Type Undetermined	3.4	Less than 0.1%
	Other^a	1,088.4	9.1%
	<i>Study Area Total</i>	<i>11,921.2</i>	--

1 Source: USGS 2023

2 ^a Includes artificial paths, aqueducts, canals, connectors, ditches, and siphons.

3 Table 3.3-3 shows the miles of streams, rivers, and other linear water features in the proposed
4 project areas for Prairie Hills Wind and Big Blue Nebraska, and the existing project area for
5 Thunderhead. The Prairie Hills Wind project area includes all or portions of 11 creeks and streams,
6 totaling 196.9 miles. The Big Blue Nebraska project area includes 4 creeks, totaling 84.8 miles. Two
7 of four creeks in the Big Blue Nebraska project area are associated with Big Indian Creek and Cub
8 Creek and their reservoir systems. The Thunderhead project area includes all or portions of 4 creeks
9 and streams, totaling 52.6 miles. The study area contains 11,921.2 miles of linear water features,
10 with Holt County having the most miles (2,763.8 miles, 23% of total study area miles). Intermittent
11 stream types account for 9,642.6 miles (81% of total study area miles).

12 **Table 3.3-3. Miles of Streams, Rivers, and Other Linear Water Bodies in the Related Renewable
13 Energy Projects Study Area, Project Areas**

Project	Description	Total Miles	Percent of Stream Miles (by Project)
Big Blue Nebraska	Intermittent Stream	75.2	88.7%
	Perennial Stream	2.0	2.4%
	Other ^a	7.6	8.9%
	<i>Big Blue Nebraska Total</i>	<i>84.8</i>	--
Prairie Hills Wind	Intermittent Stream	182.9	92.9%
	Perennial Stream	1.1	0.6%
	Other ^a	12.8	6.5%
	<i>Prairie Hills Wind Total</i>	<i>196.9</i>	--
Thunderhead	Intermittent Stream	45.7	84.6%
	Perennial Stream	4.6	8.4%
	Other ^a	3.8	7%
	<i>Thunderhead Total</i>	<i>54.1</i>	--

14 Source: USGS 2023

15 ^a Includes artificial paths, aqueducts, canals, connectors, ditches, and siphons.

16 The study area contains over 160 named lakes, ponds, and reservoirs and over 8,500 smaller
17 unnamed waterbodies, totaling 25,440.2 acres. The largest of these waterbodies is Dora Lake in Holt
18 County (452 acres). Table 3.3-4 presents the total acreage of waterbodies by county. Holt County
19 has the highest acreage of ponds, lakes, marshes, and similar waterbodies, given the county's
20 location in the Sandhills and proximity to the Niobrara River. As described in FEIS Sections 3.3.1.1

1 and 3.4, *Wetlands*, high water tables and lack of surface drainage in the Sandhills allow for more
2 ponds and wetlands to form in this region.

3 **Table 3.3-4. Total Acreages of Lakes, Reservoirs, Ponds, and Wetlands in the Related Renewable
4 Energy Projects Study Area, by County**

County	Description	Total Acreage	Percent Total Acreage (by County)
Antelope	Lake/Pond: Uncategorized	66.4	5.0%
	Lake/Pond Intermittent	82.9	6.2%
	Lake/Pond: Perennial	994.3	74.7%
	Reservoir	54.9	4.1%
	Swamp/Marsh	132.0	9.9%
	<i>Antelope County Total</i>	<i>1,330.6</i>	--
Cheyenne	Lake/Pond: Uncategorized	7.5	1.0%
	Lake/Pond: Intermittent	552.7	76.1%
	Lake/Pond: Perennial	137.4	18.9%
	Reservoir	10.2	1.4%
	Swamp/Marsh	18.7	2.6%
	<i>Cheyenne County Total</i>	<i>726.3</i>	--
Greeley	Lake/Pond: Perennial	1,258.7	98.0%
	Reservoir	24.0	1.9%
	Swamp/Marsh	1.9	0.1%
	<i>Greeley County Total</i>	<i>1,284.5</i>	--
Holt	Lake/Pond: Uncategorized	368.7	3.5%
	Lake/Pond: Intermittent	63.7	0.6%
	Lake/Pond: Perennial	6,248.2	59.1%
	Reservoir	58.2	0.6%
	Swamp/Marsh	3,826.6	36.2%
	<i>Holt County Total</i>	<i>10,565.4</i>	--
Jefferson	Lake/Pond: Uncategorized	33.9	1.2%
	Lake/Pond: Intermittent	<0.1	<0.1%
	Lake/Pond: Perennial	2,699.2	95.0%
	Reservoir	82.5	2.9%
	Swamp/Marsh	24.8	0.9%
	<i>Jefferson County Total</i>	<i>2,840.4</i>	--
Saline	Lake/Pond: Uncategorized	245.3	8.8%
	Lake/Pond: Intermittent	0.4	<0.1%
	Lake/Pond: Perennial	2,486.3	88.9%
	Reservoir	63.3	2.3%
	<i>Saline County Total</i>	<i>2,795.4</i>	--

County	Description	Total Acreage	Percent Total Acreage (by County)
Wheeler	Lake/Pond: Uncategorized	85.1	3.3%
	Lake/Pond: Perennial	1,438.6	56.6%
	Reservoir	70.1	2.8%
	Swamp/Marsh	948.6	37.3%
	<i>Wheeler County Total</i>	2,542.4	--
York	Lake/Pond: Uncategorized	8.4	0.3%
	Lake/Pond: Perennial	1,510.9	47.8%
	Reservoir	246.1	7.8%
	Swamp/Marsh	1,394.7	44.1%
	<i>York County Total</i>	3,160.1	--
Total	--	25,245.1	--

1 Source: USGS 2023

2 Table 3.3-5 shows surface waterbodies in the known project areas for Prairie Hills Wind, Big Blue
 3 Nebraska, and Thunderhead. The proposed Prairie Hills Wind project area includes three unnamed
 4 open water bodies totaling 195.0 acres. The proposed Big Blue Nebraska project area includes 10
 5 open water bodies totaling 279.2 acres, six of which are associated with Big Indian Creek and Cub
 6 Creek and their reservoir systems. The Thunderhead project area includes five open water bodies,
 7 including one reservoir in Holt County totaling 7.0 acres and four unnamed water bodies in Antelope
 8 and Wheeler Counties totaling 49.8 acres.

9 **Table 3.3-5. Total Acreages of Lakes, Reservoirs, Ponds, and Wetlands in the Related Renewable
 10 Energy Projects Study Area, Project Areas**

Project	Description	Total Miles	Percent of Stream Miles (by Project)
Big Blue Nebraska	Lake/Pond: Perennial	267.6	95.8%
	Lake/Pond: Uncategorized	4.4	1.5%
	Reservoir	7.3	2.7%
	<i>Big Blue Nebraska Total</i>	279.2	--
Prairie Hills Wind	Lake/Pond: Perennial	169.0	86.7%
	Reservoir	1.5	0.8%
	Swamp/Marsh	24.5	12.6%
	<i>Prairie Hills Wind Total</i>	195.0	--
Thunderhead	Lake/Pond: Perennial	48.3	97.0%
	Reservoir	0.5	1.0%
	Swamp/Marsh	1.0	2.0%
	<i>Thunderhead Total</i>	49.8	--

11 Source: USGS 2023

1 As of 2020, there were 28 impaired streams and rivers and 20 impaired lakes and reservoirs in the
2 study area, including the following (NDEE 2021).

- 3 • Antelope County: Five stream segments (91.1 miles); three waterbodies (58.5 acres)
- 4 • Cheyenne County: Two stream segments (76.0 miles)
- 5 • Greeley County: Two stream segments (31.0 miles); one waterbody (135.9 acres)
- 6 • Holt County: 16 stream segments (237.9 miles); two waterbodies (186.3 acres)
- 7 • Jefferson County: Five stream segments (67.1 miles); eight waterbodies (167.1 acres)
- 8 • Saline County: Five stream segments (113.1 miles); four waterbodies (161.5 acres)
- 9 • Wheeler County: One stream segment (5.3 miles); one waterbody (26.8 acres)
- 10 • York County: Five stream segments (102.8 miles); two waterbodies (41.3 acres)

11 Of the known and proposed project areas, only Big Blue Nebraska and Prairie Hills Wind have
12 impaired waterbodies. The proposed Big Blue Nebraska project area has one impaired lake (22.8
13 acres) and one impaired stream (2.0 miles). The proposed Prairie Hills Wind project area has one
14 impaired stream (0.5 mile).

15 Causes of impairment present in these streams and waterbodies include impaired aquatic
16 community (unknown), *Escherichia coli* (*E. coli*), Atrazine (May–June), Chlorophyll, total nitrogen
17 and phosphorus, algae toxins (microcystin), chlorophyll, pH, mercury, and temperature (naturally
18 elevated) (NDEE 2021). Because NDEE completes analyses of surface waters in Nebraska every
19 2 years, impaired waterbodies and their causes will change over time.

20 **Groundwater**

21 Groundwater in the related renewable energy projects study area originates from the Dakota and
22 Ogallala Aquifers. The description of the Ogallala Aquifer in FEIS Section 3.3.1.2, *Groundwater*, is
23 incorporated by reference. The Ogallala Aquifer occurs throughout the majority of Nebraska,
24 including all of Antelope, Cheyenne, Custer, Greeley, Wheeler, and York counties, and the majority of
25 Holt County. It occurs under the northern third of Jefferson County. The aquifer is closest to the
26 surface in Antelope, Holt, and Wheeler counties, where depth to water is 0 to 50 feet, although in
27 some areas the aquifer is deeper due to the sand dunes. In other counties, the depth to water is
28 closer to 100 or 200 feet, with average depth to the aquifer the deepest in Cheyenne and Jefferson
29 counties (Gutentag et al. 1984).

30 The Dakota Aquifer (also called the Maha Aquifer) is a secondary aquifer underlying most of
31 Nebraska, with only counties in the extreme southeastern corner and central-eastern edges of the
32 state excluded from its extent. All counties in the related renewable energy projects study area
33 overly the Dakota Aquifer. While most of the aquifer is confined, there are portions which are
34 unconfined. The Dakota Aquifer is closer to the surface in the eastern portion of Nebraska, where it
35 connects to surface waterbodies in several locations, including sites in central and southern
36 Jefferson County in the Little Blue River watershed. (Divine and Sibray 2017; Little Blue Natural
37 Resource District 2011). The aquifer is deeper underground (up to 3,500 feet) in the western part of
38 the state and fewer wells tap the aquifer in this region. These differences in geomorphic position, as
39 well as characters of the bedrock layers through the aquifer affect how the aquifer recharges and its
40 water qualities. The geology associated with the aquifer contributes to higher dissolved solids, salt,

1 and sulfur content in the water. As result, the Dakota Aquifer is more often used as a secondary
2 water source (Little Blue Natural Resource District 2011). Details about geology in the study area
3 can be found in SEIS Section 3.2.2.1, *Geology*.

4 In the proposed Prairie Hills Wind project area, all of which overlies the Ogallala Aquifer, depth to
5 the Ogallala Aquifer water is around 100 to 200 feet (Gutentag et al. 1984). The proposed Big Blue
6 Nebraska project overlies 0.5 acres of the Ogallala Aquifer, where average depth to the aquifer water
7 is between 100 and 200 feet (Gutentag et al. 1984). However, a Lower Big Blue Natural Resources
8 District monitoring well 0.6 mile north of the project area boundary indicates depth to groundwater
9 between 21 and 41 feet below land surface datum (Lower Big Blue Natural Resources District 2023).
10 The proposed Big Blue Nebraska project area also overlies shallower but confined portions of the
11 Dakota Aquifer, where average depth to aquifer water is about 90 feet (Divine and Sibray 2017;
12 Miller and Appel 1997).

13 **Floodplains**

14 LANDFIRE floodplain vegetation types were used to map floodplains for the related renewable
15 energy projects study area. There are 22,244.8 acres of floodplain vegetation in the study area
16 (Table 3.3-6) (LANDFIRE 2020). The only known project area that contains floodplain vegetation is
17 the proposed Big Blue Nebraska project area (216.1 acres).

18 **Table 3.3-6. Acreages of Floodplains in the Related Renewable Energy Projects Study Area**

19 County or Project Area	Floodplain Vegetation (acres)
Antelope County	1,195.6
Holt County	4,937.0
Jefferson County	6,223.4
Saline County	9,785.6
York County	103.2
Total	22,244.8

20 Source: LANDFIRE 2020

21 FEMA floodplain data are available for a portion of the study area. The primary FEMA mapped
22 floodplain zones are associated with the Keya Paha, North Platte, North Loup, Calamus, Little Blue,
23 and West Fork Big Blue Rivers (FEMA 2023). Tables 3.3-7 and 3.3-8 present the acreages of FEMA
floodplain zones by county and in the known and proposed project areas, respectively.

24 **Table 3.3-7. FEMA Mapped Floodplain Zone Designations^a in the Related Renewable Projects
25 Study Area, by County**

County		A	AE	X	No Data
Antelope	Acres	0	0	1	549,183.3
	%	0	0	<0.1	99.9
Cheyenne	Acres	4.1	0	26	765,157.1
	%	<0.1	--	<0.1	99.9
Greeley	Acres	17,833.60	0	347,092.50	29
	%	4.9	--	95.1	<0.1

County		A	AE	X	No Data
Holt	Acres	124.9	0	56.9	1,546,446.0
	%	<0.1	--	<0.1	99.9
Jefferson	Acres	32,976.90	2,801.40	332,924.00	221.1
	%	9	0.8	90.1	<0.1
Saline	Acres	0	0	<0.1	368,713.4
	%	0	0	<0.1	99.9
Wheeler	Acres	9,847.00	0	176,094.20	182,219.1
	%	2.8	0	45.4	51.7
York	Acres	34,827.90	1,527.20	331,462.90	444.8
	%	9.5	0.4	90	0.10%
Total		95,615.60	4,328.50	1,187,677	3,453,357.7
		%	2	<0.1	25.1
					72.8

1 Source: FEMA 2023

2 ^a FEMA Flood Designations: A = High risk areas with 1% annual chance of flooding; AE = High risk areas where base
3 flood plain elevations are provided; X = Area of minimal flood hazard (protected by a levee from a 100-year flood or
4 has a 0.2% annual chance of annual flooding); No data = Mapping has not occurred or no digital data is available5 **Table 3.3-8. FEMA Mapped Floodplain Zone Designations^a in the Related Renewable Projects
6 Study Area, Project Areas**

Project Name		A	X	No Data
Big Blue Nebraska	Acres	1,494.9	19,048.7	0
	%	7.3	92.7	--
Prairie Hills Wind	Acres	1.1	19.5	40,943.9
	%	<0.1	<0.1	99.9
Thunderhead	Acres	0.2	16,039.6	44,822.2
	%	<0.1	26.4	73.6
Total		1,496.3	35,107.8	85,766.1
		%	1.2	28.7
				70

7 Source: FEMA 2023

8 ^a FEMA Flood Designations: A = High risk areas with 1% annual chance of flooding.; X = Area of minimal flood hazard
9 (protected by a levee from a 100-year flood or has a 0.2% annual chance of annual flooding); No data = Mapping has
10 not occurred or no digital data is available

11 **3.3.2 Environmental Consequences**

12 **3.3.2.1 Proposed Action and Alternatives**

13 **No Action Alternative**

14 The effects of the no action alternative on water resources would be the same as presented in FEIS
15 Section 3.3.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

1 **Proposed Action**

2 Types and intensity of effects of the proposed action on water resources would be the same as
3 presented in FEIS Section 3.3.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower*
4 *Structures*, and are incorporated into this SEIS by reference, except for the following differences.

5 **Surface Waters**

6 The proposed action would cross one more stream than the FEIS proposed action (Gracie Creek, an
7 intermittent/perennial stream), resulting in a negligible change in effects on sediment, surface
8 water drainage and surface water flow and volume, stream channel stability, and water quality. The
9 Revised HCP includes avoidance and mitigation measures that will reduce potential effects on
10 surface waters. Additionally, NPPD would be required to comply with all applicable federal, state,
11 and regional water quality regulations. The duration and intensity of effects on surface water would
12 be the same as described for the FEIS proposed action (short and long term, low intensity).

13 **Groundwater**

14 The types and intensity of effects on groundwater quality, including the Ogallala Aquifer, would be
15 the same as those described for the FEIS proposed action.

16 In addition to effects on groundwater quality, excavation associated with the installation of steel
17 monopole towers in areas with low depth-to-groundwater sources could alter natural groundwater
18 flow. If steel monopole structures were installed in these shallow areas, they could alter the
19 horizontal flow of groundwater in the system, resulting in elevated groundwater levels upstream of
20 the obstruction and depleted groundwater levels downstream. This could affect recharge of
21 groundwater-dependent downstream land cover types. Use of temporary roads could result in
22 localized soil compaction, resulting in decreased soil moisture and water infiltration. However, these
23 short-term effects would be reduced by avoidance and mitigation measures included in the Revised
24 HCP, such as implementation of a stormwater pollution prevention plan (SWPPP) and associated
25 best management practices (BMPs) and the reclamation of temporary access areas following
26 completion of construction. Additionally, NPPD would be required to comply with all applicable
27 federal, state, and regional water quality regulations. Overall, these short- and long-term effects on
28 groundwater quantity and flow would be of low intensity.

29 **Floodplains**

30 Changes in the estimated temporary disturbance areas required for the proposed action would
31 result in a decrease in the estimated area of effects on floodplain vegetation types compared to the
32 FEIS proposed action (Table 3.3-9). An estimated 11.0 acres of floodplain vegetation types would be
33 affected during construction by temporary access routes, steel monopole work areas, and pulling
34 and tensioning sites. Of the mapped portions of the proposed action disturbance areas, estimated
35 temporary disturbance to Zone A (high risk areas with 1% chance annual flooding) would constitute
36 approximately 49.6 acres (Table 3-3.10). The difference in the estimated temporary disturbance
37 would not change the intensity of effects described for the FEIS proposed action (short and long
38 term, low intensity).

1 **Table 3.3-9. Estimated Temporary Disturbance^a of Floodplain Vegetation Types,^b Proposed Action
2 (acres)**

Project Component	Acres of Temporary Disturbance
Monopole Work Areas	4.2
Pulling and Tensioning Sites	4.9
Temporary Access Route	2.2
Total Acres	11.3

3 Source: LANDFIRE 2020

4 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
5 areas do not reflect the 40-acre construction contingency included in the Revised HCP.6 ^b Land cover types include Western Great Plains Floodplain Forest and Woodland and Western Great Plains
7 Floodplain Herbaceous.8 **Table 3.3-10. Estimated Temporary Disturbance^a of FEMA Mapped Floodplain Zone Designations,^b
9 Proposed Action (acres)**

Project Component	A	X	No Data
Construction Yards/Staging Areas	--	34.0	50.3
Fly Yards/Assembly Areas	--	117.0	161.6
Lattice Tower Work Areas	1.3	78.3	57.8
Monopole Work Areas	16.9	86.1	159.2
Pulling and Tensioning Sites	15.0	168.5	175.4
Temporary Access Route	16.5	267.4	242.9
Total Acres	49.7	751.3	847.2

10 Source: FEMA 2023

11 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
12 areas do not reflect the 40-acre construction contingency included in the Revised HCP.13 ^b FEMA Flood Designations: A = High risk areas with 1% annual chance of flooding; X = Area of minimal flood hazard
14 (protected by a levee from a 100-year flood or has a 0.2% annual chance of annual flooding); No data = Mapping has
15 not occurred or no digital data is available.16

Alternative A (FEIS Proposed Action)

17 The effects of Alternative A on water resources, including surface water, groundwater, and
18 floodplains, would be the same as presented in FEIS Section 3.3.2.2 and are incorporated into this
19 SEIS by reference. Effects on groundwater quantity and flow would be the same as under the
20 proposed action.21

Alternative B (Steel Monopole Only, Proposed Action Route)

22 Types and intensity of effects on water resources, including surface water, groundwater, and
23 floodplains, would be the same as presented in FEIS Section 3.3.2.3, *Alternative B: Tubular Steel*
24 *Monopole Structures Only*, and are incorporated into this SEIS by reference. Effects on surface water
25 and groundwater resources would be greater under Alternative B than the proposed action because
26 of the greater estimated temporary and permanent disturbance areas. Effects on floodplains under
27 Alternative B would also be greater than under the proposed action because of changes in the
28 estimated area of temporary and permanent disturbance to floodplain vegetation types and FEMA

1 mapped floodplain zones (Tables 3.3-11 and 3.3-12). However, most effects would be temporary
2 and the intensity of these short- and long-term effects would be the same as described in the FEIS
3 for Alternative B (low intensity).

4 **Table 3.3-11. Estimated Temporary Disturbance^a of Floodplain Vegetation Types,^b Alternative B**
5 **(acres)**

Project Component	Acres of Temporary Disturbance
Monopole Work Areas	4.2
Pulling and Tensioning Sites	4.9
Temporary Access Route	4.1
Total Acres	13.2

6 Source: LANDFIRE 2020

7 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
8 areas do not reflect the 40-acre construction contingency included in the Revised HCP.

9 ^b Land cover types include Western Great Plains Floodplain Forest and Woodland and Western Great Plains
10 Floodplain Herbaceous.

11 **Table 3.3-12. Estimated Temporary Disturbance^a of FEMA Mapped Floodplain Zone Designations,^b**
12 **Alternative B (acres)**

Project Component	Acres of Temporary Disturbance		
	A	X	No Data
Construction Yard/Staging Areas	--	34.0	50.3
Monopole Work Areas	22.9	397.2	384.1
Pulling and Tensioning Sites	15.6	214.8	211.1
Temporary Access Route	30.2	474.0	435.4
Total Acres	68.7	1,120.0	1,080.9

13 Source: FEMA 2023

14 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
15 areas do not reflect the 40-acre construction contingency included in the Revised HCP.

16 ^b FEMA Flood Designations: A = High risk areas with 1% annual chance of flooding; X = Area of minimal flood hazard
17 (protected by a levee from a 100-year flood or has a 0.2% annual chance of annual flooding); No data = Mapping has
18 not occurred or no digital data is available.

19 **3.3.2.2 Related Renewable Energy Projects**

20 **Surface Water**

21 Construction of the related renewable energy projects could alter surface water flow (i.e., runoff,
22 discharge, and drainage patterns) during surface-disturbing construction activities. Duration and
23 intensity of effects would depend on the proximity of the project to surface water resources and
24 whether the construction was temporary (e.g., bridges or culverts to cross streams during
25 construction, temporary access points, vegetation removal) or permanent (e.g., permanent
26 structures that impede or change water flow through an area).

27 Sedimentation could occur from increased bare ground or changes to slope leading to erosion.
28 Increased sedimentation can alter or block water flow. Standard operating procedures, and
29 implementation of a SWPPP and associated BMPs, in accordance with NDEE National Pollutant

1 Discharge Elimination System permitting regulations, would reduce spills and provide guidance on
2 proper clean-up of pollutants and hazardous materials, reducing impacts on surface water
3 resources. These would also reduce potential changes to water flow systems.

4 Conversely, if solar projects are sited in croplands they may have a localized beneficial effect on
5 surface water, due to the beneficial effects of fallowing: lack of ploughing allows for development of
6 soil biology; increased year-round cover reduces sediment runoff; and water quality in the region
7 may be improved from the reduction in non-point source fertilizer, herbicide, and pesticide runoffs.

8 Surface water effects could result from accidental spills and leaking fuels and fluids from mechanical
9 equipment, accidental release of wastewater, and sedimentation. Chemical contamination could
10 result from herbicides, pesticides, and chemicals used for cleaning equipment can runoff into
11 surface water. Incidental release of chemicals through water runoff from structures may affect
12 surface water quality. Although it is possible these effects could occur once the projects are
13 operational, most of these types of effects would occur during project construction and be limited to
14 areas around facilities, turbines, and solar arrays. Additionally, construction of the related
15 renewable energy projects would require water for construction (e.g., road and vehicle
16 maintenance, fugitive dust management, building, and water for workers), which could be sourced
17 from surface waterbodies. The amount of water used and resulting impact on surface water supplies
18 would depend on project size and duration. Water usage, if sourced from surface waters, could lead
19 to reduced downstream flow, but the duration of water usage would be short term and limited to
20 project construction.

21 Construction of related renewable energy projects would result in short-term, low- to moderate-
22 intensity effects on surface water, while the operation and maintenance of renewable energy
23 projects would result in long-term, low-intensity effects.

24 **Groundwater**

25 Construction of the related renewable energy projects could affect groundwater quality.
26 Groundwater sources near or at the surface could be affected by spilled and leaking fuels and fluids
27 from mechanical equipment, accidental release of wastewater, and sedimentation. Chemical
28 contamination of groundwater sources near the surface could occur from herbicides, pesticides, and
29 chemicals used for maintenance could leach into ground water, affecting groundwater quality.
30 Potential effects would be greatest during project construction and limited to areas around facilities,
31 turbines, and solar arrays. Effects would be more likely to occur and be greater in areas where there
32 is no or low depth to groundwater. These would include portions of Holt County and other sites in
33 the Sandhills where the Ogallala Aquifer is close to the surface, and Jefferson County where the
34 Dakota Aquifer breaches the surface. Effects would be less in other portions of the related
35 renewable energy projects study area, where groundwater and aquifers are confined or deeper
36 below the surface.

37 The effects on surface flow systems discussed above can also affect groundwater sources. Where
38 surface water and groundwater sources are connected hydrologically, increased or decreased
39 surface flow can cause depletion or recharging of groundwater resources. As described in SEIS
40 Section 3.3.2.1, *Proposed Action and Alternatives*, excavation associated with the installation of
41 renewable energy infrastructure in areas with low depth-to-groundwater sources could alter
42 natural groundwater flow and affect recharge. Soil compaction and decreases in soil moisture may
43 lead to decreased infiltration rates, affecting groundwater sources. Placement of renewable energy

1 structures and supporting infrastructure away from intersections of groundwater and surface water
2 sources would reduce negative impacts on these systems. Further, implementation of a SWPPP and
3 associated BMPs would reduce potential impacts on groundwater systems. As described previously
4 for surface waters, construction of the related renewable energy projects would require use of water
5 for construction, which could be sourced from groundwater. Effects on groundwater would depend
6 on project size and duration but would be short term and limited to project construction.

7 Potential effects on the Ogallala Aquifer from the proposed Prairie Hills Wind project would be
8 minimal due to depth to the aquifer (100 to 200 feet below land surface; Gutentag et al. 1984). The
9 proposed Big Blue Nebraska project also overlies both the Ogallala and the Dakota aquifers. A
10 portion of the project occurs over the Ogallala aquifer and near a location where the groundwater
11 table is within 20 to 50 feet of the land surface (Gutentag et al. 1984). Effects on the Ogallala Aquifer
12 would be low given the relatively limited amount of surface disturbance associated with the
13 renewable energy projects, low probability of a chemical spill contaminating groundwater, and the
14 depth of the aquifer below the surface being below the depth at which foundations for facilities
15 would be installed. Potential effects on the Dakota Aquifer would be minimal because the aquifer is
16 confined.

17 Construction of related renewable energy projects would result in short-term, low-intensity effects
18 on groundwater, while the operation and maintenance of renewable energy projects would result in
19 long-term, low-intensity effects.

20 **Floodplains**

21 The related renewable energy projects could have the same types of effects on floodplain vegetation
22 as the proposed action and alternatives. The area of estimated disturbance to floodplains cannot be
23 known at the time of preparation of this SEIS, given the limited information available about project
24 locations and footprints. However, it is assumed that developers would site both solar farms and
25 wind turbines outside of floodplains due to best practices, and in accordance with applicable
26 floodplain development restrictions (e.g., regional permitting requirements for developments in
27 100-year floodplains). Therefore, the construction and operation of related renewable energy
28 projects are expected to result in long-term, low-intensity effects.

3 **3.4.1 Affected Environment**

4 Federal regulations and policies regarding wetlands have changed since the FEIS. On January 28,
5 2023, the Environmental Protection Agency (EPA) and the United States Army Corp of Engineers
6 (USACE) released a revised definition of “Waters of the United States” (WOTUS) (33 CFR 328.3),
7 which came into effect March 20, 2023. The new definition expanded what were considered WOTUS
8 and provided guidance for surface waters that do not meet the WOTUS definition. However,
9 portions of this definition became invalid following the U.S. Supreme Court’s decision in the *Sackett*
10 *v. Environmental Protection Agency* on May 25, 2023. In response, agencies developed a conforming
11 rule, which amended the January 2023 revised definition. The amendment, titled “Revised Definition
12 of ‘Waters of the United States;’ Conforming” became effective on September 8, 2023. Further, 27
13 states (including Nebraska) entered litigation with federal agencies regarding the January 2023 rule.
14 As a result, agencies in these states are interpreting WOTUS consistent with pre-2015 regulatory
15 regimes and the *Sackett* decision until further notice (EPA 2023). The *Sackett* decision determined
16 that WOTUS are streams, rivers, lakes, and oceans with standing or flowing water and have relative
17 permanence on the landscape; wetlands are considered a WOTUS when they have “a continuous
18 surface connection” to WOTUS water bodies with no clear boundary between the two (EPA 2023).
19 Neither the revised WOTUS definition nor Nebraska’s current practice of interpreting WOTUS
20 consistent with the *Sackett* decision and the pre-2015 regulatory regime affects Executive Order
21 11990 *Protection of Wetlands* or the *Swampbuster Provisions* of the Food Security Act, both of which
22 provide additional protection to wetlands and were discussed in FEIS Section 3.4, *Wetlands*.

23 The State of Nebraska’s *Wetland Program Plan* was most recently updated in 2019 and provides
24 direction for managing the protection and restoration of wetlands in Nebraska (Lagrange 2019).
25 Part of the program includes updating geospatial data of the state’s wetland inventory utilizing the
26 Service’s National Wetlands Inventory (NWI) data and sampling wetland complexes throughout the
27 state (FWS 2023). The Service updates NWI data on a regular basis.

28 **3.4.1.1 Proposed Action and Alternatives**

29 The information presented in FEIS Section 3.4.1, *Affected Environment*, about wetlands in the study
30 area for the proposed action and alternatives is incorporated by reference into this SEIS.

31 **3.4.1.2 Related Renewable Energy Projects**

32 There are approximately 320,039 acres of NWI-mapped wetlands in the related renewable energy
33 projects study area. These include palustrine (286,176 acres), lacustrine (3,482 acres), and riverine
34 (29,783.5 acres) wetlands. Table 3.4-1 shows the wetland types and their total acreages in the study
35 area counties. Table 3.4-2 shows the wetland types and acreages present in the proposed project
36 areas for the Prairie Hills Wind and Big Blue Nebraska projects and the existing project area for the
37 Thunderhead Wind Energy Center (Thunderhead). The proposed Prairie Hills Wind project area
38 contains a total of 597 wetland acres, composed of riverine wetlands (433 acres) and palustrine
39 wetlands (164 acres). The proposed Big Blue Nebraska wind project area contains 504 wetland

1 acres, composed of lacustrine (139 acres), palustrine (289 acres), and riverine (76 acres) wetland
2 types. The Thunderhead project area contains 769 wetland acres, composed of palustrine (656
3 acres) and riverine (113 acres).

4 Wetland types present in the study area but not described in FEIS Section 3.4.1 include the following
5 (Cowardin et al. 1979):

- 6 • Lacustrine littoral wetlands (L2) include non-deepwater habitats (areas less than 8.2 feet)
7 below low water or to the boundary of nonpersistent emergent, whichever is greater. Dominant
8 vegetation types include emergent vascular and moss species, lichen, shrubs, and trees.
9 Examples of L2 wetlands include playa lakes and permanently inundated lakes and reservoirs.
- 10 • Palustrine farmed wetlands (Pf)¹ are small wetlands that have been physically disturbed by
11 agricultural crop production. If left disturbed, wetland vegetation may reestablish in the area.
- 12 • Palustrine unconsolidated shore wetlands (PUS) are often adjacent to other wetlands but may
13 also be bordered by uplands, and may be ephemeral, intermittent, or perennial. This wetland
14 type has unvegetated shorelines aside from pioneer species; adjacent vegetation beyond the
15 shoreline will include trees, shrubs, and emergent plants.
- 16 • Riverine upper perennial wetlands (R3) and riverine unknown perennial wetlands (R5) have
17 flowing water year-round and are bound within a channel. R3 wetlands have few or no
18 floodplains and vegetation is limited to species that can withstand high water velocity. R5
19 wetlands are those for which the distinction between lower perennial wetlands and upper
20 perennial wetlands cannot be made via remote sensing and no supplementary data is available.
21 Vegetation adjacent to upper riverine systems is typically forested or scrub-shrub types.

22 As shown in FEIS Figure 3.4-1, yearly precipitation amounts in Nebraska vary from 14 to 35 inches,
23 with eastern Nebraska receiving the most annual precipitation. Wetland type, acreage, and density
24 reflects this trend, with eastern counties in the study area having more wetlands than the drier west
25 (based on acreage). Differences in acreages of wetlands between the study area counties can be
26 attributed to greater precipitation amounts in eastern Nebraska and the higher number of drainage
27 systems in those counties. Holt County has the most wetland acres due to its location in the sandhills
28 and the presence of two major rivers in the county.

29 Wetlands in Nebraska are divided spatially into 14 complexes, first described by Gersib (1991).
30 Lagrange (2005) further refined boundaries of the complexes and wetland acreages found therein
31 and identified 7 complexes in need of conservation. Of the 14 complexes, 6 overlap the study area.
32 The Sandhills Wetland complex occurs in the Sandhills Ecoregion, which was discussed in FEIS
33 Section 3.5, *Vegetation*. The remaining five wetland complexes include Southwest Playas (Cheyenne
34 County), Central Table Playas (Custer County), Rainwater Basin (Jefferson and York counties),
35 Sandhills Borders (Holt County), and Niobrara (Holt County) (Lagrange 2022). Characteristics of the
36 Sandhills Borders complex are the same as the Sandhills Wetlands complex and occurs along the
37 Elkhorn and Niobrara Rivers (Lagrange 2022). Common benefits to all complexes include habitat for
38 migratory birds. Threats common to all complexes include alteration by humans such as draining for
39 agriculture, sedimentation, and changes to hydrology (Lagrange 2022).

40 The Central Table and Southwest Playa complexes occur in central and southwest Nebraska. They
41 are characterized by intermittent small wetlands (less than 5 acres) that are filled by seasonal

¹ The term “farmed wetlands” is synonymous with atypical situations as noted in Chapter 5 of the Great Plains Regional Supplement to the Corps of Engineers Wetland Delineation Manual (USACE 2010).

1 runoff. Although the geology and topography of the two complexes are different, it is thought that
2 the Central Table Playas could be a historical extension of the Southwest Playas (Lagrange 2022).

3 The Niobrara River wetland complex occurs along its namesake in northern Nebraska. Wetlands in
4 this complex are a mix of wet meadows and riverine types. Water sources included precipitation
5 runoff and springs (Lagrange 2022; Schneider et al. 2011). In addition to providing migratory bird
6 habitat, the wetlands also support the river through flood and drought mediation, and water
7 filtration (Lagrange 2022).

8 The Rainwater Basin is a large wetland complex in south-central and southeastern Nebraska.
9 Wetlands in this complex are varied in size and are fed by precipitation runoff. Watersheds tend to
10 be closed in this area, and the clay-based substrate allows wetlands to hold water for longer periods.
11 These wetlands also benefit groundwater recharge and flood mitigation (Lagrange 2022).

1 **Table 3.4-1. Wetland Types in the Related Renewable Energy Projects Study Area by County**

Description (Cowardin Type ^a)	Antelope		Cheyenne		Greeley		Holt		Jefferson		Saline		Wheeler		York		Total	
	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%
Lacustrine																		
Lacustrine limnetic unconsolidated bottom (L1UB)	35.1	25.3	0.0	0.0	6.2	100.0	0.0	0.0	437.9	50.3	499.2	97.6	79.8	61.5	75.9	100.0	1,134.2	32.6
Lacustrine littoral aquatic bed (L2AB)	104.0	74.7	0.0	0.0	0.0	0.0	1,680.9	96.1	374.1	43.0	12.2	2.4	47.6	36.6	0.0	0.0	2,218.9	63.7
Lacustrine littoral unconsolidated bottom (L2UB)	0.0	0.0	0.0	0.0	0.0	0.0	59.5	3.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	59.5	1.7
Lacustrine littoral unconsolidated shore (L2US)	0.0	0.0	0.0	0.0	0.0	0.0	9.0	0.5	58.2	6.7	0.0	0.0	2.4	1.9	0.0	0.0	67.2	2.0
<i>Total Lacustrine</i>	<i>139.2</i>	<i>--</i>	<i>0.0</i>	<i>--</i>	<i>6.2</i>	<i>--</i>	<i>1,749.4</i>	<i>--</i>	<i>870.2</i>	<i>--</i>	<i>511.4</i>	<i>--</i>	<i>129.9</i>	<i>--</i>	<i>75.9</i>	<i>--</i>	<i>3,482.2</i>	<i>--</i>
Palustrine																		
Palustrine aquatic bed (PAB)	913.4	9.9	112.9	3.0	1,139.7	27.9	2,668.5	1.3	1,396.9	25.1	1,645.0	34.8	580.5	1.1	715.4	10.4	9,172.4	3.4
Palustrine aquatic bed/emergent (PAB/EM)	0.0	0.0	0.0	0.0	0.0	0.0	568.1	0.3	1.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	569.2	0.2
Palustrine emergent (PEM)	7,560.2	82.4	3,171.7	85.6	2,204.8	53.9	194,736.2	96.8	1,807.7	32.5	1,452.2	--	49,603.9	97.5	4,769.1	69.2	65,305.7	92.7
Palustrine emergent/aquatic bed (PEM/AB)	0.0	0.0	0.0	0.0	0.0	0.0	438.7	0.2	1.2	0.0	0.9	0.0	0.0	0.0	0.0	0.0	440.8	0.2
Palustrine emergent/forested (PEM/FO)	0.0	0.0	0.0	0.0	0.0	0.0	121.7	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	121.7	0.1
Palustrine emergent/scrub-shrub (PEM/SS)	0.0	0.0	0.0	0.0	36.0	0.9	50.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	86.9	0.0
Palustrine farmed (Pf)	0.0	0.0	0.0	0.0	0.0	0.0	0.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.6	0.0
Palustrine forested (PFO)	165.5	1.8	54.8	1.5	257	6.3	620.3	0.3	1,664.7	29.9	1,288.7	27.3	53.3	0.1	781.6	11.3	4,885.9	1.7
Palustrine forested/emergent (PFO/EM)	0.0	0.0	0.0	0.0	0.1	0.0	49.0	0.0	30.4	0.5	0.0	0.0	0.0	0.0	0.0	0.0	79.5	0.1
Palustrine forested/scrub-shrub (PFO/SS)	0.0	0.0	0.0	0.0	30.9	0.8	168.1	0.1	31.3	0.6	4.1	0.1	0.0	0.0	0.0	0.0	234.3	0.1

Description (Cowardin Type ^a)	Antelope		Cheyenne		Greeley		Holt		Jefferson		Saline		Wheeler		York		Total	
	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%	Acres	%
Palustrine scrub-shrub (PSS)	149.7	1.6	3.4	0.1	292.9	7.2	1,007.30	0.5	164.0	3.0	62.8	1.3	536.6	1.1	21.2	0.3	2,237.7	0.8
Palustrine scrub-shrub/emergent (PSS/EM)	3.9	0.1	0.0	0.0	2.4	0.1	39.7	0.0	15.0	0.3	2.3	0.1	0.0	0.0	0.0	0.0	63.3	0.0
Palustrine scrub-shrub/forested (PSS/FO)	0.0	0.0	0.0	0.0	0.0	0.0	214.6	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	214.6	0.1
Palustrine scrub-shrub/Unconsolidated shore (PSS/US)	0.0	0.0	0.0	0.0	0.0	0.0	203.5	0.1	27.0	0.5	0.0	0.0	0.0	0.0	0.0	0.0	230.4	0.1
Palustrine unconsolidated bottom (PUB)	351.7	3.8	27.0	0.1	19.0	0.5	223.9	0.1	375.2	6.7	263.7	5.6	65.0	0.1	585.8	8.5	1,911.3	0.7
Palustrine unconsolidated shore (PUS)	24.9	0.3	334.4	9.0	105.6	2.6	67.9	0.0	46.3	0.8	5.1	0.1	15.6	0.0	16.5	0.2	616.4	0.2
Palustrine unconsolidated shore/scrub-shrub (PUS/SS)	0.0	0.0	0.0	0.0	0.0	0.0	5.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	5.5	0.0
<i>Total Palustrine</i>	9,169.4	--	3,704.1	--	4,088.4	--	201,184.4	--	5,560.8	--	4,724.6	--	50,854.8	--	6,889.6	--	86,176.3	--
Riverine																		
Riverine lower perennial unconsolidated bottom (R2UB)	776.7	20.6	113.3	3.3	627.2	15.8	3,037.6	30.4	575.2	19.3	811.5	28.0	322.4	53.3	378.1	18.2	6,642.1	22.4
Riverine lower perennial unconsolidated shore (R2US)	691.1	18.3	0.0	0.0	422.2	10.7	2,688.2	26.9	374.9	12.5	41.3	1.4	114.2	18.9	18.9	0.9	4,354.3	14.7
Riverine upper perennial unconsolidated shore (R3US)	0.0	0.0	0.0	0.0	0.0	0.0	3.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.4	0.0
Riverine intermittent streambed (R4SB)	2,283.4	60.5	3,332.5	95.9	2,782.3	70.3	4,087.5	40.9	1,967.6	65.9	1,963.3	67.7	170.9	27.8	1,634.9	78.7	18,222.2	61.0
Riverine unknown perennial unconsolidated bottom (R5UB)	25.9	0.7	29.1	0.8	126.1	3.2	184.2	1.8	69.9	2.3	85.0	2.9	0.2	0.0	44.6	2.1	565.0	1.9
<i>Total Riverine</i>	3,777.2		3,474.9	--	3,957.8	--	10,000.9	--	2,987.7	--	2,901.1		607.6		2,076.5	--	29,783.5	--

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2
3

Source: FWS 2023

^a Cowardin et al. 1979

Note: Column totals may not equal the sum of the cells due to rounding errors.

1 **Table 3.4-2. Wetland Types in the Related Renewable Energy Projects Study Area, Project Areas**

Description (Cowardin Type ^a)	Prairie Hills Wind		Big Blue Nebraska		Thunderhead	
	Acres	%	Acres	%	Acres	%
Lacustrine						
Lacustrine limnetic unconsolidated bottom (L1UB)	0.0	0.0	58.6	42.2	0.0	0.0
Lacustrine littoral aquatic bed (L2AB)	0.0	0.0	80.3	57.8	0.0	0.0
<i>Total Lacustrine</i>	0.0	0.0	138.9	--	0.0	0.0
Palustrine						
Palustrine aquatic bed (PAB)	79.7	48.6	23.5	8.1	86.4	13.2
Palustrine emergent/aquatic bed (PEM/AB)	1.1	0.7	0.0	0.0	0.0	0.0
Palustrine emergent/forested (PEM/FO)	2.0	1.2	0.0	0.0	0.0	0.0
Palustrine emergent (PEM)	39.2	23.9	168.2	58.1	564.6	86.1
Palustrine forested (PFO)	11.6	7.0	21.6	7.5	2.8	0.4
Palustrine scrub-shrub (PSS)	3.2	2.0	5.3	1.8	0.0	0.0
Palustrine unconsolidated bottom (PUB)	1.4	0.9	65.4	22.6	1.5	0.2
Palustrine unconsolidated shore (PUS)	25.8	15.7	5.4	1.9	0.6	<0.1
<i>Total Palustrine</i>	164.0	--	289.4	--	656.0	--
Riverine						
Riverine intermittent streambed (R4SB)	404.0	93.3	72.4	95.8	112.8	100.0
Riverine unknown perennial unconsolidated bottom (R5UB)	29.2	6.7	3.2	4.2	0.0	0.0
<i>Total Riverine</i>	433.2	--	75.6	--	112.8	--

2 Source: FWS 2023

3 ^a Cowardin et al. 1979

4 Note: Column totals may not equal the sum of the cells due to rounding errors.

3.4.2 Environmental Consequences

3.4.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on wetlands would be the same as presented in FEIS Section 3.4.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

Proposed Action

The types of effects of the proposed action on wetlands would be the same as presented in FEIS Section 3.4.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, except for the following differences. Table 3.4-3 summarizes the estimated area of temporary disturbance to wetlands and hydric soils² from the proposed action. Under the proposed action, there could be greater temporary disturbance from temporary access routes to some wetland types and hydric soils than estimated for the FEIS proposed action. The proposed action would include the same avoidance and minimization measures (AMMs) described in the FEIS that would reduce the intensity of effects on wetlands. The intensity of these short-term effects would be the same as described for the FEIS proposed action (low to moderate intensity).

Table 3.4-3. Estimated Temporary Disturbance^a of Wetlands, Proposed Action (acres)

Project Activity	Palustrine Emergent	Palustrine Forested	Palustrine Shrub/ Scrub	Riverine (R2, R3, and R5)	Hydric Soils	Total
Construction Yards/Staging Areas	3.8	0.0	0.0	0.0	4.8	8.6
Fly Yards/Assembly Areas	6.0	0.0	0.0	0.0	26.1	32.1
Lattice Tower Work Area	5.3	0.0	0.0	0.0	5.8	11.1
Monopole Work Area	16.1	1.1	0.0	0.4	18.8	36.4
Pulling and Tensioning Sites	18.4	0.0	0.0	0.9	27.5	46.8
Temporary Access Route	27.5	0.4	<0.1	0.3	34.7	62.9
Total	77.1	1.5	<0.1	1.6	117.7	197.9

Source: FWS 2023

^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

The proposed transmission line structures would span most wetlands, avoiding most direct permanent impacts on wetlands. However, as noted in FEIS Section 3.4, NPPD estimates that 0.006 acre of permanent fill of wetlands would occur from structure foundations. For those permanent impacts, NPPD would comply with applicable Clean Water Act (CWA) permitting requirements. There could be long-term impacts from the removal of trees in wetland areas of the right-of-way. FEIS Section 3.4.2.2 analyzed 1.5 acres of tree clearing in wetlands for the FEIS proposed action. The area removed under the proposed action may change slightly compared to the FEIS proposed action

² Potential impacts on hydric soils are discussed further in SEIS Section 3.2, *Geology, Mineral Resources, Paleontological Resources, and Soils*.

1 due to the reroute at O'Fallon's Bluff, which changes the location of the crossing of the South Platte
2 River, but the area would be similar to that analyzed in the FEIS. Overall, long-term effects on
3 wetlands would be the same as described for the FEIS proposed action (low intensity).

4 **Alternative A (FEIS Proposed Action)**

5 The effects of Alternative A on wetlands would be the same as presented in FEIS Section 3.4.2.2 and
6 are incorporated into this SEIS by reference. Minor changes in potential acreage disturbed as result
7 of updated wetland delineation boundaries would not change the intensity of effects on wetlands
8 compared to the FEIS.

9 **Alternative B (Steel Monopole Only, Proposed Action Route)**

10 The types of effects of Alternative B on wetlands would be the same as presented in FEIS Section
11 3.4.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into this SEIS by
12 reference. Table 3.4-4 summarizes the estimated temporary disturbance to wetlands and hydric
13 soils resulting from Alternative B. Potential effects from temporary disturbance would be greater
14 under Alternative B than the proposed action, but as described for the proposed action, disturbance
15 from construction activities would follow applicable CWA permitting requirements and AMMs
16 would be the same as those described in the FEIS. The overall intensity of short-term effects would
17 be the same as described in the FEIS for Alternative B (low to moderate intensity).

18 **Table 3.4-4. Estimated Temporary Disturbance^a of Wetlands, Alternative B (acres)**

Project Activity	Palustrine Emergent	Palustrine Forested	Palustrine Shrub-Scrub	Riverine (R2, R3, and R5)	Hydric Soils	Total
Construction Yards/Staging Areas	3.8	0.0	0.0	0.0	4.8	8.6
Monopole Work Area	39.1	1.1	0.0	0.4	44.7	85.3
Pulling and Tensioning Sites	21.1	0.0	0.0	0.9	34.0	56.0
Temporary Access Route	51.0	0.8	<0.1	0.6	62.8	115.2
Total	115.0	1.9	<0.1	1.9	146.3	265.1

19 Source: FWS 2023

20 ^aAs noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance
21 areas do not reflect the 40-acre construction contingency included in the Revised HCP.

22 Similar to the proposed action, transmission line structures would span most wetlands, avoiding
23 most direct permanent impacts on wetlands. However, 0.047 acre of permanent fill from the
24 placement of tower structures would occur in wetlands, and NPPD would be required to comply
25 with the CWA. Long-term effects would be of low intensity under Alternative B.

26 **3.4.2.2 Related Renewable Energy Projects**

27 Construction of the related renewable energy projects could result in both short- and long-term
28 effects on wetlands. While project structures (e.g., wind turbines, solar arrays) would typically not
29 be built on wetlands, associated infrastructure such as access roads, transmission lines, and facilities
30 could directly and indirectly affect wetlands. The types and intensity of effects from construction
31 would be similar to those described for water resources (SEIS Section 3.3), as wetlands typically
32 occur in conjunction with surface water bodies. Potential impacts on wetland vegetation would be

1 similar to those detailed in SEIS Section 3.5, *Vegetation*, and include change in vegetative cover,
2 spread of invasive plants, and exposure to pollutants and hazardous materials.

3 Construction of the related renewable energy projects could result in disturbance of wetlands,
4 which are present in the related renewable energy projects study area (Tables 3.4-1 and 3.4-2). The
5 amount of disturbance would be project specific and cannot be defined in this SEIS. However, it is
6 possible that the related renewable energy projects would result in temporary or permanent
7 disturbance. This would occur through direct disturbance (i.e., grading, placement of a structure in a
8 wetland) or sedimentation caused by erosion, which would constitute long-term but localized, low-
9 to moderate-intensity effects. Sedimentation could extend beyond the immediate project footprint
10 and cause indirect effects on wetlands, as substrates are carried downstream by water. Siltation can
11 impair wetland function by decreasing water retention and volume, which could indirectly affect
12 wetland vegetation through loss of seed banks and competition with upland species. The duration
13 and intensity of this indirect impact would depend on proximity of the project to the wetland, and
14 on the types of restoration and any AMMs (e.g., stormwater pollution prevention plans and
15 associated best management practices) employed by project developers. Generally, measures to
16 control erosion from construction sites would limit the effects of sedimentation on wetlands to low
17 intensity.

18 Construction activities could also result in impacts on wetland hydrology, the types and intensity of
19 which would be project specific. Installation of culverts or bridges over drainages could alter
20 hydrology and flow regime, affecting the size of both upstream and downstream wetlands. Access
21 roads could also affect wetlands, and effects could be permanent or temporary, depending on
22 whether access roads are restored following construction or kept indefinitely for maintenance.
23 Construction of buildings or solar arrays could change surface water flow by diverting water or
24 changing runoff and groundwater percolation rates. These changes in hydrology can also lead to
25 changes in wetland vegetation and hydric soils, as both are dependent on the presence of water.
26 Long-term impacts on wetland hydrology would depend on the type and size of the project and
27 infrastructure type and would be of low to moderate intensity.

28 AMMs implemented for water resources and soils (e.g., stormwater pollution prevention plans and
29 associated best management practices would also protect wetlands and hydric soils. Developers
30 may adopt other measures to reduce impacts on wetland resources. Additionally, required
31 compliance with state and federal legal authorities like the CWA, Executive Order 11990, *Protection*
32 of Wetlands, the *Swampbuster Provisions* of the Food Security Act, and Nebraska Department of
33 Environment and Energy regulations may prevent or reduce the removal of wetlands as part of the
34 permitting process.

1

2

Section 3.5 Vegetation

3

3.5.1 Affected Environment

4

3.5.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.5.1, *Affected Environment*, about land cover and
6 vegetation types in the study area for the proposed action and alternatives is incorporated by
7 reference into this SEIS with the following differences.

8 Since the FEIS was published, the Bovee Fire affected a portion of the study area near Thedford,
9 Nebraska. The fire started in the Nebraska National Forest in early October 2022, approximately 17
10 miles southeast of Thedford, Nebraska. The fire burned both privately owned and federally managed
11 lands, comprising a total of 19,000 acres (Nebraska Public Media 2023). Because the fire occurred
12 after publication of the FEIS, the land cover in the burned areas might be different than that
13 reported in the FEIS, which draws from data published prior to this fire. Of particular relevance is
14 the forested area burned. The FEIS identified 13,996 acres of forested land in the study area (0.3%
15 of the total study area), and the Bovee Fire reportedly burned approximately 5,000 acres of the
16 Nebraska National Forest.

17 The Nebraska Invasive Species Program run by the Nebraska Invasive Species Council, maintains
18 lists of invasive plants found in Nebraska, including the State Noxious, State Watch List, and County
19 Designated lists. FEIS Table 3.5-2 lists noxious weeds and their occurrence for counties in the study
20 area; all but one plant in that table is currently included on either the State Noxious, State Watch, or
21 County Designated lists (Nebraska Cooperative Fish & Wildlife Research Unit 2023). The perennial
22 pepperwort (*Lepidium latifolium*), listed in the FEIS as State Noxious, has been recategorized as an
23 established invasive plant, meaning that while the plant does not threaten Nebraska resident well-
24 being, it should be prevented from spreading into new areas. Two new plants were added to the
25 State or County lists: plumeless thistle (*Carduus acanthoides*, state noxious), and yellow flag iris (*Iris*
26 *pseudacorus*, State Watch List Category 2 and County Noxious – Lincoln).

27 The U.S. Department of Agriculture (USDA) also regulates noxious weeds through the Animal and
28 Plant Health Inspection Service Federal noxious weed program. This program's primary purpose is
29 to prevent introduction of new noxious weed species in the United States and regulates species
30 listed on the Federal Noxious Weed List (USDA 2010). Although none of the species on this list are
31 on the Nebraska State Noxious list, the state list categorizes several federal watch list species as
32 Future Invasive plants, indicating that while the species have no known occurrences in Nebraska,
33 they would pose an ecological risk to the region if introduced. These species include giant salvinia
34 (*Salvinia molesta*), hydrilla (*Hydrilla verticillata*), and water hyacinth species (*Eichhornia* spp.).
35 Additionally, the USDA Federal Seed Act of 1939 (Ch. 615, Section 1, 53 Stat. 1275.), which prohibits
36 the transportation of noxious plants and seeds between states, maintains a list of prohibited and
37 restricted noxious plants for each state (USDA 2023a). The act also directs the USDA to compile an
38 annual national list of noxious weed seeds (USDA 2023a). Many of these species are included on the
39 2010 Federal Noxious Weed List. None of the noxious weed seeds listed under the Federal Seed Act
40 national list occur on the Nebraska State Noxious, Watch, or County Designated lists.

1 3.5.1.2 Related Renewable Energy Projects

2 Ecoregions

3 FEIS Section 3.5.1 provides descriptions of four of the six Level III ecoregions that overlap with the
4 related renewable energy project study area: Nebraska Sand Hills, Northwestern Glaciated Plains,
5 Central Great Plains, and Western High Plains. Tables 3.5-1 and 3.5-2 provide a breakdown of Level
6 III and IV ecoregions by counties in the study area. Of the Level IV ecoregions in these Level III
7 ecoregions that overlap with the study area, the following were described in FEIS Section 3.5.1: Sand
8 Hills (Nebraska Sand Hills Level III Ecoregion), Wet Meadow and Marsh Plain (Nebraska Sand Hills
9 Level III Ecoregion), and Lakes Area (Nebraska Sand Hills Level III Ecoregion). Other Level IV
10 ecoregions in the study area include the following.

- 11 • **Flat to Rolling Plains (High Plains Level III Ecoregion):** This ecoregion, located in
12 northwestern Nebraska including portions of Cheyenne County, consists of extensive dryland
13 farming with areas of irrigated cropland agriculture, mainly winter wheat. This area is generally
14 smoother and more level than other portions of the Western High Plains Level III Ecoregion.
- 15 • **Pine Bluffs and Hills (High Plains Level III Ecoregion):** This ecoregion, located in
16 northwestern Nebraska including a small portion of Cheyenne County, consists of bluffs,
17 escarpments, and areas of exposed bedrock, and supports mixed-grass prairie and Ponderosa
18 pine woodlands on ridge tops and side slopes.
- 19 • **Smoky Hills (Central Great Plains Level III Ecoregion):** This ecoregion, located mostly in
20 Kansas with a small portion extending into southeastern Nebraska in Jefferson and Gage
21 Counties, consists of an undulating to hilly dissected loess plains with sandstone hills. Natural
22 vegetation in this area ranges from tallgrass prairie in the east to mixed-grass prairie in the
23 west, and the primary land uses are cropland and grassland.
- 24 • **Central Nebraska Loess Plains (Central Great Plains Level III Ecoregion):** This ecoregion,
25 located in central Nebraska including portions of Custer County and Greeley County, consists of
26 rolling dissected plains. Natural vegetation in this ecoregion includes mixed-grass prairie and
27 areas of red-cedar savanna intrusion in the west, but land use/land cover includes a mosaic of
28 rangeland and cropland. Irrigated agriculture is increasing in this region.
- 29 • **Rainwater Basin Plains (Central Great Plains Level III Ecoregion):** This ecoregion, located in
30 southeastern Nebraska including portions of Jefferson and York Counties, consists of flat to
31 rolling loess-covered plains and includes one of the largest concentrations of natural wetlands
32 found in Nebraska. This ecoregion also includes cropland agriculture practices and extensive
33 irrigation.
- 34 • **Southern River Breaks (Northwestern Glaciated Plains Level III Ecoregion):** This
35 ecoregion, which includes small portions of northeastern Nebraska including parts of Holt
36 County, is an extension of a larger region in South Dakota and consists of dissected hills and high
37 relief canyons bordering rivers and associated alluvial plains. This region contains a
38 combination of riparian vegetation, mixed-grass prairie, and scattered woodlands and provides
39 excellent habitat for wildlife.
- 40 • **Holt Tablelands (Northwestern Glaciated Plains Level III Ecoregion):** This ecoregion, which
41 includes small portions of northeastern Nebraska including parts of Holt County, is a
42 transitional area between the loamy, glaciated regions with loess soils to the east and the

1 sandhills to the west and south. It includes cropland agriculture on the more level tablelands
2 and in areas with loamy soils and grassland in areas of greater relief.

3 The study area also overlaps with the Northwestern Great Plains and Western Corn Belt Plains Level
4 III Ecoregions.

5 The Northwestern Great Plains Level III Ecoregion overlaps with parts of southeastern Montana,
6 southwestern South Dakota, northwestern North Dakota, northeastern Wyoming, and a small
7 portion of Nebraska along the state's northern border. This ecoregion consists of semiarid, rolling
8 plains with occasional buttes and badlands and contains rangelands and wheat and alfalfa farming,
9 with some native grasslands. Agriculture is limited by precipitation patterns (Chapman et al. 2001).
10 In the Northwestern Great Plains Level III Ecoregion, the Niobrara River Breaks Level IV Ecoregion
11 overlaps with the study area. This ecoregion consists of mixed-grass and sandhills prairies and
12 woody vegetation from the central hardwoods, northern hardwoods, and the Rocky Mountain
13 forests. This ecoregion contains a variety of forest stand types and provides generally good wildlife
14 habitat (Chapman et al. 2001).

15 The Western Corn Belt Plains Level III Ecoregion overlaps portions of Antelope and Saline Counties.
16 Historically, the region was composed of Sand Hills and tallgrass prairie vegetation. Present day, this
17 ecoregion consists primarily of cropland agriculture and crops grown for livestock forage. Scattered
18 areas of prairie, wetland meadows, and hardwood and riparian forests are also found throughout
19 this ecoregion. The area is agriculturally productive due to a combination of higher levels of
20 precipitation during the growing season, gently rolling topography, and appropriate soil types
21 (Chapman et al. 2001).

22 **Land Cover Types**

23 Land cover types present in the related renewable energy projects study area are categorized into
24 groups and described below. Tables 3.5-3 and Table 3.5-4 show the acreage of each land cover
25 group in the study area.

- 26 • **Grassland and Prairie:** Grassland and prairie land cover types make up approximately 24% of
27 the study area. Specific land cover groups include Central Great Plains Mixedgrass Prairie,
28 Central Tallgrass Prairie, Northwestern Great Plains Mixedgrass Prairie, Western Great Plains
29 Shortgrass Prairie, and Western Great Plains Tallgrass Prairie. The Western Great Plains
30 Shortgrass Prairie, Central Mixedgrass Prairie, and Western Great Plains Tallgrass Prairie
31 systems are described in FEIS Section 3.5.1.4, *Grassland/Prairie*, so this section only describes
32 the Central Tallgrass Prairie and the Northwestern Great Plains Mixedgrass Prairie groups.
 - 33 ○ The Central Tallgrass Prairie system extends from eastern Kansas and Nebraska to
34 northwestern Indiana. It has more mesic soils than other adjacent prairie systems. It is
35 dominated by tallgrass species such as big bluestem (*Andropogon gerardii*), Indiangrass
36 (*Sorghastrum nutans*), and switchgrass (*Panicum virgatum*) and typically also contains other
37 midgrass and shortgrass species, such as sideoats grass (*Bouteloua curtipendula*), porcupine
38 grass (*Hesperostipa spartea*), and little bluestem (*Schizachyrium scoparium*), especially on
39 slopes or drier areas. Fire, drought, and grazing are the primary natural dynamics
40 influencing this system, but it has been heavily developed with agriculture and few natural
41 areas remain.
 - 42 ○ The Northwestern Great Plains Mixedgrass Prairie system extends from northern and
43 western Nebraska into southern Canada, and west to central Montana and eastern

1 Wyoming. Its defining environmental descriptor is fine and medium-textured soils that do
2 not include sand, loamy sand, or sandy loam soils. This system is often located near the
3 Western Great Plains Sand Prairie, which contains coarser soils. The most common
4 vegetation includes western wheatgrass (*Pascopyrum smithii*), green needlegrass (*Nassella*
5 *viridula*), and sideoats grama (*Bouteloua curtipendula*). Streambank wheatgrass (*Elymus*
6 *lanceolatus*), plains muhly (*Muhlenbergia cuspidata*), and bluebunch wheatgrass
7 (*Pseudoroegneria spicata*) are also common. This is a highly disturbed system (due to
8 widespread grazing as well as drought and fire).

- 9 • **Agricultural:** Agricultural land cover types make up approximately 48% of the study area, with
10 row crops making up over half of the total agricultural area.
- 11 • **Dune Vegetation:** Dune vegetation, including sand prairie and sand shrubland, makes up
12 approximately 17% of the study area. Specific land cover types in this category include Western
13 Great Plains Sand Prairie and Western Great Plains Sand Hill Steppe, both of which are
14 described in FEIS Section 3.5.1.1, *Dune Vegetation*.
- 15 • **Developed, Barren, and Sparsely Vegetated:** These areas make up approximately 5% of the
16 study area and include low-, medium-, and high-intensity developed lands, roads, quarries, strip
17 mines, gravel pits, well and wind pads, and sparsely vegetated areas. This category also includes
18 urban and developed forests and shrublands.
- 19 • **Forested:** Forested land cover types make up approximately 1% of the study area. Specific land
20 cover types in this group include ponderosa pine forest, woodland and savanna; ruderal forest;
21 bur oak woodland and savanna; and white oak/red oak/hickory forest and woodland.
- 22 • **Riparian Areas, Wetlands, and Floodplains:** These land cover types make up about 6% of the
23 study area. This group includes wetlands, marshes, and floodplain forest.
- 24 • **Open Water:** Open water, such as rivers and lakes, makes up 0.4% of the study area.

1 **Table 3.5-1. Level III and IV Ecoregions in the Related Renewable Energy Projects Study Area, by County**

Level IV Ecoregion	Antelope	Cheyenne	Greeley	Holt	Jefferson	Saline	Wheeler	York	Total Acres	% of Total Acres
High Plains Level III Ecoregion										
Flat to Rolling Plains	0	723,661	0	0	0	0	0	0	723,661	15.4
Pine Bluffs and Hills	0	41,526	0	0	0	0	0	0	41,526	0.9
										Total 765,187 16.3
Central Great Plains Level II Ecoregion										
Smoky Hills	0	0	0	0	68,615	0	0	0	68,615	1.5
Central Nebraska Loess Plains	22,582	0	256,593	0	0	0	13,234	0	292,409	6.2
Rainwater Basin Plains	0	0	0	0	299,684	332,425	0	368,263	1,000,382	21.3
										Total 1,361,406 29.0
Northwestern Glaciated Plains Level III Ecoregion										
Southern River Breaks	0	0	0	24,023	0	0	0	0	24,023	0.5
Holt Tablelands	143,355	0	0	568,876	0	0	0	0	712,231	15.2
										Total 736,253 15.7
Northwestern Great Plains Level III Ecoregion										
Niobrara River Breaks	0	0	0	10,919	0	0	0	0	10,919	0.2
										Total 10,919 0.2
Nebraska Sand Hills Level III Ecoregion										
Sand Hills	7,204	0	108,358	184,266	0	0	228,602	0	528,430	11.2
Wet Meadow and Marsh Plains	131,144	0	0	719,627	0	0	126,324	0	977,095	20.8
Lakes Area	0	0	0	38,917	0	0	0	0	38,917	0.8
										Total 1,544,442 32.9
Western Corn Belt Plains Level III Ecoregion										
Loess and Glacial Drift Hills	0	0	0	0	0	36,288	0	0	36,288	0.8
Northeastern Nebraska Loess Hills	60,587	0	0	0	0	0	0	0	60,587	1.3
Transitional Sandy Plain	184,313	0	0	0	0	0	0	0	184,313	3.9
										Total 281,188 6.0

2 Source: EPA 2013

1 **Table 3.5-2. Level III and IV Ecoregions in the Related Renewable Energy Projects Study Area, Project Areas**

Level III Ecoregion	Level IV Ecoregion	Big Blue Nebraska	Prairie Hills Wind	Thunderhead	Total Acres	% of Total Acres
Central Great Plains	Central Nebraska Loess Plains	0.0	40,964.6	0.0	40,964.6	33.5
	Rainwater Basin Plains	20,543.6	0.0	0.0	20,543.6	16.8
Nebraska Sand Hills	Sand Hills	0.0	0.0	831.8	831.8	0.7
	Wet Meadow and Marsh Plain	0.0	0.0	60,030.2	60,030.2	49.0
			Total	122,370.2	25.8	

2 Source: EPA 2013

3 **Table 3.5-3. Land Cover Types in the Related Renewable Energy Projects Study Area, by County**

	County	Grassland and Prairie	Agricultural	Dune Vegetation	Riparian/Wetland, and Floodplain	Developed, Barren, and Sparsely Vegetated	Open Water	Forested
Antelope	Acres	63,533.80	392,489.20	35,997.80	17,981.50	29,644.40	1,424.80	8,112.60
	%	11.6	71.5	6.5	3.2	5.4	0.3	1.5
Cheyenne	Acres	251,437.10	475,005.20	523.9	1,257.70	36,426.60	110.8	425.9
	%	32.9	62.1	0.1	0.2	4.8	0	0.1
Greeley	Acres	153,807.90	143,774.20	38,628.10	8,191.30	16,688.80	1,547.90	2,313.60
	%	42.1	39.4	10.6	2.2	4.6	0.4	0.6
Holt	Acres	289,115.40	453,163.40	552,382.00	160,248.30	60,209.50	7,443.50	24,065.60
	%	18.7	29.3	35.7	10.4	3.9	0.5	1.6
Jefferson	Acres	79,212.20	238,416.50	0	14,866.20	22,642.30	2,610.70	10,560.50
	%	21.5	64.7	0	4	6.2	0.7	2.9
Saline	Acres	31,339.30	289,326.30	0	15,819.90	23,716.10	3,270.90	5,241.00
	%	8.5	78.5	0	4.3	6.4	0.9	1.4
Wheeler	Acres	55,022.50	100,162.30	180,396.20	18,020.40	11,460.10	674.5	2,424.30
	%	14.9	27.2	49	4.9	3.1	0.2	0.7
York	Acres	10,293.90	321,585.50	0	8,510.10	25,129.10	1,542.50	1,201.70
	%	2.8	87.3	0	2.3	6.8	0.4	0.3
Study Area	Acres	933,762.10	2,413,922.40	807,928.10	244,895.40	225,917.00	18,625.50	54,345.30
	%	19.9	51.4	17.1	5.2	4.8	0.4	1.2

4 Source: LANDFIRE 2020

1 **Table 3.5-4. Land Cover Types in the Related Renewable Energy Projects Study Area, Project Areas**

Land Cover Type	Big Blue Nebraska		Prairie Hills Wind		Thunderhead		Total	
	Acres	%	Acres	%	Acres	%	Acres	%
Grassland and Prairie	2,413.9	11.8	31,398.4	76.6	4,715.9	7.7	38,528.2	31.5
Agricultural	16,359.6	79.6	7,118.8	17.4	45,230.0	74.3	68,708.4	56.1
Dune Vegetation	0.0	0.0	0.0	0.0	6,923.4	11.4	6,923.4	5.7
Riparian/Wetland, and Floodplain	427.5	2.1	603.5	1.5	748.6	1.2	1,779.6	1.4
Developed, Barren, and Sparsely Vegetated	1,029.5	5.0	1,699.2	4.1	2,972.1	4.9	5,700.8	4.7
Open Water	190.1	0.9	31.8	0.1	19.1	0.1	241.0	0.2
Forested	123.0	0.6	112.7	0.3	280.0	0.4	515.7	0.4

2 Source: LANDFIRE 2020

1 Noxious Plants

2 Table 3.5-5 lists the noxious plant species known to occur in the related renewable energy projects
 3 study area (including state noxious species and state watch list species) and the counties with
 4 known occurrences. FEIS Section 3.5.1 describes the state authorities in charge of noxious weed
 5 control in Nebraska.

6 **Table 3.5-5. Noxious Plants and Occurrence in the Related Renewable Energy Projects Study Area**

Common Name ^a	Scientific Name ^a	Status and Known County Occurrences ^b
Canada thistle	<i>Cirsium arvense</i>	State noxious (all counties) ^a
Common mullein	<i>Vibascum thapsus</i>	County designated (Cheyenne) ^b ; Known occurrence (Holt, Greeley, Jefferson) ^d
Field bindweed	<i>Convolvulus arvensis</i>	State Watch List (Priority) (all counties) ^c ; County designated (Cheyenne) ^c ; Known occurrence (Holt, Greeley, Jefferson, York) ^d
Diffuse knapweed	<i>Centaurea diffusa</i>	State noxious; Known occurrence (Antelope, Greeley, Holt, Wheeler) ^e
Houndstongue	<i>Cynoglossum officinale</i>	State Watch List (Category 2); Known occurrence (Holt) ^d
Eurasian common reed (Phragmites)	<i>Phragmites australis</i> ssp. <i>australis</i>	State noxious; Known occurrence (Holt, Lincoln, Wheeler) ^f
Leafy spurge	<i>Euphorbia esula</i>	State noxious; Known occurrence (all counties) ^g
Musk thistle	<i>Carduus nutans</i>	State noxious; Known occurrence (Antelope, Custer, Holt, Jefferson, York) ^{d h}
Plumeless thistle	<i>Carduus acanthoides</i>	State noxious (all counties); Known occurrence (Antelope, Custer, Jefferson, York) ^d
Purple loosestrife (cultivars and hybrids)	<i>Lythrum salicaria</i>	State noxious; Known occurrence (Holt, Lincoln) ⁱ
Saint Johnswort	<i>Hypericum perforatum</i>	State Watch List (Category 2); Known occurrence (Jefferson, Lincoln) ^d
Saltcedar	<i>Tamarix ramosissima</i>	State noxious (all counties); Known occurrence (Lincoln) ^d
Scotch thistle	<i>Onopordum acanthium</i>	County designated (Cheyenne) ^b
Sulfur cinquefoil	<i>Potentilla recta</i>	State Watch List (Category 2); Known occurrence (Holt, Wheeler) ^d
Spotted knapweed	<i>Centaurea stoebe</i> ssp. <i>micranthos</i>	State noxious; Known occurrence (Antelope, Greeley, Holt, Wheeler) ^e

7 ^a State noxious weeds are subject to the Nebraska Department of Agriculture's Noxious Weed Program.

8 ^b County designated species are defined as noxious weeds at the county level (Nebraska Cooperative Fish & Wildlife
 9 Research Unit 2023).

10 ^c State Watch List species are identified in the Nebraska Invasive Species Program based on invasiveness in
 11 surrounding states and increasing range in Nebraska.

12 ^d USDA n.d.

13 ^e Gaussoin et al. 2010

14 ^f Knezevic et al. 2008

15 ^g Sandell and Knezevic 2011

16 ^h Roeth et al. 2003

17 ⁱ Knezevic 2003

1 **3.5.2 Environmental Consequences**

2 **3.5.2.1 Proposed Action and Alternatives**

3 **No Action**

4 The effects of the no action alternative on vegetation would be the same as presented in FEIS Section
5 3.5.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

6 **Proposed Action**

7 The types and intensity of effects of the proposed action on vegetation would be the same as
8 presented in FEIS Section 3.5.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower
9 Structures*, except for the following differences.

10 Table 3.5-6 shows the estimated area of temporary disturbance by land cover type associated with
11 the proposed action. As was the case for the FEIS proposed action, dune vegetation land cover types
12 represent the largest portion of the temporary disturbance area. The area in which temporary,
13 construction-related effects on vegetation would occur would be greater than anticipated for the
14 FEIS proposed action due to changes in the estimates of temporary disturbance. However, these
15 short-term effects on vegetation would align with a moderate level of intensity, as described in the
16 FEIS. Permanent disturbance is estimated to constitute approximately 27 acres, but the specific
17 location of this permanent disturbance is unknown. Long-term effects on vegetation would be the
18 same as described for the FEIS proposed action (low to moderate intensity).

19 While the FEIS analyzed effects on dune vegetation and grasslands generally, it did not specifically
20 analyze effects related to blowouts. Dune vegetation and some grassland-prairie land cover types
21 are susceptible to blowouts created when vegetative cover is removed from sandy soils and eroded
22 by wind. Blowouts are common on the windward sides of dunes and exposed hills and result in
23 plants and substrates being continuously exposed to wind erosion. Following disturbance,
24 revegetation of prairie grasslands with perennial grasses can take a minimum of 3 to 5 years under
25 good conditions (Steinauer et al. 2003). SEIS Section 3.2, *Geology, Mineral Resources, Paleontological
26 Resources, and Soils*, provides information on erosion potential and effects of the proposed action on
27 soils. The proposed action could create blowouts in areas disturbed by construction, operation, and
28 maintenance activities. To reduce enlargement of existing blowouts or creation of new blowouts,
29 NPPD would avoid existing blowouts when possible and restore vegetation to pre-project
30 conditions. Revised HCP Appendix E, *Restoration Management Plan*, would be implemented in
31 disturbed areas and includes efforts to ensure the long-term health and stability of the Sandhills
32 ecosystem. These effects would be short and long term and low to moderate intensity.

33 **Alternative A (FEIS Proposed Action)**

34 The effects of Alternative A on vegetation would be the same as presented in FEIS Section 3.5.2.2
35 and are incorporated into this SEIS by reference.

1 **Alternative B (Steel Monopole Only, Proposed Action Route)**

2 The types and intensity of effects of Alternative B on vegetation would be the same as presented in
3 FEIS Section 3.5.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into
4 this SEIS by reference, with the following differences.

5 Table 3.5-7 shows the estimated area of temporary disturbance by land cover type associated with
6 Alternative B. The area in which temporary, construction-related effects on vegetation would occur
7 would be greater than that anticipated for the proposed action but, like the proposed action, dune
8 vegetation land cover types represent the largest portion of the temporary disturbance area.
9 However, these short-term effects on vegetation would align with a moderate level of intensity, as
10 described in the FEIS for Alternative B. Permanent disturbance is estimated to constitute
11 approximately 27 acres, but the specific location of this permanent disturbance is unknown. Long-
12 term effects on vegetation would be the same as described in the FEIS for Alternative B (low to
13 moderate intensity).

14 **3.5.2.2 Related Renewable Energy Projects**

15 **Change in Vegetation Cover**

16 Construction of the related renewable energy projects would result in the removal of vegetation,
17 primarily from clearing required for site access and preparation and wind turbine, tower, and solar
18 panel construction. Construction of wind turbines, towers, solar panels, and associated permanent
19 access routes would require the permanent conversion of some vegetation, resulting in vegetative
20 cover loss and fragmentation. Most disturbance for these projects would be temporary and
21 vegetation would regrow following construction, but some vegetation would be removed for the life
22 of the project to accommodate wind turbines, solar panels, and associated infrastructure. Effects
23 would primarily be localized to the construction site, with the specific extent of effects varying
24 depending on the size of the project and existing conditions at the project site. Effects would also be
25 dependent on project standard operating and maintenance procedures.

26 The extent of long-term effects from vegetation conversion would depend on the underlying
27 vegetation type. For example, forested land cover may be permanently removed from the area
28 surrounding a wind project, whereas grasslands or agricultural land cover types would be allowed
29 to regrow and return to its previous condition. Vegetation at solar projects may shift to more shade
30 tolerant species, particularly under panels. The duration of impacts would also depend on the land
31 cover types present at project sites; some land cover types would take longer to regrow. Effects
32 would be short-term and long-term and of low to moderate intensity.

1 **Table 3.5-6. Estimated Temporary Disturbance^a by Land Cover Type,^b Proposed Action (acres)**

	Agricultural	Dune Vegetation	Forested	Developed	Grassland, Shrubland, Prairie	Open Water	Riparian and Wetland	Total
Construction Yards/Staging Areas	18.4	33.1	0.0	19.7	12.7	--	0.2	84.2
Fly Yards/Assembly Areas	11.9	205.2	0.0	9.9	40.1	--	11.5	278.7
Lattice Tower Work Area	0.5	122.5	0.0	3.3	8.9	--	2.3	137.4
Monopole Work Area	58.6	81.9	0.0	87.4	23.3	0.0	10.9	262.2
Pulling and Tensioning Sites	42.1	215.4	0.4	59.9	27.8	0.1	13.3	359.0
Temporary Access Route	25.1	378.5	0.4	69.3	36.7	0.3	16.5	526.7
Total Temporary Disturbance	156.7	1,036.6	0.8	249.5	149.6	0.3	54.8	1,648.2

2 Source: LANDFIRE 2020

3 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction
4 contingency included in the Revised HCP.5 ^b Land cover types were analyzed at the collapsed vegetation type level and grouped in this table to match the categories presented in FEIS Table 3.5-3.6 **Table 3.5-7. Estimated Temporary Disturbance^a by Land Cover Type,^b Alternative B (acres)**

	Agricultural	Dune Vegetation	Forested	Developed	Grassland, Shrubland, Prairie	Open Water	Riparian and Wetland	Total
Construction Yards/Staging Areas	18.4	33.1	0.0	19.7	12.7	--	0.2	84.2
Monopole Work Area	60.1	559.9	0.0	100.8	59.3	0.0	24.1	804.2
Pulling and Tensioning Sites	41.1	281.3	0.8	65.9	33.5	0.1	17.8	440.4
Temporary Access Route	47.2	666.5	0.8	129.7	64.9	0.5	30.0	939.7
Total Temporary Disturbance	166.9	1,540.8	1.6	316.2	170.4	0.6	72.2	2,268.5

7 Source: LANDFIRE 2020

8 ^a As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction
9 contingency included in the Revised HCP.10 ^b Land cover types were analyzed at the collapsed vegetation type level and grouped in this table to match the categories presented in FEIS Table 3.5-4.

1 **Invasive Plants**

2 Construction of wind and solar projects could result in the spread or introduction of nonnative
3 invasive species to project sites and adjacent vegetation communities, primarily from vehicle
4 transportation to and from construction sites and land clearing required for site preparation.
5 Nonnative, invasive species can outcompete native vegetation, lowering biodiversity and degrading
6 ecosystem function. The severity of effects on native vegetation would vary depending on the
7 characteristics of the invasive species introduced to an area and the vegetation restoration/invasive
8 plant control the developers implement. Generally, effects would be of low to moderate intensity.

9 **Exposure to Pollutants and Hazardous Materials**

10 Potential pollutants and hazardous materials associated with the related renewable energy projects
11 could include chemicals used for cleaning equipment and solar arrays, herbicides and pesticides,
12 vehicle fuels and fluids, and materials contained in the wind turbine and solar equipment.
13 Vegetation could be harmed or killed by accidental or incidental exposure (i.e., spills, leaks, water
14 runoff) and direct application of chemicals (e.g., herbicide and pesticides). Effect duration and
15 severity would depend on the type of exposure. Use of herbicides and pesticides would be controlled
16 and applied to specific locations (e.g., roadsides, near buildings). Standard operating and
17 maintenance procedures and mitigation plans (e.g., Storm Water Pollution Prevention Plans and
18 associated best management practices) would reduce spills and provide guidance on proper clean-
19 up. Generally, effects would be of low intensity.

20 **Erosion and Fugitive Dust**

21 Construction of the related renewable energy projects could result in changes to soil quality near
22 facilities and support infrastructure. Exposed unvegetated areas (i.e., support roads, near and under
23 facilities) can increase erosion and increase fugitive dust. Operating and mitigation procedures to
24 reduce dust and revegetate areas would reduce these effects. Fugitive dust can lead to decreased
25 plant function and growth by reducing physiological functions and reducing nutrient production and
26 intake. Erosion and sedimentation can remove or cover plants and seeds. The duration and severity
27 of effects would depend on the extent of disturbance. Developers are assumed to implement Storm
28 Water Pollution Prevention Plans and associated best management practices, which would reduce
29 effects from erosion and fugitive dust. Generally, effects would be of low intensity.

30 **Loss of Pollinators**

31 Construction of wind turbines and solar panel arrays could lead to a temporary decrease in local
32 pollinators from habitat removal. Decreases in pollinators could reduce plant production and gene
33 flow between populations. Many plants cannot reproduce without pollen carried to them by
34 foraging pollinators (USDA 2023b). Effects would be temporary and would dissipate as plants
35 reestablish in revegetated work areas. Effects would be further decreased if mitigation and site
36 restoration plans include reseeding of native flowering plants. Measures that control usage and type
37 of pesticide would also decrease effects. Effects would be of low intensity.

1
2

Section 3.6 Wildlife

3

3.6.1 Affected Environment

4

3.6.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.6.1, *Affected Environment*, regarding wildlife in the
6 study area for the proposed action and alternatives is incorporated by reference into this SEIS.

7

3.6.1.2 Related Renewable Energy Projects

8 The following sections describe wildlife resources in the related renewable energy projects study
9 area, including wildlife habitat and species. Approximately 56.2% of the study area consists of
10 agricultural, developed, barren, and sparsely vegetated lands with limited suitability for wildlife
11 (Table 3.5-3)¹. In areas where agricultural land cover is predominant, wildlife habitat primarily
12 occurs either in edges such as windrows and adjacent riparian corridors, or from species directly
13 utilizing the croplands. As noted in Table 3.5-3, approximately 36.0% of the study area is grassland
14 and prairie or dune vegetation, mostly in Cheyenne, Greeley, and Holt counties.

15

Ecoregions

16 SEIS Section 3.5, *Vegetation*, describes the ecoregions in the related renewable energy projects study
17 area. The Nebraska Sand Hills Ecoregion includes portions of Greeley County, Holt County, Wheeler
18 County, and the Thunderhead Wind project area (32.6% of total study area); the Central Great Plains
19 Ecoregion includes portions of Antelope County, Greeley County, Jefferson County, Wheeler County,
20 and York County as well as the proposed Prairie Hills Wind and Big Blue Nebraska project areas
21 (29.6% of total study area); the High Plains Ecoregion includes all of Cheyenne County (16.1% of
22 total study area); the Northwestern Glaciated Plains Ecoregion includes portions of Antelope County
23 and Holt County (15.5% of total study area); the Western Corn Belt Plains Ecoregion includes
24 portions of Antelope County and Saline County (5.9% of total study area); and the Northwest Great
25 Plains Ecoregion includes a portion of Holt County (0.2% of total study area).

26

Biologically Unique Landscapes

27 To identify remaining natural landscapes for priority habitat management and conservation efforts,
28 the Nebraska Natural Legacy Project has identified a series of Biologically Unique Landscapes
29 (BULs) throughout the state, based on occurrences of at-risk species and unique natural
30 communities. If effectively managed, targeted conservation of BULs could conserve most of the
31 state's biological diversity (Schneider et al. 2011).

¹ This percentage combines acreage mapped as Agricultural (56.1%) and Developed, Barren, and Sparsely Vegetated (4.7%).

1 BULs designated by the Nebraska Natural Legacy Project that fall in the related renewable energy
2 projects study area include the following.

- 3 • **Central Loess Hills:** This BUL occurs in Custer County and occupies the Loess Hills region of
4 central Nebraska. It includes the rolling to steep Loess Hills, now a mosaic of mixed-grass prairie
5 and cropland. Flatter tablelands in this BUL are used by waterbirds during migration. Stressors
6 to fish and wildlife species and habitats in the Central Loess Hills BUL include unsustainable
7 grazing practices, invasive plants, sedimentation and drainage of playa wetlands, invasive plant
8 species, conversion to cropland, and poorly sited utility-scale wind turbines (Schneider et al.
9 2011).
- 10 • **Elkhorn River and Headwaters:** This BUL is described in FEIS Section 3.6.1.2, *Biologically*
11 *Unique Landscapes*, and occurs in Holt County.
- 12 • **Lower Niobrara River:** This BUL occurs in Holt County and includes a two-mile buffer from the
13 Lower Niobrara River. This reach of the Niobrara River has fairly natural flows and sandbars
14 supporting nesting shorebirds. Stressors to fish and wildlife species and habitats in the Lower
15 Niobrara River include invasive species, lack of wildfire, water diversions, and continued home
16 development on riverbanks (Schneider et al. 2011).
- 17 • **Rainwater Basin:** This BUL occurs in southern Nebraska, south of the Platte River, and overlays
18 all of York County and the northwest corner of Jefferson County. The surface water drainage
19 system is poorly developed, and many watersheds drain into low-lying wetlands. Most of the
20 historical wetlands in this area have been farmed sometime during the last century, with less
21 than 10% of historical wetlands remaining. The Rainwater Basin has been recognized as a
22 significant migratory bird area and serves as a concentration point in the central flyway for
23 migrating ducks, geese, and shorebirds. Stressors to fish and wildlife species and habitats in the
24 Rainwater Basin BUL include drainage or filling of wetlands, sedimentation and chemical runoff
25 into wetlands, invasive plant species, lack of fire on the landscape, and poorly sited transmission
26 line or wind farm development (Schneider et al. 2011).
- 27 • **Sandstone Prairies:** This BUL occurs in southwest Jefferson County, generally south or west of
28 Fairbury. Soils in some parts of the area are shallow and derived from sandstone, with limited
29 agricultural development in many areas. Large blocks of native tallgrass prairie still remain,
30 often interspersed with cropland. Much of the land within this BUL in Jefferson County is
31 existing cropland. Stressors to fish and wildlife species and habitats in the Sandstone Prairies
32 include conversion to cropland, unsustainable grazing practices, lack of fire, invasive plants, and
33 poorly sited utility-scale wind turbines (Schneider et al. 2011).
- 34 • **Upper Loup River:** This BUL is described in FEIS Section 3.6.1.2 and occurs in Greeley County.
- 35 • **Verdigris - Bazile:** This BUL occurs in Holt County. This area in northeast Nebraska consists of
36 a mosaic of cropland, restored native grasslands, native tallgrass and mixed-grass prairie, and
37 exotic cool-season grasslands. Many of the native prairies are degraded from lack of fire and
38 specific livestock grazing practices that reduce native plant species diversity and promote exotic
39 plants (Schneider et al. 2011).

1 Species

2 The resident and migratory species of the Central Great Plains, Northwestern Glaciated Plains, and
3 High Plains ecoregions are generally similar to those that occur in Nebraska Sand Hills ecoregion
4 and are discussed in FEIS Section 3.6.1 though there is potential for differing dominant species. FEIS
5 Section 3.6.1 specifically notes that most mammal, reptile, and amphibian species are widespread,
6 with no distinct affiliation to the Nebraska Sand Hills ecoregion. FEIS Section 3.6.1 also describes
7 that over 350 resident and migratory bird species, including game species, are known to occur in the
8 Nebraska Sand Hills ecoregion. This represents most of the known bird diversity in Nebraska and
9 applies to the related renewable energy projects study area. The *Checklist of the Birds of Nebraska*
10 (Nebraska Ornithologists' Union 2023) has documented 467 species in the entire state. Of the 467
11 species, 114 are well outside of their normal range, with 95 classified as accidental (acceptably
12 reported in 0–2 of the past 10 years) and 19 as casual (acceptably reported in 4–7 of the past 10
13 years). The list also includes five species that are extirpated in Nebraska or extinct. The Western
14 Corn Belt Plains Ecoregion, comprising 6% of the related renewable energy projects study area
15 consists primarily of croplands, with lower species richness relative to the Nebraska Sand Hills
16 Ecoregion.

17 Thirteen species of amphibians and forty-seven species of reptiles are native to Nebraska, with most
18 of these species having the potential to occur in the related renewable energy projects study area
19 because of its large spatial distribution across Nebraska. Nebraska is home to approximately 89
20 species of mammals. Because of the large spatial extent of the related renewable energy projects,
21 most species have the potential to occur somewhere in the study area. Nebraska is home to more
22 than 100 species of fish, 78 of which are presumed to be native. The related renewable energy
23 projects will generally avoid riverine habitat for fish but may intersect with their habitat at crossing
24 locations.

25 As noted, portions of the study area contain extensive croplands with restricted suitability for
26 wildlife. Species using cropland as habitat are primarily limited to foraging insectivorous birds and
27 bats, seed-eating birds predating crops, species such as snow goose and sandhill crane that glean
28 from harvested fields, raptors predating the aforementioned species, and ducks, geese, and
29 shorebirds utilizing flooded depressions in fields.

30 3.6.2 Environmental Consequences

31 3.6.2.1 Proposed Action and Alternatives

32 No Action Alternative

33 The effects of the no action alternative on wildlife would be the same as presented in FEIS Section
34 3.6.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

35 Proposed Action

36 The types and intensity of effects of the proposed action on wildlife would be the same as presented
37 in FEIS Section 3.6.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and
38 are incorporated into this SEIS by reference, with the following differences.

1 The proposed action includes a reroute of the proposed transmission line, which would result in
2 slightly different impacts on vegetation communities and associated wildlife habitat, as described in
3 SEIS Section 3.5, *Vegetation*. However, this reroute would not change the types or intensity of effects
4 on wildlife described for the FEIS proposed action.

5 The proposed action also includes line marking devices on the overhead shield wire along all 226
6 miles of the proposed transmission line, with avian flight diverters with reflective and glow-in-the-
7 dark surfaces in areas with high avian densities, such as river crossings (Revised HCP Section 4.1.3,
8 *Avoidance and Minimization Measures Proposed for Whooping Crane*). Line marking devices would
9 also be installed on 124 miles of NPPD-owned power lines in the whooping crane 95% sighting
10 corridor. This would reduce the anticipated intensity of impacts from injury and mortality from
11 colliding with the R-Project transmission line and other NPPD-owned power lines.

12 Under the proposed action, NPPD would no longer implement avoidance and minimization
13 measures (AMMs) included in the previous HCP and FEIS proposed action to mow areas of
14 disturbance and remove carcasses from the project area to discourage ABB use. SEIS Section 3.7,
15 *Special Status Species*, explains why these AMMs were removed from the Revised HCP. Removing
16 these AMMs reduces the potential for disturbing or harming wildlife in mowed areas or reduce food
17 resources for certain species by removing carcasses, reducing potential adverse effects on wildlife
18 species compared to the FEIS proposed action.

19 FEIS Section 3.6.2.2 does not address potential effects of electric and magnetic fields (EMF) on
20 wildlife. Scientific literature suggests that a variety of wildlife species could be affected by human-
21 caused EMFs, including the extremely low frequency (60 hertz) EMF that would result from the R-
22 Project. Potential effects include altering behavior (e.g., artificial EMFs can interfere with species'
23 use of the earth's magnetic fields for behavioral cues) and physiological processes. The most
24 relevant research in considering potential effects from EMFs involves investigating long-term effects
25 from extremely low frequency EMF exposure to American kestrels (*Falco sparverius*) (Fernie et al.
26 and summarized by Levitt et al. 2021). This research found changes to physiological processes and
27 reproductive behavior indicative of higher stress levels in exposed birds. Levitt et al. (2021) also
28 note that a review of the effects of EMFs from power lines on birds indicates changes to behavior
29 and physiological processes, but that the intensity and nature of effects are inconsistent. Research
30 on the effects of extremely low frequency EMFs on other taxa are also inconclusive (Levitt et al.
31 2021). Although some laboratory research indicates that there is potential for EMFs from the
32 proposed action to impact wildlife species (Levitt et al. 2021), given the inconsistent findings of the
33 body of scientific literature and the limited research and uncertain findings of effects on species in
34 the wild, the extent and intensity of the effects of EMFs on wildlife species from the proposed action
35 is uncertain. There is no scientific literature suggesting adverse effects on plants from extremely low
36 frequency EMFs.

37 Overall, these differences would not change the overall duration or intensity of effects described for
38 the FEIS proposed action (short and long term; low to moderate intensity).

39 Alternative A (FEIS Proposed Action)

40 The effects on wildlife under Alternative A would be the same as presented in FEIS Section 3.6.2.2,
41 *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and are incorporated into
42 this SEIS by reference.

1 Alternative B (Steel Monopole Only, Proposed Action Route)

2 The types and intensity of effects of Alternative B on wildlife would be the same as presented in FEIS
3 Section 3.6.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into this
4 SEIS by reference, with the following differences. Like the proposed action, Alternative B includes a
5 minor reroute, added line marking, and the removal of certain AMMs for ABB, for which the same
6 effects would occur under Alternative B. Overall the duration and intensity of effects would be the
7 same as described in the FEIS for Alternative B (short and long term; low to moderate intensity).

8 3.6.2.2 Related Renewable Energy Projects

9 The types of effects on wildlife from construction of the related renewable energy projects are the
10 same as those described in the FEIS for the proposed action and alternatives and primarily include
11 the following.

- 12 • Injury or mortality to individuals from being crushed by construction and maintenance
13 equipment and vehicles.
- 14 • Disturbance from construction and maintenance activities, including the presence of
15 construction personnel and equipment.
- 16 • Temporary or permanent loss of habitat from disturbance to land cover (SEIS Section 3.5) from
17 the development of related renewable energy project facilities.

18 Temporary and permanent habitat loss from the development of related renewable project facilities
19 (e.g., photovoltaic panels, wind turbines) and associated disturbance and loss of vegetation (SEIS
20 Section 3.5). The duration and intensity of these effects would depend mostly on the siting of these
21 projects in relation to wildlife habitat. Related renewable energy projects could also fragment
22 habitat by disturbing contiguous habitat and creating barriers to wildlife movement and could
23 degrade habitat by increasing the potential for establishment and/or spread of nonnative, invasive
24 vegetation species. The duration and intensity of these impacts would depend mostly on the siting of
25 the related renewable energy projects. Projects sited in croplands or other areas already converted
26 from natural land cover would generally have a lower intensity of effect than projects sited in
27 natural land cover or in the vicinity of natural land cover supporting important wildlife habitat, such
28 as riparian corridors, migratory stopover sites, or BULs.

29 Operation of wind turbines constitutes a long-term collision risk to bats and birds, given that
30 Nebraska, including the related renewable projects study area, is in the Central Flyway migration
31 corridor, which includes high-use bird areas for overwintering, spring and fall migrant, and nesting
32 migratory birds. Given the projects' location within the Central Flyway, wind energy facilities in the
33 study area would likely result in higher levels of collision mortality for migratory passerines than
34 facilities sited outside major bird migration corridors. Potential collision risks associated with wind
35 projects are discussed in FEIS Section 4.4.3, *Wildlife*, and are incorporated by reference. Resident
36 and migratory passerine species are the most common group of birds killed at most wind energy
37 projects, often making up more than 80% of reported fatalities (NWCC 2001). Nocturnal migrant
38 species may be at higher risk of collision with wind turbines because of limited visibility (NWCC
39 2001).

40 The proposed Prairie Hills Wind project in Custer County would include up to 89 turbines situated
41 in an approximately 41,000-acre project area. The proposed Big Blue Nebraska wind project area in

1 Jefferson County would include up to 64 turbines situated in an approximately 20,000-acre project
2 area. Both projects are located at the intersection of the Mississippi and Central flyways (FEIS Figure
3 3.6-3) and therefore have elevated risk of collision with birds. The proposed Big Blue Nebraska
4 project area is dominated by agricultural land cover (e.g., row crops) (Table 3.5-3). Bats may forage
5 less over agricultural areas, because of decreased insect abundance from pesticide application,
6 resulting in less potential for bat strikes. Bat species may still encounter wind turbines during
7 migration. The proposed Prairie Hills Wind project area encompasses mostly grassland and prairie
8 land cover types, as well as over 600 acres of riparian/wetland and floodplain landcover types
9 (Table 3.5-3), representing a higher proportion of undisturbed wildlife habitat that could be
10 indicative of a higher abundance of native wildlife species potentially affected by wind energy
11 development.

12 The Thunderhead project in Antelope, Holt, and Wheeler counties has already been constructed, and
13 would therefore have no additional impacts from construction. Completion of the R-Project would
14 allow for increased operational capacity at Thunderhead, resulting in additional spinning time for
15 rotor blades, and additional collision risk for bats and birds in the rotor swept area. At its fully
16 operational capacity of 300 MW, Thunderhead is estimated to result in 21 to 2,730 bird strike
17 fatalities and 60 to 5,700 bat strike fatalities annually over the 50-year project lifetime (WAPA
18 2022). Thunderhead has established a Bird and Bat Conservation Strategy to minimize collisions
19 below these estimates.

20 Wind energy project developers would be required to comply with the Endangered Species Act,
21 Migratory Bird Treaty Act, and Bald and Golden Eagle Protection Act with respect to listed species
22 that occur in the related renewable energy projects study area (SEIS Section 3.7), which would also
23 reduce impacts on other wildlife species.

24 The installation of additional electrical transmission lines to support the related renewable energy
25 projects would result in additional long-term collision risk to birds and a potential electrocution risk
26 to large birds, including raptors (depending on spacing of wires and prey availability near this
27 infrastructure). Transmission lines in prairie and grassland habitat result in additional perches for
28 raptor species, potentially increasing foraging success for predator species and increasing the risk of
29 predation on small mammals, ground-dwelling birds, and other terrestrial species. Effects would be
30 long term and the intensity would depend on the siting of the related renewable energy projects in
31 relation to wildlife habitat.

32 The intensity of effects on wildlife from wind energy development would depend on the siting and
33 footprint of project facilities and rotor-swept area, along with other site- and project-specific
34 characteristics. The intensity of impacts would also depend on the types of AMMs that would be
35 implemented for each project. Overall, the species with greatest potential to be affected by the
36 related wind projects are raptors, passerines, and migratory tree-roosting bats. Given the extent of
37 the new wind energy development that is foreseeable and related to the R-Project (over 1,000 MW
38 of new capacity) effects on wildlife species would be long term in duration and low intensity,
39 potentially rising to moderate intensity for species with a higher risk of mortality from wind turbine
40 collisions.

41 Future related solar energy projects are identified in York and Cheyenne counties (Table 3.1-3).
42 Construction of solar projects has similar effects from habitat conversion to wind projects, but these
43 effects generally occur with large, contiguous footprints. If sited in natural habitat, this can result in
44 loss of large blocks of natural habitat. The contiguous nature of solar projects also allows them to be

1 placed in previously disturbed areas (active agriculture/row crops), avoiding direct impacts on
2 natural habitats. Solar projects sited in former farmlands also result in beneficial effects from
3 fallowing: lack of ploughing allows for development of soil biology; lack of farming allows ground-
4 nesting birds to nest with little risk of crushing; increased year-round cover reduces sediment
5 runoff; and water quality in the region may be improved from the reduction in non-point source
6 fertilizer, herbicide, and pesticide runoff. These long-term effects reduce stressors on aquatic and
7 ground-dwelling species and would potentially be beneficial.

8 Related renewable energy project actions that result in loss, fragmentation, or alteration of wetland
9 habitat, as described in SEIS Section 3.4, *Wetlands*, may affect amphibians and aquatic reptiles.
10 However, many potential adverse impacts can be controlled through avoidance, minimization, and
11 mitigation measures. These actions may result in long-term, low-intensity, adverse impacts on
12 amphibians and aquatic reptiles.

Section 3.7

Special Status Species

3.7.1 Affected Environment

3.7.1.1 Proposed Action and Alternatives

The information presented in FEIS Section 3.7.1, *Affected Environment*, regarding special status species in the Nebraska sandhills and specific occurrences of species in the study area for the proposed action and alternatives, is incorporated by reference into this SEIS with the following differences. The following species have had status changes since completion of the FEIS.

- The Service published a final rule to remove the interior least tern (*Sternula antillarum athalassos*) from the federal list of threatened and endangered wildlife due to recovery on January 13, 2021 (86 FR 2564). While this species is no longer federally listed, it continues to receive protection under the Migratory Bird Treaty Act and the Nebraska Nongame and Endangered Species Conservation Act (NESCA), where it retains its state endangered status.¹
- The Service changed the listing status of the northern long-eared bat (*Myotis septentrionalis*) from threatened to endangered effective as of January 30, 2023 (87 FR 73488). Similarly, it has been uplisted under NESCA as state endangered.
- The Service changed the listing status of American burying beetle (ABB) (*Nicrophorus americanus*) from endangered to threatened effective as of November 16, 2020 (85 FR 65241). As described in SEIS Section 1.2, *Project Background*, while the Revised HCP acknowledges the updates to prohibited take associated with the 4(d) rule, due to litigation regarding the 4(d) rule that was ongoing during drafting of the Revised HCP, the Revised HCP treats ABB as if typical Section 9 prohibitions were in effect and the final 4(d) rule was not in place (Revised HCP Section 5.1, *American Burying Beetle*). Since that time, the U.S. District Court for the District of Columbia upheld the Service's reclassification and 4(d) rule (see additional information in SEIS Section 1.2). More information on ABB is provided below. Similarly, it is listed under NESCA as state threatened.
- The Service proposed the monarch butterfly (*Danaus plexippus*) as a threatened species under the ESA on December 12, 2024 (89 FR 100662). The proposal also includes protective regulations under Section 4(d) of the ESA. The Service also proposed critical habitat for the monarch, all of which is located in California. The monarch butterfly was not addressed in the FEIS as a special status species. More information on the monarch butterfly is provided below.
- The Service proposed both subspecies of regal fritillary, the eastern regal fritillary (*Argynnis idalia idalia*) and western regal fritillary (*Argynnis idalia occidentalis*), for listing on August 6, 2024 (89 FR 63888). The eastern subspecies was proposed as endangered and the western subspecies was proposed as threatened. The threatened status proposal also includes protective regulations under Section 4(d) of the ESA. Critical habitat was not designated. The regal fritillary

¹ All federally protected species under the ESA are also protected under the Nebraska NESCA, which is administered by the Nebraska Game and Parks Commission (NGPC).

was not addressed in the FEIS as a special status species. More information on the regal fritillary is provided in this section.

- The Service proposed to list the tricolored bat (*Perimyotis subflavus*) as endangered on September 14, 2022 (87 FR 56381). The tricolored bat was not addressed in the FEIS as a special status species. More information on the tricolored bat is provided in this section.
- The Service proposed to list the Suckley's cuckoo bumble bee (*Bombus suckleyi*) as endangered on December 17, 2024 (89 FR 1027074). Critical habitat was not designated. The Suckley's cuckoo bumble bee was not addressed in the FEIS as a special status species. More information on the species is provided in this section.
- The Nebraska Game and Parks Commission (NGPC) delisted the North American river otter (*Lontra canadensis*) as a state-threatened species in January 2020.

No new species have been designated as state-listed that could occur in the study area. The species proposed for listing under the federal ESA (monarch butterfly, regal fritillary, and tricolored bat) would be listed under NESCA if the Service's proposed rules are finalized. Federally listed species are automatically incorporated as state-listed species under NESCA.

This SEIS addresses species under review by the Service in the National Domestic Listing Workplan FY23-27 (FWS 2023a). For American bumble bee (*Bombus pensylvanicus*), variable cuckoo bumble bee (*Bombus variabilis*), golden-winged warbler (*Vermivora chrysoptera*), and little brown bat (*Myotis lucifugus*), the Service determined in its 90-day finding that the petition to list the species under the ESA included substantial scientific or commercial information, indicating that the petitioned actions may be warranted. These species are under review with a 12-month finding anticipated in the future. The SEIS also addresses hoary bat (*Lasiorus cinereus*), for which the Service is slated to conduct a discretionary status review by fiscal year 2027 (FWS 2023a).

Table 3.7-1 lists state or federally listed special status species potentially occurring in the study area for the proposed action and alternatives. Table 3.7-2 lists state or federally listed special status species potentially occurring in the study area for the related renewable energy projects, described further in Section 3.7.1.2, *Related Renewable Energy Projects*.

Table 3.7-1. Special Status Species Potentially Occurring in the Study Area for the Proposed Action and Alternatives

Species	Federal Status ^a	State Status ^b
Insects		
American bumble bee (<i>Bombus pensylvanicus</i>)	Under review	None
American burying beetle (<i>Nicrophorus americanus</i>)	Threatened	Threatened
Monarch butterfly (<i>Danaus plexippus</i>)	Proposed Threatened	None
Regal fritillary (<i>Speyeria idalia</i>)	Proposed Threatened/Endangered	None
Suckley's variable cuckoo bumble bee (<i>Bombus suckleyi</i>)	Proposed Endangered	None
Variable Cuckoo bumble bee (<i>Bombus variabilis</i>)	Under review	None
Birds		
Bald eagle (<i>Haliaeetus leucocephalus</i>)	BGEPA	None
Golden eagle (<i>Aquila chrysaetos</i>)	BGEPA	None
Interior least tern (<i>Sternula antillarum athalassos</i>)	Delisted	Endangered

Species	Federal Status ^a	State Status ^b
Piping plover (<i>Charadrius melanotos</i>)	Threatened	Threatened
Rufa red knot (<i>Calidris canutus rufa</i>)	Threatened	Threatened
Whooping crane (<i>Grus americana</i>)	Endangered	Endangered
Mammals		
Hoary bat (<i>Lasiurus cinereus</i>)	None	None
Northern long-eared bat (<i>Myotis septentrionalis</i>)	Endangered	Endangered
Swift fox (<i>Vulpes velox</i>)	None	Endangered
Tricolored bat (<i>Perimyotis subflavus</i>)	Proposed Endangered	None
Reptile		
Blanding's turtle (<i>Emydoidea blandingii</i>)	Under Review	None
Fish		
Topeka shiner (<i>Notropis topeka</i>)	Endangered	Endangered
Finescale dace (<i>Chrosomus neogaeus</i>)	None	Threatened
Northern redbelly dace (<i>Chrosomus eos</i>)	None	Threatened
Plants		
Blowout penstemon (<i>Penstemon haydenii</i>)	Endangered	Endangered
Small white lady's slipper (<i>Spiranthes diluvialis</i>)	None	Threatened
Western prairie fringed orchid (<i>Platanthera praecox</i>)	Threatened	Threatened

Note: BGEPA = Bald and Golden Eagle Protection Act

^a Species listed as threatened or endangered under the ESA, candidate or proposed species, species under review by the Service, and species protected under the BGEPA.

^b Species listed as threatened or endangered under the Nebraska NESCA.

Table 3.7-2. Special Status Species Potentially Occurring in the Related Renewable Energy Projects Study Area not Occurring in the Study Area for the Proposed Action and Alternatives

Species	Federal Status ^a	State Status ^b
Birds		
Golden-winged warbler (<i>Vermivora chrysoptera</i>)	Under review	None
Mountain plover (<i>Charadrius montanus</i>)	None	Threatened
Thick-billed Longspur (<i>Rhynchopales mccownii</i>)	None	Threatened
Mammals		
Little brown bat (<i>Myotis lucifugus</i>)	None	None
Reptile		
Timber rattlesnake (<i>Crotalus horridus</i>)	None	Threatened
Western massasauga (<i>Sistrurus tergeminus</i>)	None	Threatened

^a Species listed as threatened or endangered under the ESA, candidate or proposed species, and species under review by the Service.

^b Species listed as threatened or endangered under the Nebraska NESCA.

The following sections describe updates to the affected environment for special status species that were addressed in the FEIS, if necessary, and provide the affected environment for special status species that were not addressed in the FEIS.

Special Status Insects

American Burying Beetle

The information on ABB in FEIS Section 3.7.11.1, *Affected Environment*, is incorporated by reference into this SEIS, with the following updates.

When ABB was downlisted to threatened in October 2020 (85 FR 65241), the Service also published a final 4(d) rule describing prohibited and nonprohibited take and exceptions to prohibited take of ABB. Activities that would result in prohibited take from soil disturbance in ABB Northern Plains Analysis Area are still required to seek incidental take authorization from the Service under ESA Section 7 or Section 10 (50 CFR 17.47(d)). Soil disturbance is defined in the 4(d) rule as “...movement or alteration of soil. Soil disturbance includes actions such as grading, filling, soil excavating, or topsoil stripping. Soil disturbance also includes non-physical alterations such as chemical treatment” (50 CFR 17.47(d)(3)(v)). The 4(d) rule provides exceptions to prohibited take in the Northern Plains Analysis Area, specific to (1) ranching and grazing and (2) federal or state wildlife management agencies’ wildlife management activities.

Revised HCP Section 3.2.1 describes ABB life history traits, habitat characteristics and use, and occurrence in the R-Project study area including ABB presence-absence and mark-recapture surveys (NPPD 2025). As described in FEIS Section 3.7.11.1, two ABB analysis areas in Nebraska overlap with the study area: the Sandhills analysis area and Loess Canyons analysis area. Both are part of the broader Northern Plains Analysis Area (FWS 2019). The R-Project right-of-way overlaps a portion of the Loess Canyon analysis area, but no ABB have been recorded in this area during annual survey efforts; therefore, the overlapping area is considered unoccupied habitat (Karssen pers. comm.).

American Bumble Bee

American bumble bee once had among the broadest geographic ranges of any North American bumble bee species, ranging across 47 of the lower 48 United States (Cameron et al. 2011). Recent studies show that the species was not observed across most of its historical northern and eastern range (estimated reduction of 23%) and was abundant only in the south, across the Gulf states and in the western portion of the Midwest (Cameron et al. 2011). American bumble bee is widespread in Nebraska (Xerces 2022). This dramatic range-wide population decline may be due to various threats, including habitat loss, pesticides, disease, climate change, competition with honey bees, and loss of genetic diversity (Cameron et al. 2011). American bumble bee is a generalist bumble bee species that feeds on a wide variety of nectar resources from flowering plants during its active period, generally April to October in Nebraska. American bumble bee colonies nest in grasslands and open farmland, mostly on the surface of the ground among tall grass, but occasionally underground. Queens overwinter, typically buried 1 to 6 inches underground or nestled in plant litter, outside of their natal nest (Powers et al. 2022). Based on suitable habitat in the study area, there is a high likelihood for this species to exist in the study area for the proposed action and alternatives.

Monarch Butterfly

On December 12, 2024, the Service proposed the monarch butterfly for listing as a threatened species under the ESA (89 FR 100662). The threatened status proposal also includes protective regulations under Section 4(d) of the ESA. The Service proposed to designate critical habitat for the monarch, all of which is in California.

Monarch butterfly is a large orange and black butterfly in the brushfoot (*Nymphalidae*) family. In eastern North America, monarchs travel north in the spring, from Mexico to Canada, over two to three successive generations, breeding along the way (FWS 2020). Individual monarchs disperse as far north as they can physiologically tolerate based on climatic conditions and available vegetation; the most specific predictors of the northern distribution of individual monarchs are monthly mean temperature and precipitation (FWS 2020). Monarch butterflies use a wide variety of wildflowers for nectaring, but females exclusively use milkweed as larval host plants (87 FR 26152). Milkweed availability is essential to monarch reproduction and survival. Reduction in milkweed populations has been cited as a key driver of monarch declines. The majority of milkweed loss has occurred on agricultural lands, where intensive herbicide usage for weed control has resulted in widespread milkweed eradication (FWS 2024a). Primary threats to the monarch butterfly include habitat loss and degradation from conversion of grasslands to agriculture, widespread use of herbicides, logging/thinning at overwintering sites in Mexico, urban development, drought, exposure to insecticides, and climate change (87 FR 26152).

In general, monarch butterflies occur throughout Nebraska, showing up in May and migrating through the state in September, but breeding occurs throughout the summer. The second, third, and fourth generations reproduce in the northern breeding grounds throughout the summer, inhabiting most of the eastern United States up to southern Canada by June or July. The summer breeding range for monarchs includes most of the central and eastern United States, with the core of the breeding range in the “corn belt” of the midwestern United States (Kansas, Nebraska, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, and Ohio) (USDA 2017).

Monarch butterflies can use a wide variety of milkweeds as host plants. Important milkweed species including common milkweed (*Asclepias syriaca*), swamp milkweed (*A. incarnata*), showy milkweed (*A. speciosa*), and whorled milkweed (*A. verticillata*) are found throughout the study area for the proposed action and alternatives (Poicus et al. 2018; Xerces 2019). Nectar resources are particularly important during fall migration, during which monarchs make frequent stops to rest and refuel. At these stopovers, they form communal roosts, normally in trees (USDA 2017). Due to the presence of suitable habitat and host plants throughout the study area, monarch butterfly is highly likely to occur in the study area during migration and the summer breeding season.

Regal Fritillary

On August 5, 2024, the Service proposed both subspecies of regal fritillary, the eastern regal fritillary and western regal fritillary, for listing under the ESA (89 FR 63888). The eastern subspecies was proposed as endangered and the western subspecies was proposed as threatened. The threatened status proposal also included protective regulations under Section 4(d) of the ESA. Critical habitat was not designated for either subspecies as part of the proposal.

Regal fritillary is a large, brushfooted butterfly, similar in size to monarch, with distinctive red-orange upperside wings and dark brown under-hindwings with distinctive, elongate white cells (Selby 2007). Violets (*Viola* spp.) are the sole larval hostplant for the regal fritillary (Selby 2007). Adults feed on a variety of wildflowers. The single flight period is between mid-June to mid-September (Selby 2007). Threats include habitat destruction, prairie fragmentation and degradation, and the loss of larval hostplants. Activities that threaten further habitat loss and fragmentation include row crop agriculture, urban development and housing construction, road construction and maintenance, gravel mining, and wind turbines. Loss of larval host plants may be

caused by invasive exotic plant species, herbicides, and encroachment of woody vegetation (Selby 2007).

Historically, the regal fritillary's range covered the northeastern, midwest, and upper plains states, including all of Nebraska. It has been documented in 91 of 93 counties in Nebraska but are generally more abundant in the eastern part of the state (Selby 2007). In Nebraska, regal fritillaries are associated with tallgrass prairie, wet meadows in the sandhills, and subirrigated meadows associated with stream drainages throughout the state (Selby 2007). Based on its historic range and habitat requirements, the regal fritillary is highly likely to occur in the study area for the proposed action and alternatives.

Suckley's Cuckoo Bumble Bee

On December 17, 2024, the Service proposed to list the Suckley's cuckoo bumble bee as an endangered species under the ESA (89 FR 1027074). Critical habitat was not designated. An obligate social parasite, this species depends on host species for much of its life cycle. Two species have been confirmed as hosts: Western bumble bee (*Bombus occidentalis*) and Nevada bumble bee (*Bombus nevadensis*) (FWS 2024d). The viability of the species is therefore highly dependent on its host bumble bee species, many of which have also declined historically and are expected to continue to do so in the near-term. Additional reasons for decline include pathogens, pesticides, habitat fragmentation and conversion, and climate change (FWS 2024).

Historically, this species was widespread in the mountains of western North America (Williams et al. 2014). In Nebraska, Suckley's Cuckoo Bumble Bee is likely a rare species, with only three known records in Nebraska, in Dawes, Sioux, and Lancaster Counties, all from prior to 2001. Very little is known on the species' use of habitats in Nebraska. The study area falls in the current recognized range of the species and the Nevada bumble bee (one of the host species) does occur in the study area. There is a low likelihood of the species occurring in the study area.

Variable Cuckoo Bumble Bee

The variable cuckoo bumble bee has a unique life history as a social parasite of the American bumble bee (FWS 2023b). Variable cuckoo bumble bees do not produce workers of their own but, instead, female variable cuckoo bumble bees take over colonies of American bumble bees. This species has never been found to reproduce in the nest of any other bumble bee species; therefore, it relies completely on the success of the American bumble bee (FWS 2023b).

The variable cuckoo bumble bee was historically widespread throughout the eastern temperate forest region of the United States. Its range spanned the eastern half of the United States, as far southwest as Arizona and as far northeast as New Hampshire. Occurrence records are concentrated in the eastern temperate forest and great plains regions of North America, but the species has only been confirmed a handful of times in recent decades (FWS 2023b). The variable cuckoo bumble bee has disappeared entirely from recent records, with the last confirmed observation in Nebraska in 1999, despite increasing survey efforts (Xerces 2022; Koch et al. 2015). Its host (American bumble bee) is found throughout Nebraska, so there is potential for this species to exist in the study area for the proposed action and alternatives.

Threats to this species include the decline in abundance of the American bumble bee, and the stressors described above for American bumble bee (i.e., pesticides, habitat loss or degradation, climate change, and diseases introduced by nonnative bee species).

Special Status Avian and Bat Species

Whooping Crane

The information on the whooping crane (*Grus americana*) in FEIS Section 3.7.7.1, *Affected Environment*, is incorporated by reference in this SEIS, with the following updates.

The latest estimate of the Aransas-Wood Buffalo population (AWBP) is 536 individuals (FWS 2023c).

As described in Revised HCP Section 4.1, *Whooping Crane*, the results of the desktop habitat assessment identified approximately 8,969 acres of potentially suitable whooping crane stopover habitat within 1 mile of the R-Project. NPPD completed daily whooping crane presence/absence surveys during migration periods in fall 2019, spring 2020, fall 2020, spring 2021, and fall 2021, for a total of 699 surveys before R-Project construction or restoration activities. No individuals were observed during these surveys (NPPD 2025).

SEIS Appendix H, *Whooping Crane Technical Supplement*, describes data and information about whooping crane reviewed by the Service in preparation of the SEIS. This includes additional whooping crane sighting and mortality information, including summarized data from the Whooping Crane Tracking Partnership's (WCTP) phase 2 telemetry study, and a study assessing the effects of the R-Project on the AWBP (Barzen et al. 2025).

Whooping crane sighting and mortality information inform project-specific analyses of collision risk. The summarized WCTP phase 2 telemetry data, which cover ground-based whooping crane observations in the R-Project study area from 2017 to 2024, allow for a visual analysis of relative habitat use by whooping cranes in the study area. Review of this data indicates that suitable habitat is widely dispersed and available throughout the study area and that use of the area within or immediately adjacent to the proposed R-Project route was similar to but less than other portions of the study area. SEIS Appendix H provides additional information on the Service's review of whooping crane sighting and mortality information.

Tricolored Bat

Tricolored bat is one of the smallest bats in eastern North America (FWS 2021). It is a wide-ranging species that occurs throughout the eastern United States and Central America from the Atlantic coast to the western edge of the Great Plains in Wyoming and Colorado, and from Nicaragua to southern Canada (FWS 2021). The primary elements of habitat for tricolored bats include caves, mines, and potentially rock crevices for winter hibernacula; trees for summer and maternity roosts; and forest edges and open water for foraging habitat (Lemen et al. 2016).

During the active season (April 1 to November 15), tricolored bat habitat in Nebraska is primarily associated with forested areas, such as along rivers and breaks, that provide roost trees (FWS 2024c, White et al. 2016). In the study area, the R-Project ROW lacks large continuous forested habitats but does include forested riparian areas; small, isolated woodlots; and shelterbelts that may provide summer roosting, maternity roosting, and foraging habitat. The species has expanded further west in recent decades with an expansion of trees along rivers and increases in suitable winter roosting structures such as mines and human-made structures (FWS 2021). The Service provides the following definition of potentially suitable tricolored bat summer habitat.

[Tricolored bat; (TCB)] occur in a wide variety of forested or wooded habitats where they roost in trees and forage for insects. During the summer, reproductive females roost in maternity colonies (i.e., groupings of one or more females and their young) while non-reproductive females and males roost singly... Suitable TCB roost trees include both live and dead trees with live and dead leaf clusters, large live pines with clusters of dead pine needles, and trees containing Spanish moss (*Tillandsia usneoides*). TCB will roost in a variety of tree species, especially oaks (*Quercus spp.*), and often select roosts in tall, large-diameter trees, but will roost in smaller diameter trees when potential roost substrate (e.g., leaf clusters, Spanish moss) is present. TCB prefer foraging along forested edges of larger forest openings, along edges of riparian areas, and over water and avoid foraging in dense, unbroken forests, and narrow road cuts through forests (FWS 2024b).

Tricolored bat occurs primarily in forested habitats in Nebraska, with most documented occurrences in southeastern Nebraska, including Jefferson County, and scattered observations in central and western Nebraska (White et al. 2016; FWS 2021b). It is generally restricted to the eastern third of Nebraska, as its roosting is associated with deciduous woodlands (Schneider et al. 2018). Data received from the Nebraska Natural Heritage Program and cited in the Revised HCP does not include any record of the tricolored bat occurring in the study area for the proposed action and alternatives (NPPD 2025). Acoustic monitoring conducted throughout eastern Nebraska and published by White et al. (2016) also did not detect tricolored bat in the study area for the proposed action and alternatives. Results of the desktop analysis conducted for the FEIS indicated that documented hibernacula are absent from the study area. This conclusion regarding lack of hibernacula in the study area is further supported by Damm and Geluso (2008) and White et al. (2016).

The study area does not contain large tracts of unfragmented forested habitat, but does include forested riparian areas that could be used for roosting. The North American Bat Monitoring Program (NABat) determined mean occupancy probabilities in the modeled species range and found a very low potential in the study area (NABat 2019). The largest contiguous wooded area in the study area (approximately 0.25 mile wide) is along the North Platte River, overlapping the west end of the study area in Lincoln County. Several smaller wooded areas occur along or near the R-Project route. These areas, as well as buildings and bridges in the study area, could provide suitable summer roost and maternity roost habitat. Suitable foraging habitat in the study area includes forested areas and open water areas associated with rivers and sloughs.

The largest threat to the tricolored bat is white-nose syndrome (WNS) caused by the fungus *Pseudogymnoascus destructans* (FWS 2024b; 87 FR 56385). WNS was first detected in an eastern Nebraska mine in 2015 before becoming more established in 2016 and spreading to additional local hibernacula in 2017 (Bockart 2020; White et al. 2022). WNS has led to documented declines in northern long-eared bats in Nebraska (Bockart 2020; White et al. 2016; White et al. 2022). While Bockart (2020) documented drastic declines in northern long-eared bat populations but not tricolored bat populations, the paper notes that WNS was likely a result of the tricolored bat's extended hibernation period (i.e., most of the tricolored bats had likely already left the study area for their wintering grounds). The declines observed at hibernacula are further supported by White et al. (2016). The WNS surveillance work conducted by Dr. Ian Abernathy (2018, 2020, 2023) suggests the fungus continues to persist in Nebraska. Other threats to the tricolored bat include wind energy-related mortality, climate change, and habitat loss (87 FR 56381).

Hoary Bat

Hoary bat (*Lasiurus cinereus*) is a migratory tree roosting bat species that occurs throughout Nebraska, including in the study area for the proposed action and alternatives (Benedict 2004;

Geluso et al. 2004; Geluso et al. 2013). Due to this species' migratory nature, it is not present year-round in Nebraska. The species arrives in Nebraska in May from its wintering grounds in the southern United States and remains until approximately October (Geluso et al. 2004). During this time, adult females occur and reproduce statewide, while adult males are known to stay in the Pine Ridge and Wildcat Hills regions of western Nebraska. Hoary bats are a tree roosting bat species, meaning they roost in the leaf canopy of coniferous and deciduous trees. Adults can roost solitarily, concealed in the canopy of mature trees in dense forests, sparsely wooded areas (i.e., grasslands), or isolated trees or tree clusters that provide shade along urban streets and in city parks. Female hoary bats reproduce in a wide range of similar forested habitats and, unlike other bat species, typically do not form large maternity colonies, often roosting alone or in a small family group consisting of a female and her pups. These forms of summer roosting habitat are present in the study area primarily in the form of riparian forests, shelterbelts, or small, isolated trees or woodlots.

Mortality from collisions with wind turbines is the primary threat to the species, as hoary bats make up the largest proportion of bat fatalities at wind energy facilities in North America (BCI 2023). Wind energy facilities along the migratory route of hoary bat are a major conservation concern. Although conversion of forested land cover has resulted in loss of habitat for the species, habitat availability is not considered a limiting factor. Hoary bats are less susceptible to contracting WNS because they do not hibernate in close proximity to other bats in caves and mines, where bats typically contract the fungus that causes the disease (Mallinger et al. 2023). Therefore, even with the presence of WNS in Nebraska, WNS is not going to reduce the likelihood of hoary bat occurring or reproducing in the state, including the study area.

Special Status Mammals

Swift Fox

The information described in FEIS Section 3.7.15, *Swift Fox (State-listed Endangered Species)*, is incorporated by reference. Habitat for swift fox (*Vulpes velox*) consists primarily of shortgrass or mixed-grass prairie, which occurs in western Nebraska (FWS 2018). They are not known to occur in the sandhills (Nevinson 2023) but have been reported in Cherry, Brown, and McPherson Counties, and a portion of Lincoln County.

3.7.1.2 Related Renewable Energy Projects

The related renewable energy projects study area partially overlaps with the study area for the proposed action and alternatives and intersects with the Nebraska Sand Hills Ecoregion and special status species considered in the FEIS. The related renewable energy projects study area also includes areas of eastern, central, and western Nebraska not in the study area for the proposed action and alternatives and, therefore, contains special status species not addressed in the FEIS. All species that may occur in the study area for the proposed action and alternatives (Table 3.7-1), except for blowout penstemon (*Penstemon haydenii*) and Topeka shiner (*Notropis topeka*), may also occur in the related renewable energy projects study area. Table 3.7-2 provides a list of special status species potentially occurring in the related renewable energy projects study area that do not occur in the study area for the proposed action and alternatives. The following sections describe species that may occur in the related renewable energy projects study area that do not occur in the study area for the proposed action and alternatives and are therefore not addressed in SEIS Section 3.7.1.1, *Proposed Action and Alternatives* or FEIS Section 3.7.1, *Affected Environment*.

Special Status Avian and Bat Species

Golden-Winged Warbler

Golden-winged warbler breeds in higher elevations of the Appalachian Mountains and northeastern and north-central United States (Confer et al. 2020). This species nests in habitat with dense herbaceous cover and patches of shrubs, often adjacent to forest edge (Confer et al. 2020). This species is known as a rare casual migrant in the related renewable projects study area in the spring and an accidental in the fall. This species is an uncommon migrant in eastern counties in the study area (York and Jefferson Counties) (Silcock and Jorgensen 2023). This species is declining in many previously occupied areas, correlated with succession and reforestation, as well as hybridization with blue-winged warblers (*Vermivora cyanoptera*). This species is also known for having high rates of collisions with structures (Confer et al. 2020).

Mountain Plover

Mountain plover (*Charadrius montanus*) is a shorebird in the plover family that inhabits xeric tablelands with sparse, low vegetation. The plover also nests in shortgrass prairie sites with either a history of disturbance by native herbivores or a recent disturbance event (e.g., lightning-strike fire). Recently, many plovers have nested on agricultural fields that are barren when birds arrive on breeding grounds in spring (Knopf and Wunder 2020). The breeding range of this species includes northern New Mexico, eastern Colorado, Wyoming, Montana, and far western Nebraska (Knopf and Wunder 2020). This species primarily winters in the Central, Imperial, and San Joaquin Valleys of California (Knopf and Wunder 2020).

Kimball County (adjacent to Cheyenne County to the west) is the furthest east that this species has been observed nesting in Nebraska (eBird 2023). This species is not known to nest in Cheyenne County (eBird 2023) but has some potential to occur (NGPC 2015). The remainder of the study area is well outside of the known nesting range for this species.

Thick-billed Longspur

Thick-billed Longspur (*Rhynchophanes mccownii*; formerly McCown's Longspur) is a migratory songbird that breeds in shortgrass prairie or structurally similar habitats including overgrazed pasture in the northwestern fringe of the great plains, primarily in Wyoming, Montana, and into Alberta and Manitoba (With 2021). The eastern extent of this species breeding range generally corresponds with the extent of shortgrass prairie and ends in western Nebraska. This species may nest in Cheyenne County.

Little Brown Bat

The Service was slated to complete a discretionary status review of the little brown bat by fiscal year 2024 (FWS 2023a); however, the review is still pending. In Nebraska, the species occurs as two subspecies, with *Myotis lucifugus lucifugus* in eastern Nebraska (range similar to the northern long-eared bat) and *M. l. carissima* in far northwestern Nebraska (Benedict 2004; Geluso et al. 2013; White et al. 2016). The related renewable energy projects study area overlaps with the eastern edge of the species' range in Nebraska, particularly with summer roosting habitat. As a species that hibernates in caves and mines, little brown bats are facing rapid population decline from WNS (Kunz and Reichard 2010).

Special Status Reptiles

Timber Rattlesnake

Timber rattlesnake (*Crotalus horridus*) occurs in deciduous and riparian woodlands in conjunction with rock outcrops. This species is widespread in eastern United States, but in Nebraska, some of the last remaining populations of the Western massasauga (*Sistrurus teregemius*) and timber rattlesnakes are found in the sandstone prairie regions of Jefferson and Thayer Counties (Schneider et al. 2011). Even though many of the prairies are degraded, the large size of prairie remnants makes this area unique and provides an opportunity for landscape-scale tallgrass prairie conservation. The largest protected areas in the landscape include Rock Glen Wildlife Management Area, Rose Creek Wildlife Management Area, and Rock Creek Station State Historical Park. This species may occur in southern or western portions of Jefferson County.

Western Massasauga

Western massasauga occurs in wet mesic tallgrass prairie; wet meadows/marsh/prairie; lower-middle tallgrass prairie; and cordgrass wet prairie and is widespread in eastern United States. In Nebraska, some of the last remaining populations of the massasauga and timber rattlesnakes are found in the sandstone prairie regions of Jefferson and Thayer Counties (Schneider et al. 2011). In the study area, this species may occur in southern or western portions of Jefferson County.

3.7.2 Environmental Consequences

3.7.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on special status species would be the same as presented in FEIS Section 3.7.1.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

Proposed Action

The following sections describe the effects of the proposed action on each special status species that occurs in the study area for the proposed action and alternatives. Effects on the following species are the same as those described in the FEIS and are incorporated by reference into the SEIS: blowout penstemon (FEIS Section 3.7.12, *Blowout Penstemon [Federally Listed Endangered Species]*), swift fox (FEIS Section 3.7.15, *Swift Fox [State-listed Endangered Species]*), and blacknose shiner (*Notropis heterolepis*) (FEIS Section 3.7.16, *Blacknose Shiner [State-listed Endangered Species]*).

FEIS Section 3.7.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures* does not address potential effects of electric and magnetic fields (EMF) on special status species. Refer to SEIS Section 3.6, *Wildlife*, for a description of potential effects of EMFs on wildlife that would also apply to special status wildlife species. There is no scientific literature suggesting adverse effects on plants from extremely low frequency EMFs.

Special Status Insect Species

American Burying Beetle

The types and intensity of effects of the proposed action on ABB would be the same as presented in FEIS Section 3.7.11.2, *Direct and Indirect Effects*, with the following differences.

Direct effects on ABB habitat from construction activities would be expected to permanently remove 19 acres of potential ABB habitat and temporarily disturb an additional 1,250 acres of potential ABB habitat (NPPD 2025). Emergency repairs during the permit term would be expected to affect 250 acres of ABB habitat. The Revised HCP estimates a maximum take of 175 beetles (146 from construction and 29 from emergency repairs). Temporary and permanent habitat disturbance from construction activities would represent short- and long-term, moderate-intensity impacts on ABB.

Revised HCP Section 6.2.2, *Mitigation Measures*, summarizes estimated impacts on ABB habitat from covered activities and the mitigation acres required to offset these habitat impacts, which amounts to 509.83 acres (NPPD 2025). NPPD has purchased 594 acres of mitigation lands in Blaine County, Nebraska. This parcel is a continuous tract of land that has documented ABB presence along the entire tract (NPPD 2025). The Service has approved this parcel as satisfying NPPD's mitigation obligations for take of ABB.

Revised HCP Section 6.3 includes the following updated avoidance and minimization measures (AMMs) for ABB.

- Avoidance of subirrigated wet meadows and mesic grasslands.
- Use of existing roads and two-tracks for access.
- Use of temporary improvements for access.
- Siting temporary work areas in areas unsuitable for ABB use.
- Use of helical pier foundations in the sandhills.
- Helicopter construction.
- Winter construction.
- Conducting limited nighttime construction during periods when ABB are active.
- Use of downshielded and low-temperature LED lighting.
- Restoration of ABB habitat.
- Require all personnel, including contractors, to complete a Worker Environmental Awareness Program.

The FEIS proposed action included AMMs that proposed mowing of vegetation and carcass removal to reduce and eliminate ABB use in certain areas as a strategy to avoid take. These AMMs were removed from the Revised HCP because it is unclear if these actions would eliminate all ABB use. Additionally, mowing could result in soil disturbance (e.g., compaction and ground disturbance) that could directly impact ABB through injury or mortality. Carrion removal could affect ABB if they were inside of carrion being removed.

Overall, these differences would not change the duration or intensity of effects from what is described for the FEIS proposed action (short and long term; moderate intensity).

American Bumble Bee, Variable Cuckoo Bumble Bee, and Suckley's Cuckoo Bumble Bee

The proposed action would result in the temporary disturbance of potential habitat for American bumble bee, including 156.7 acres of agricultural land cover, 1,036.6 acres of dune vegetation, and 149.6 acres of grassland, shrubland, and prairie land cover types (Table 3.5-5).² Agricultural land cover includes pasture/hay fields (suitable habitat) and row crops (unsuitable for nesting and poor forage) and is therefore an overestimate of potential habitat. Permanent disturbance of approximately 27 acres could occur in any of these land cover types and result in long-term habitat loss, but the specific location of permanent disturbance is unknown.

The Revised HCP includes updated AMMs for other species, including ABB, which would benefit American bumble bee, variable cuckoo bumble bee, and Suckley's cuckoo bumble bee. These AMMs include:

- Require all personnel to complete a Worker Environmental Awareness Program.
- Avoid subirrigated wet meadows and mesic grasslands.
- Use existing roads and two-tracks for access.
- Use temporary improvements for access.

These AMMs do not eliminate the temporary loss of foraging habitat and potential disturbance or mortality during ROW-clearing activities, nor would they avoid the potential for crushing or grading American bumble bee colonies or overwintering queens. Effects on American bumble bee would be short and long term and moderate intensity.

Both variable cuckoo bumble bee and Suckley's cuckoo bumble bee are obligate social parasites, reliant on host colonies of bumble bees in the genus *Bombus*, such as American bumble bee. The projected types, duration, and intensity of effects on variable cuckoo bumble bee would be the same as those described for American bumble bee (short and long term; moderate intensity). Suckley's cuckoo bumble bee is described as a semi-specialist parasite, primarily tied to Western bumblebee and Nevada bumble bee (FWS 2024d), which have a low likelihood of occurrence in the study area. Given the lower likelihood that this species occurs in areas that would be affected by the R-Project, effects on Suckley's cuckoo bumble bee would be short and long term and low intensity.

Monarch Butterfly

The proposed action would result in the temporary disturbance of potential habitat for monarch butterflies, including 156.7 acres of agricultural land cover, 1,036.6 acres of dune vegetation, and 149.6 acres of grassland, shrubland, and prairie (Table 3.5-5).³ Permanent disturbance of approximately 27 acres could occur in any of these land cover types, but specific locations of permanent disturbance are unknown. Because milkweeds are widespread species potentially occurring in most vegetation types in the study area, the types and intensity of effects on monarch butterfly habitat would be similar to the effects on vegetation described in SEIS Section 3.5, *Vegetation*. Wetland habitat would be avoided to the maximum extent practicable, which would

² As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

³ As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

benefit monarch breeding on milkweed in wetlands. The removal of habitat containing milkweed during the monarch breeding season could result in direct effects on monarch.

Construction, operation, and maintenance of the proposed action would require vehicular activity, which could result in roadkill. Roadkill is a common source of mortality for monarch butterflies, especially near high-speed roads (e.g., interstate highways) (FWS 2020b). Slow speeds associated with maintenance vehicles off paved roads would not be expected to result in significant roadkill. Additionally, routine operation and maintenance activities would be scheduled during the ABB inactive season (winter), coinciding with times when monarch butterflies have migrated and are not present.

The Revised HCP includes updated AMMs for other species, including ABB, which would benefit monarch butterflies.

- Require all personnel to complete a Worker Environmental Awareness Program.
- Avoid subirrigated wet meadows and mesic grasslands.
- Use existing roads and two-tracks for access.
- Use temporary improvements for access.
- Schedule routine operation and maintenance activities during the ABB inactive season, which would coincide with when monarch butterflies have migrated out of Nebraska.

Considering these AMMs, effects on monarch butterfly would be short and long term and moderate intensity.

Regal Fritillary

In the study area for the proposed action and alternatives, regal fritillary is primarily associated with wet meadows in the sandhills and subirrigated meadows near stream drainages (USFS 2007). However, without focused surveys for host plants and for the species, regal fritillary cannot be ruled out from the study area. The AMMs that would benefit monarch butterflies would benefit regal fritillary and effects on regal fritillary from the proposed action would be similar to those described for the monarch butterfly (short and long term, moderate intensity).

Special Status Avian and Bat Species

Bald Eagle

The types and intensity of effects of the proposed action on bald eagle (*Haliaeetus leucocephalus*) would be the same as presented in FEIS Section 3.7.2.2, *Direct and Indirect Effects*, except for the following differences.

NPPD conducted bald eagle surveys within a mile of the proposed R-Project centerline at each major river crossed by the proposed centerline in 2014, 2016, 2017, 2018, 2019, and 2020. Revised HCP Table 3-3 presents the 23 bald eagle nests known in the study area for the proposed action and alternatives, including 11 active bald eagle nests identified during NPPD's 2014, 2016, 2017, and 2018 surveys. Of these active nests, one is within 0.5 mile of the proposed R-Project centerline and associated disturbance areas, near Sunfish Lake in northern Garfield County. Other occupied bald eagle nests identified near the proposed transmission line include one on the North Loup River, 0.56 mile south of the centerline, and one on Birdwood Creek, approximately 1.5 miles downstream of

the centerline. A public road that may be used for access is located approximately 0.25 mile from this nest. Per Revised HCP Section 4.3.3, a preconstruction bald eagle nest survey would be completed prior to trees leafing-out in the spring (approximately February to March) and before construction to identify any nests that may have been established since the 2020 survey. If an occupied bald eagle nest is identified during the preconstruction survey, construction activities would comply with seasonal nest restrictions identified in Revised HCP Section 4.4.3, which would avoid potential effects on nesting bald eagles.

To minimize potential impacts on bird species from collisions with power lines, NPPD would mark all 226 miles of the proposed transmission line and an additional 124 miles of NPPD-owned power lines with bird flight diverters, including marking overhead shield wire at river spans and near wetlands according to Avian Power Line Interaction Committee guidelines (2012) and NPPD construction standards (Revised HCP Section 2.4).

Emergency repairs may temporarily modify an estimated total of 351 acres during the life of the R-Project, which could include upland foraging habitat.

Revised HCP Section 4.3.3 includes updated AMMs proposed for the bald eagle, which are not anticipated to change the intensity of the effects described in the FEIS. These differences, including updated AMMs, do not change the effects described for the FEIS proposed action (short and long term, low intensity).

Golden Eagle

The types and intensity of effects of the proposed action on golden eagle (*Aquila chrysaetos*) would be the same as presented in FEIS Section 3.7.3.2, *Direct and Indirect Effects*, except for the following differences.

42.1 acres of trees would be removed by ROW clearing for construction. While golden eagles may have historically nested in the study area, they are not known to currently nest in the study area (Silcock and Jorgensen 2023). Tree removal could result in a loss of nesting habitat or degrade foraging habitat by removing perch sites, but these effects would be of low intensity, given the limited golden eagle activity in the study area.

To minimize potential impacts on bird species from collisions with power lines, NPPD would mark all 226 miles of the proposed R-Project and an additional 124 miles of NPPD-owned power lines with bird flight diverters. This marking would include overhead shield wire at river spans and near wetlands and in areas of elevated mammal prey densities if observed during construction, according to Avian Power Line Interaction Committee guidelines (2012) and NPPD construction standards.

Revised HCP Section 4.4.3 includes updated AMMs for golden eagle, which are not anticipated to change the intensity of the effects described in the FEIS. Given the limited use of the study area by this species, these differences would not change the type or intensity of the effects described for the FEIS proposed action (short and long term, low intensity).

Interior Least Tern

The types and intensity of effects of the proposed action on interior least tern would be the same as presented in FEIS Section 3.7.4.2, *Direct and Indirect Effects*, except for the following differences.

The Revised HCP does not include AMMs specific to interior least tern but AMMs for other species (e.g., piping plover [*Charadrius melanotos*] and rufa red knot [*Calidris canutus rufa*]) would likely benefit interior least tern because of shared habitat and life history.

- All personnel will be required to complete the Worker Environmental Awareness Program.
- The proposed transmission line will span rivers and streams at locations with existing bridge crossings where such infrastructure is available.
- Wetland habitat will be avoided to the maximum extent practicable.
- Temporary disturbance of wetlands from construction will be restored upon project completion.
- Wetland habitat will be crossed using specialized equipment, temporary matting, or other BMPs.
- Line marking devices will be installed on the overhead shield wire at the North Platte River and South Platte River spans.

These differences and updated AMMs would not change the type or intensity of the effects described for the FEIS proposed action (short and long term, low intensity).

Piping Plover

The types and intensity of effects of the proposed action on piping plover would be the same as presented in FEIS Section 3.7.5.2, *Direct and Indirect Effects*. Recent published research confirms the FEIS conclusions. Given that the FEIS documented absence of breeding habitat in the study area for the proposed action and alternatives, piping plovers would migrate through the study area to arrive at breeding/wintering habitats. Telemetry research with the Atlantic Coast Piping Plover (*Charadrius melanotos melanotos*) found that offshore migratory flights were conducted at altitudes averaging 9,475 feet (range of model uncertainty: 118–3,383 feet) (Loring et al. 2020), which indicates that migrating piping plovers would be unlikely to be at risk for colliding with the proposed transmission line. The Service is not aware of comparable information specific to the Great Plains population of the piping plover that is present in Nebraska. Because of the low risk of collision with the proposed transmission line and implementation of AMMs, effects would be the same as described for the FEIS proposed action (short and long term, low intensity).

Rufa Red Knot

The types and intensity of effects of the proposed action on rufa red knot would be the same as presented in FEIS Section 3.7.6.2, *Direct and Indirect Effects*, except for the following differences. Construction of the proposed action could temporarily disturb 54.8 acres of wetland/riparian land cover types (Table 3.5-6)⁴, which would result in temporary disturbance of habitat that may be used by rufa red knot during migration. Revised HCP Section 4.5.3 includes updated AMMs for the rufa red knot. These differences would not change the duration or intensity of effects described for the FEIS proposed action (short and long term, low intensity).

⁴ As noted in SEIS Section 3.1.2, *Summary of Changes in Disturbance Areas*, spatial analyses of estimated disturbance areas do not reflect the 40-acre construction contingency included in the Revised HCP.

Whooping Crane

The effects of the proposed action on whooping crane would be the same as presented in FEIS Section 3.7.7.2, *Direct and Indirect Effects*, except for the differences described below. These differences do not change the type or intensity of the effects described for the FEIS proposed action.

- NPPD estimates that construction activities associated with the R-Project would result in 28.9 acres of temporary disturbance (up from 12.7 acres in the FEIS) of potentially suitable whooping crane habitat (Revised HCP Table 4-2) (NPPD 2025). The projected 0.013 acre of permanent disturbance has not changed from the FEIS. The Revised HCP also notes that temporary disturbance of 28.9 acres represents 0.3% of potential whooping crane habitat within 1 mile of the proposed R-Project transmission line (NPPD 2025).
- NPPD's desktop habitat assessment identified approximately 8,969 acres of potentially suitable whooping crane stopover habitat within 1 mile of the R-Project, and the Service's review of the WCTP phase 2 telemetry data, described in SEIS Appendix H, indicates that whooping cranes do use habitat within or immediately adjacent to the R-Project route (although similarly or less so than other areas in the study area). Analysis by Ellis et al. (2022) indicates that whooping cranes avoid habitat within 2 kilometers (km) of power lines during non-drought conditions, suggesting that the R-Project could affect use patterns of whooping crane stopover habitat in the study area.
- To minimize potential impacts on whooping cranes, NPPD will mark all 226 miles of the proposed transmission line with bird flight diverters, as described in Revised HCP Section 4.1.3. Portions of the proposed transmission line at river crossings and areas identified as used by birds during low-light conditions will be marked with reflective and glow-in-the-dark surfaces to reduce avian collisions in low-light conditions. NPPD will also mark at least 124 miles of existing line with bird flight diverters, which is equal to the amount of the R-Project line within 1 mile of potentially suitable stopover habitat.
- In 2018, the Service completed a cumulative review and assessment of seven risk analyses, additional supplemental information, rebuttals, as well as peer reviews that evaluated the likelihood of a whooping crane colliding with the proposed R-Project transmission line. From this evaluation, the Service developed a comprehensive risk assessment termed the reasonably certain knowledge (RCK) methodology (Skorupa and Juliusson 2018). In 2019, the Service prepared a white paper summarizing whooping crane collision risk analyses to date (FWS 2019), which states that the Service supports use of the RCK methodology with updated data, as it represents an appropriate assessment tool for collision risk. The Service maintains its support for the RCK methodology.
- The Service reviewed the Barzen et al. analysis assessing the effects of the R-Project on the AWBP, initially provided as unpublished during scoping for the SEIS and then published after release of the Draft SEIS (Barzen et al. 2025). SEIS Appendix H explains key differences between this analysis and the Service's RCK methodology pertaining to the use of sandhill crane data as a surrogate for whooping crane data and consideration of minimization measures. Ultimately, the Service concludes that its RCK methodology remains the best available tool to evaluate whooping crane collision risk.
- NPPD prepared an updated analysis of collision risk from the R-Project using the RCK analysis methodology in 2025 (Final Revised HCP Appendix D, *Whooping Crane Risk Analysis Review*). This analysis considers information on whooping crane mortalities from the Service's review of

confirmed whooping crane sightings and mortalities, including updated mortality information from WCTP phase 2 telemetry data (WCTP 2025). SEIS Appendix H provides additional information on the Service's review of whooping crane sightings and mortalities.

Based on the above information, the types and intensity of effects of the proposed action on whooping crane would be the same as presented in FEIS Section 3.7.7.2, *Direct and Indirect Effects*. The Service's review of the various methods and best available science continues to conclude that the risk of whooping crane collision is low (less than 0.5 whooping cranes over the 50-year life of the proposed action). NPPD concludes in the Revised HCP that the likelihood of whooping crane collisions with the proposed transmission line is extremely low (NPPD 2025). The Service concludes that there is no scientifically reliable evidence that take of whooping cranes from collision with the proposed transmission line is reasonably certain to occur.

Short- and long-term, low-intensity effects would occur from temporary disruption of whooping crane behavior through avoiding areas within 2 km of the proposed R-Project route (Ellis et al. 2022) and temporary and permanent impacts to habitat from directly constructing through suitable roosting habitat. Analysis of whooping crane habitat use in the study area with the WCTP phase 2 telemetry data indicates that sufficient habitat would remain functional at both the local and range-wide scales in this portion of the whooping crane migration corridor to maintain the viability of the species. Evaluating use patterns in the immediate vicinity of the proposed R-Project route compared to the study area suggests that whooping crane use near the proposed R-Project route is similar to or less than in other portions of the study area. Though occasional responses to this disturbance or displacement by some individuals could be expected, the Service does not anticipate this loss of habitat to impact feeding, reproduction, resting, migrating, or other factors to measurably alter the number of whooping cranes in the AWBP. No take of whooping crane or adverse modification of critical habitat is expected to occur.

Northern Long-eared Bat

The types and intensity of effects of the proposed action on northern long-eared bat would be the same as presented in FEIS Section 3.7.8.2, *Direct and Indirect Effects*, except for the following differences.

The permanent removal of approximately 42.1 acres of scattered wooded habitat and additional tree trimming and removal to keep the ROW clear of trees would result in the loss of potential summer roosting habitat for northern long-eared bat. The removal of potential summer roosting habitat would cause northern long-eared bats that may be present to cover greater distances when flying to and from roosts or hibernacula, resulting in increased energy expenditure during flight.

Emergency repairs may temporarily disturb an estimated 351 acres, which could include some roosting habitat and affect the species' flight expenditures. While the timing and location of emergency repair activities cannot be predicted, effects on northern long-eared bat roosting habitat are likely to be limited because most emergency repairs would be conducted in previously cleared areas where trees cleared from the ROW would not be allowed to regrow to a height or diameter that would provide suitable habitat for the species in the future.

Revised HCP Section 4.6.3 includes updated AMMs for the northern long-eared bat. Tree clearing in the ROW and removal of potential roost trees during routine operation and maintenance activities would be avoided in potential northern long-eared bat habitat during the summer occupancy period (April 1-September 30) to avoid potential impacts on roosting individuals. These differences in the

proposed action, including updated AMMs, would not change the effects described for the FEIS proposed action (short and long term, low intensity).

Tricolored Bat

Although the study area for the proposed action and alternatives does not contain any documented occurrences of tricolored bats or any caves or mines that may serve as hibernacula, the permanent removal of approximately 42.1 acres of scattered wooded habitat and additional tree trimming and removal to keep the ROW clear of trees and shrubs would result in the loss and disturbance of potential summer roosting habitat for tricolored bat. Trees to be removed may provide summer roost, maternity roost, and foraging habitat for tricolored bats. The Service's proposed listing decision stated that the current impacts of habitat loss to tricolored bat are low because the severity of population-level declines from habitat loss is slight (87 FR 56381). Similar to northern long-eared bat, removal of potential summer roosting habitat can cause tricolored bats that may be present to cover greater distances when flying to and from roosts or hibernacula, resulting in increased energy expenditure during flight. Given the limited extent of suitable habitat in the ROW, tricolored bat use is expected to be low.

Effects from emergency repairs would be the same as described for northern long-eared bat; they would likely be limited due to most emergency repairs being conducted in previously cleared areas.

Revised HCP Section 4.7.3 includes AMMs for tricolored bat. Tree clearing in the ROW and removal of potential roost trees during routine operation and maintenance activities would be avoided in potential tricolored bat habitat during the summer occupancy period (April 1 to September 30) to reduce the potential for impacts on undocumented maternity roost trees.

Given the limited potential for effects on tricolored bat habitat and the AMMs, effects would be short and long term and low intensity.

Hoary Bat

The permanent removal of approximately 42.1 acres of scattered wooded habitat and additional tree trimming and removal to keep the ROW clear of trees and shrubs would result in the loss, disturbance, and fragmentation of potential summer roosting habitat for hoary bat. Trees to be removed may provide summer roosting habitat for hoary bat day/night roosting and potentially maternity roosting behaviors.

Effects from emergency repairs would be the same as described for northern long-eared bat; they would likely be limited due to most emergency repairs being located in previously cleared areas.

The Revised HCP does not include AMMs specific to hoary bat, but the AMMs for northern long-eared bat and tricolored bat would benefit hoary bat because of the species' similar summer roosting habitat preferences. Tree clearing in the ROW and removal of potential roost trees during routine operation and maintenance activities would be avoided in potential tricolored bat and northern long-eared bat habitat during those species' summer occupancy period (April 1 to September 30) which would also avoid the roosting life stages of hoary bat. Routine operation and maintenance activities would be conducted during the ABB inactive season (October to mid/late May), which coincides with the time when the hoary bat is not in Nebraska.

Given the limited potential for effects on hoary bat habitat and the AMMs, effects would be short and long term and of low intensity.

Special Status Reptiles

Blanding's Turtle

The types and intensity of effects of the proposed action on Blanding's turtle (*Emydoidea blandingii*) would be the same as presented in FEIS Section 3.7.9.2, *Direct and Indirect Effects*, except for the following differences. Construction activities are expected to temporarily disturb approximately 149.6 acres of upland grassland and prairie habitat and 54.8 acres of wetland/riparian habitat for access to structures during construction. NPPD would avoid wetland habitat to the maximum extent practicable. As described in SEIS Section 3.4, *Wetlands*, NPPD estimates that 0.006 acre of permanent fill of wetlands would occur from structure foundations. Revised HCP Section 4.8.3 includes updated AMMs for Blanding's turtle, which are not anticipated to change the effects described for the FEIS proposed action (short and long term, low intensity).

Special Status Fish

Topeka Shiner

FEIS Section 3.7.10.2, *Direct and Indirect Effects*, determined that the project would have no effects on Topeka shiner because, while suitable habitat for the species occurs in the study area, it would not be affected by the proposed action. Per the Revised HCP, emergency repairs may temporarily disturb an estimated 351 acres during the life of the R-Project, the timing and location of which cannot be predicted. Therefore, it is assumed that suitable habitat for Topeka shiner could be affected by emergency repair activities. However, no Topeka shiner populations are known to occur in any of the suitable habitat in the project area. Temporary bridges crossing suitable Topeka shiner habitat could be required for emergency repair vehicles but would be removed following completion of the repair. The Revised HCP includes AMMs that prohibit in-water work in small streams providing potentially suitable habitat, to avoid crossings of streams and otherwise protect suitable habitat. Effects on Topeka shiner would be greater than described in the FEIS and would be short term and low intensity, should the species occupy streams in the study area in the future.

Finescale Dace and Northern Redbelly Dace

The types and intensity of effects of the proposed action on finescale dace (*Chrosomus neogaeus*) and northern redbelly dace (*Chrosomus eos*) would be the same as presented in FEIS Sections 3.7.17.2 and 3.7.18.2, *Direct and Indirect Effects*, except for the following differences. Construction activities are expected to temporarily disturb approximately 0.3 acre of open water habitat, which could be suitable habitat for these species. Emergency repairs may temporarily disturb an estimated 351 acres during the life of the R-Project, the timing and location of which cannot be predicted (NPPD 2025; Table 4-1). It is assumed that these activities could affect dace habitat. Revised HCP Section 4.9.3 includes updated AMMs for the Topeka shiner, which would also protect these species because of similarity in range and habitat requirements. These differences, including updated AMMs, do not change the effects described for the FEIS proposed action (short term, low intensity).

Special Status Plants

Western Prairie Fringed Orchid and Small White Lady's Slipper Orchid

The types and intensity of effects of the proposed action on western prairie fringed orchid (*Platanthera praecox*) and small white lady's slipper orchid (*Spiranthes diluvialis*) would be the

same as presented in FEIS Sections 3.7.13.2 and 3.7.19.2, *Direct and Indirect Effects*, with the following differences. Per Revised HCP Section 4.11, *Western Prairie Fringed Orchid*, construction activities may result in disturbance of 320 acres of field-verified suitable western prairie fringed orchid habitat. The same habitat is suitable for small white lady's slipper orchid. Revised HCP Section 4.11 includes updated AMMs for the western prairie fringed orchid, which would also protect small white lady's slipper orchid. These differences, including updated AMMs, are not anticipated to change the effects described for the FEIS proposed action (short and long term; low intensity).

Alternative A (FEIS Proposed Action)

The types and intensity of effects of Alternative A on special status species would be the same as presented in FEIS Section 3.7 and are incorporated into this SEIS by reference.

The types and intensity of effects of Alternative A on American bumblebee, monarch butterfly, regal fritillary, variable cuckoo bumble bee, and hoary bat would be similar to those under the proposed action, with the following differences. Alternative A includes approximately 49 acres of tree removal in the ROW, which is slightly more than the 42.1 acres estimated under the proposed action.⁵ NPPD estimates less temporary disturbance under Alternative A than the proposed action (Table 3.1-2). Overall, these changes do not change the types or intensity of effects on these species compared to the proposed action.

Alternative B (Steel Monopole Only)

The types and intensity of effects of Alternative B on special status species would be the same as presented in FEIS Section 3.7 and are incorporated into this SEIS by reference, with the following differences. The increased estimated area of temporary and permanent ground disturbance (Table 3.1-2) would result in greater effects from habitat loss than the proposed action. Effects from operation and maintenance activities and AMMs for all species would be the same as the proposed action. Although effects under Alternative B would be greater than the proposed action, overall duration and intensity of effects on species analyzed in the FEIS would be the same as described for Alternative B in the FEIS, except for Topeka shiner, for which effects would be of low intensity.

The types and intensity of effects of Alternative B on American bumblebee, monarch butterfly, regal fritillary, variable cuckoo bumble bee, and hoary bat would be the same as under the proposed action.

3.7.2.2 Related Renewable Energy Projects

Impacts on special status species from construction and operation of the related wind and solar energy projects could include injury or mortality to sensitive species; habitat loss or fragmentation; permanent and temporary displacement of sensitive species or interference with feeding, mating, nesting, or migratory behaviors of sensitive wildlife species; and habitat alteration or degradation associated with the introduction of invasive species.

⁵ This difference is due to clearing that was already completed under the ITP issued prior to the court demand.

Special Status Insects

The related renewable energy projects may cause direct injury or mortality to individuals or habitat loss, fragmentation, or alteration in the related renewable energy projects study area. The degree of impacts on these species would be correlated to the amount and quality of habitat affected by project construction, as avoidance of grassland and prairie habitat would prevent impacts. Cropland, which is generally unsuitable habitat for special status insect species, comprises much of the study area (Table 3.5-3). Development of the related renewable energy projects on already disturbed agricultural land would avoid impacts on grassland and prairie habitat. However, the proposed Prairie Hills Wind project area is made up of over 75% grassland and prairie habitat (Table 3.5-4), indicating a higher potential for impacts on special status insect species from this project. The magnitude of effects would depend on the siting of related renewable energy projects and what land cover types are affected but would generally be of low to moderate intensity.

In the related renewable energy projects study area, ABB could occur in Antelope, Holt, Greeley, and Wheeler Counties. ABB is highly sensitive to disturbance and largely restricted to areas mostly undisturbed by human activity (FEIS Section 3.7.11), making the species vulnerable to habitat fragmentation and alteration, disturbance, and individual mortality. Specific to the Thunderhead Wind Energy Center (Thunderhead), the Service determined that operation of the project may affect, but is not likely to adversely affect ABB because it is not in suitable habitat and includes environmental commitments (e.g., lighting and vegetation management) which would reduce the likelihood of ABB occupying habitat in the future (WAPA 2022). Regarding the future related renewable energy projects, while it is not certain that adverse effects on ABB could be avoided, project developers would be required to comply with the ESA. Development of these projects may result in long-term, moderate-intensity effects on ABB, depending on their specific location.

Special Status Avian and Bat Species

Construction of power lines, wind turbines, and other utility infrastructure could affect special status birds and bats through collisions with these structures. The types of effects of these activities on special status avian and bat species would be similar to the potential effects on other avian and bat species, as described in SEIS Section 3.6, *Wildlife*.

Special Status Bats

The Service identifies wind energy mortality as a factor affecting northern long-eared bat, little brown bat, and tricolored bat viability, although to a much lesser extent than the influence of WNS. The Service identifies wind energy mortality as a major concern for hoary bat. All of these species could be affected by related wind energy projects. Therefore, projects in the range of these species would likely need to employ AMMs to limit effects. Specific to Thunderhead, the Service found that the project may affect but would not likely affect northern long-eared bat because of low species occurrence in the project area and adopted AMMs (WAPA 2022).

Impacts on northern long-eared bat, tricolored bat, hoary bat, and little brown bat from the construction of the related renewable energy projects may result from tree-clearing activities, including from noise generated by construction equipment. Projects constructed in compliance with the ESA and in conformance with Service guidance (FWS 2023) would minimize potential short-term adverse effects from disturbance and mortality to bats. However, new renewable energy projects, depending on their location, may modify suitable summer roosting habitat for bats. This

permanent removal of suitable summer roosting habitat across the landscape could impact the species' flight expenditure to roost trees and hibernacula, or potential undocumented maternity roost sites. These impacts would be long term and low intensity.

Operation and maintenance the related renewable energy projects may result in long-term, low- to moderate-intensity, adverse impacts on these species, including mortality from collision with wind turbine blades. The intensity of impacts would depend on project siting and the application of project-specific AMMs (e.g., BMPs and mitigation measures adopted by project developers, such as those in the Service's Land-Based Wind Energy Guidelines [FWS 2012b]).

Special Status Birds

Special status bird species may be affected by habitat loss, fragmentation, or alteration from the related renewable energy projects, similar to general avian species (SEIS Section 3.6). Details on potential effects on bald eagle and whooping crane are described below.

Bald Eagle

FEIS Section 4.4.4, *Special Status Species*, describes the potential impacts on bald eagles from collisions with wind turbines. The Service has observed an increase in bald eagle mortality caused by wind turbine collision in Nebraska, typically on overcast or cloudy days and particularly in Antelope County, likely due to the increasing population of the bald eagle and more birds flying in areas at risk of turbine strikes. In consideration of these trends, effects from the related wind energy projects would be long term and of moderate intensity.

Whooping Crane

The related renewable energy projects could result in effects on whooping crane, including lethal effects (e.g., from direct collision with a wind turbine or other associated infrastructure) and sublethal effects (e.g., from indirect impacts of other stressors, primarily habitat loss from increased energy infrastructure development). The Service identified seven related renewable energy wind projects, five of which would be in the 95% primary whooping crane migration corridor (Figure 3.7-1). Additionally, two related solar projects were identified, one of which is in the 95% whooping crane migration corridor. The Service is unaware of specific effects on whooping crane from solar projects, beyond the summary of effects described for general avian species in SEIS Section 3.6.

As described in SEIS Section 3.6, construction of power lines and other utility infrastructure could affect birds, including whooping cranes, through collision. The exact location and lengths of power lines and utility infrastructure associated with the related renewable energy projects are currently unknown and therefore effects on whooping crane from these cannot be further described. The one exception is the already-constructed Thunderhead and associated infrastructure. Specific to Thunderhead, the Service found that the project may affect but is not likely to adversely affect whooping crane of limited habitat availability and the adoption of AMMs to minimize collisions with wind turbines, including project siting to avoid sensitive habitat, proper lighting, and a bird and bat conservation strategy plan that outlined monitoring intended to detect whooping cranes and reduce speed or shut down wind turbines near whooping cranes (FWS 2022).

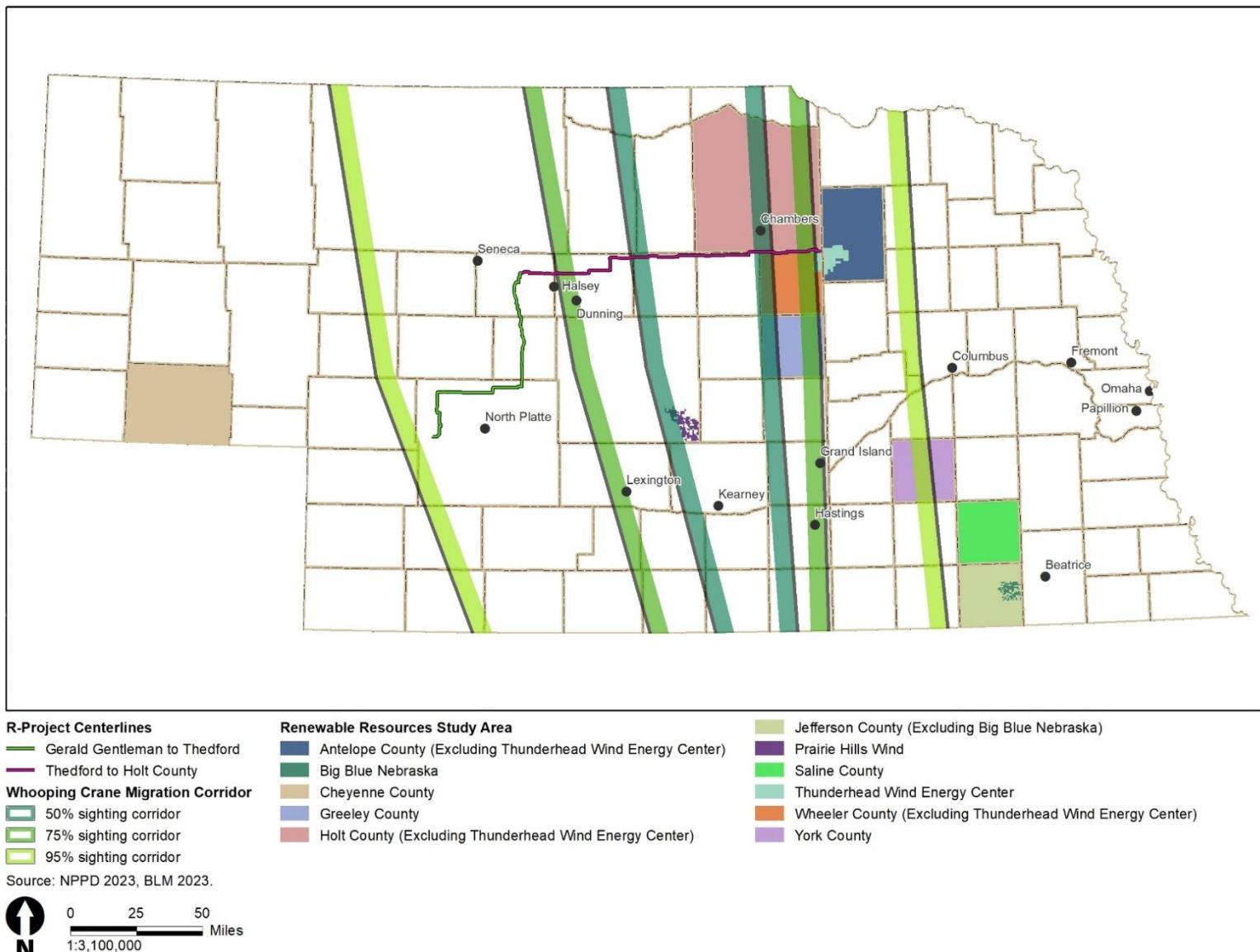


Figure 3.7-1. Related Renewable Energy Projects in the Whooping Crane Migration Corridor

To date, no whooping crane mortality has been documented at wind energy facilities. Two sandhill crane collision deaths were documented at a wind energy facility in Texas (Stehn and Strobel 2011). The sandhill crane is often regarded as a surrogate species for the whooping crane; however, sandhill cranes are far more numerous than whooping cranes, making collision mortality of this species more probable. Still, the possibility of whooping crane mortality from collision with wind turbines remains.

One study found that whooping crane use within 5 km (3.1 miles) of wind energy infrastructure was significantly less than expected, suggesting possible avoidance of habitat near wind farms within that distance (Pearse et al. 2021). However, using this study to determine the effects of the related renewable energy projects to whooping crane energy expenditures and potential loss of fitness to the AWBP is challenging. Pearse et al. 2012 provides a framework to conduct a sensitivity analysis by applying their energetic model developed for a few hypothetical scenarios in which a whooping crane would deviate from its migration path (e.g., due to a wind energy project) for distances between 10 km up to 200 km over its entire migration. It is important to note that Pearse et al. (2021) does not explicitly indicate whether whooping cranes fly around wind farms, only that they appear to avoid using habitat near them. To be conservative, one could assume AWBP individuals would deviate from their migration route. In corn-dominated landscapes, such as those that would be encountered throughout the Nebraska migration corridor, a whooping crane could travel an additional 100 km (representing 2.5% of the 4,000 km migration) and replenish those fat reserves with one additional day of foraging in a corn-dominated landscape.

Applying this to the five related wind energy projects within the 95% whooping crane migration corridor, it is anticipated that, at most, an individual whooping crane would cross four of them on any migration path (given the east–west distribution of the wind farms and known biology of whooping crane migration being north–south). Applying the 5 km avoidance distance plus consideration of the typical wind farm size, a simple sensitivity analysis suggests these projects independently would, at most, require one additional day of foraging (conservative estimate of 40 km of additional flight), thereby increasing the length of time in migration by up to one day, regardless of habitat type. Whooping cranes have demonstrated resilience and adaptability during migration as a strategy to overcome environmental change (Pearse et al. 2018). Recent telemetry data indicating variable beginning and end dates, length of stopovers, and overall length of migration suggest they are adapted to minor year-to-year variation based on weather, climate, wind, habitat and preexisting physiological conditions.

The Service recognizes that habitat modification associated with renewable energy projects could result in adverse effects rising to the level of take (injury or death) from habitat loss from wind farms across the entire migration corridor. Specific to the related wind energy projects, the Service would anticipate only a small percent of the whooping crane populations' migration path would cause them to consider deviating around the related wind energy projects, as the migration corridor for the population is approximately 300 km wide.

Under the ESA, harm is defined as an act which kills or injures wildlife, and which may include significant habitat modification or degradation. For harm to occur, habitat modification would have to significantly impair essential breeding, feeding, or sheltering. Given the plasticity and range of whooping crane migration chronology, the Service would not anticipate that a limited number of whooping cranes requiring one additional day of migration would result in killing or injuring individuals or significantly impairing essential breeding, feeding, or sheltering. Instead, the resulting

behavioral modifications would be temporary and would not impact feeding, reproduction, resting, migrating, or other factors to measurably affect local population levels.

Therefore, related renewable energy projects would result in long-term, low intensity, adverse impacts on whooping cranes. The Service concludes that there is no scientifically reliable evidence that take of whooping cranes from related renewable energy projects is reasonably certain to occur.

Special Status Canine

The development and operation of related renewable energy projects in swift fox habitat (Cheyenne County) could result in habitat loss and fragmentation in areas where renewable energy projects are constructed. Projects could also result in displacement of individuals or populations, depending on the relative scale and intensity of development. They could also increase the risk of direct mortality from vehicle collisions; change prey availability; and cause anthropogenic disturbance (i.e., noise and light pollution), which could affect both prey availability and hunting behavior. Swift fox are adaptable and may burrow and forage in disturbed areas and along roadways, especially if these areas reduce competition with larger predators (Butler et al. 2019). However, increased anthropogenic disturbance associated with renewable energy project construction and operation may cause swift fox populations to relocate to adjacent, undisturbed habitat areas with greater prey availability (Stephens and Anderson 2005). Effects would be both short and long term and low intensity.

Special Status Reptiles

Habitat for special status reptile species, including timber rattlesnake and western massasauga, is present in Jefferson County, particularly in prairie uplands and tallgrass prairie in the southern portion of the county. These areas provide essential cover and foraging habitat. Riparian woodlands, wet meadows, marshlands, and floodplains provide cover, denning and hibernation habitat, and additional foraging opportunities (Yagi et al. 2020; NGPC n.d.-a).

Adverse effects from the development and operation of related renewable energy projects could include habitat loss and fragmentation, disturbance and displacement, increased risk of vehicle collision, microhabitat alteration, and reduced prey availability (NGPC n.d.-b). Unique to reptile species, microhabitats with certain moisture and temperature levels are particularly important for thermoregulation and hibernation (Bogardt 2017; Patten et al. 2016). Adverse impacts from the related renewable energy projects are anticipated to be short and long-term and low-intensity. Short-term impacts include temporary habitat loss, direct mortality, and anthropogenic disturbance of natural behavior such as foraging, basking, and hibernation. Long-term impacts include permanent habitat loss, reduced prey availability, and decreased population density and distribution.

Additionally, related renewable energy project actions that result in loss, fragmentation, or alteration of wetland habitat, as described in SEIS Section 3.4, may adversely affect Blanding's turtle. However, many potential adverse impacts can be controlled through AMMs. These effects would be short and long term and low intensity.

Special Status Fish

Habitat for special status fish species, including finescale dace and northern redbelly dace, is present along the northwestern border of Holt County (NGPC n.d.-c). Both species are found in small, slow-moving streams and prefer creeks lined with sand and gravel, small marshes, and beaver ponds (Stasiak 2006; Stasiak and Cunningham 2006). Adverse effects from the development and operation of related renewable energy projects, should they occur in watersheds containing these species, could include runoff and water quality degradation. Should projects be developed close to streams with these species, anthropogenic disturbance including light pollution could degrade native habitat quality, decreasing population density and distribution (Bassi et al. 2021; Pieniazek et al. 2023). Effects would be short and long term and low intensity, with specific effects dependent on project siting and the application of project-specific AMMs.

Special Status Plants

The related renewable energy projects could have similar effects on special status plants as described for wetlands and vegetation (SEIS Sections 3.4 and 3.5). The small population sizes of these species make them vulnerable to habitat fragmentation and alteration, disturbance, and individual mortality. Impacts on these species would depend in part on the details of related renewable energy project development and the location of the projects relative to species populations and suitable habitat. The concurrence of these species' habitat with wetlands that would likely be avoided by the related renewable energy projects reduces the likelihood of impacts on these species. Should project development require other federal permitting (e.g., Clean Water Act permitting), potential impacts on these species would be addressed through ESA Section 7 consultation. Should consultation through Section 7 be necessary, it is likely that impacts on special status plant species would be eliminated or reduced through AMMs, such as preconstruction surveys. Effects on special status plant species would be short term and low intensity, especially if AMMs are followed.

3 **3.8.1 Affected Environment**

4 **3.8.1.1 Proposed Action and Alternatives**

5 The information presented in FEIS Section 3.8.1, *Affected Environment*, land use and land ownership
6 in the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

7 There is a new conservation easement in the study area on the Horseshoe Bar Ranch in Thomas
8 County, planned under the Natural Resources Conservation Service Agricultural Conservation
9 Easement Program and owned by the Nebraska Land Trust. Like much of the study area, this
10 conservation easement is presently used for haying and grazing. As this easement was not in place
11 during preparation of the FEIS, it was not considered in the FEIS.

12 **Tribal Treaties and Lands**

13 Tribal treaty rights in the study area for the proposed action and alternatives are rooted in a long
14 history of indigenous presence, European exploration, westward expansion, and federal treaty
15 agreements in the Central Plains region. The study area encompasses lands historically associated
16 with several federally recognized Tribal Nations, including, but not limited to the Assiniboine and
17 Sioux Tribes of the Fort Peck Indian Reservation, Montana; Cheyenne and Arapaho Tribes,
18 Oklahoma; Cheyenne River Sioux Tribe of the Cheyenne River Reservation, South Dakota; Crow
19 Creek Sioux Tribe of the Crow Creek Reservation, South Dakota; Flandreau Santee Sioux Tribe of
20 South Dakota; Northern Arapaho Tribe of the Wind River Reservation, Wyoming; the Northern
21 Cheyenne Tribe of the Northern Cheyenne Indian Reservation, Montana; and the Pawnee Nation of
22 Oklahoma; who maintained distinct territorial claims and engaged in hunting, trade, and, at times,
23 intertribal conflict (Appendix I, *Select Supplemental Section 106 Materials*, Attachment 2).

24 From 1778 to 1871, the U.S. federal government managed relations with Tribal Nations through
25 treaty-making, recognizing Tribal sovereignty and establishing specific rights in exchange for land
26 cessions. These treaties granted the U.S. land and natural resources while reserving certain rights
27 for Tribal Nations on retained and ceded lands, such as hunting, fishing, and gathering. These
28 “reserved rights” remain legally binding today, as treaties are part of the supreme law of the land
29 under the U.S. Constitution (Advisory Council on Historic Preservation 2018).

30 Treaty rights associated with the study area stem primarily from the Fort Laramie Treaties of 1851
31 and 1868. Lands described in both treaties overlap with the study area for the proposed action and
32 alternatives (Figure 3.8-1).

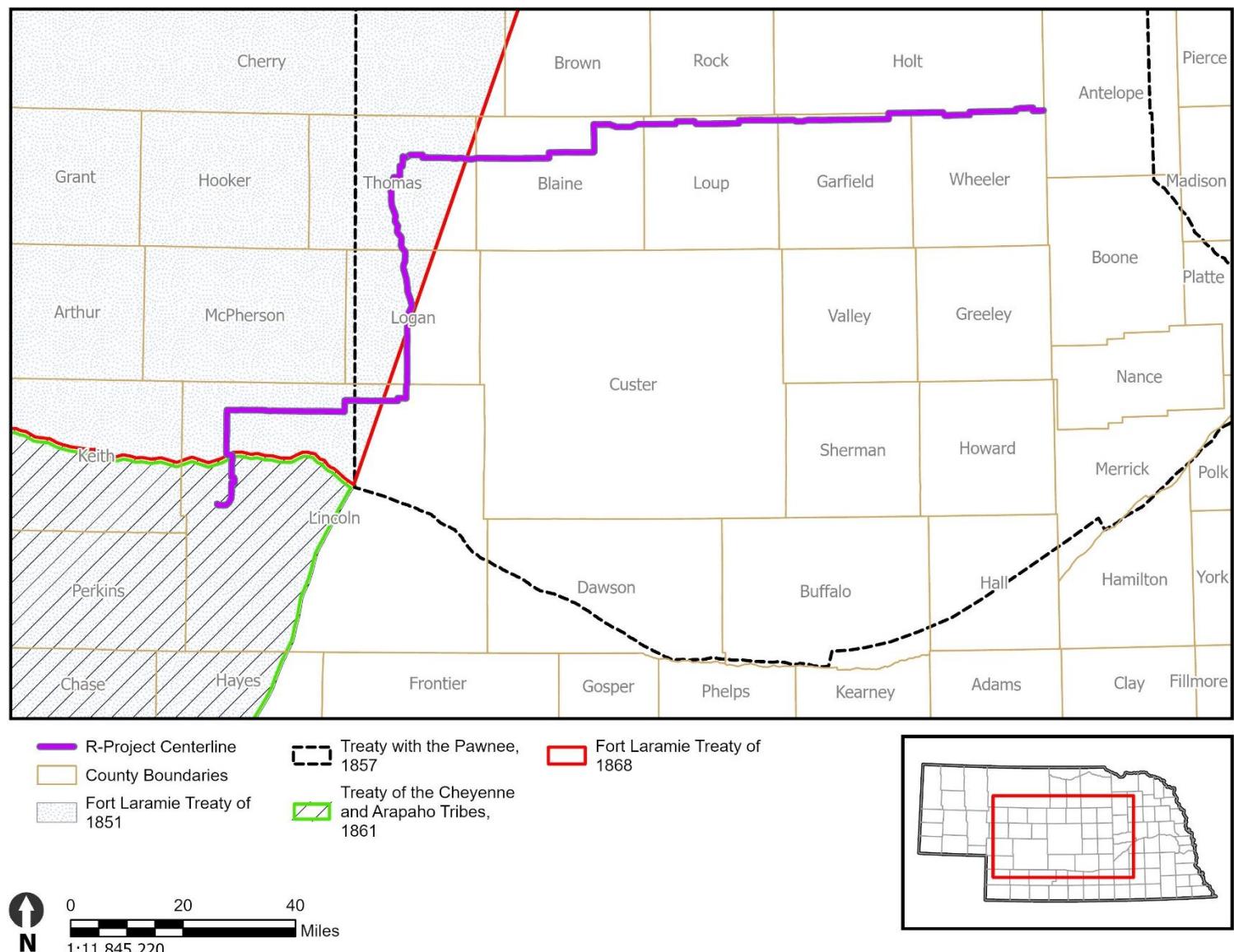


Figure 3.8-1. Tribal Treaty Lands in the Study Area for the Proposed Action and Alternatives

1 The Fort Laramie Treaty of 1851 established territorial boundaries and recognized specific Tribal
2 Nation hunting and land use rights for the present-day Assiniboine and Sioux Tribes of the Fort Peck
3 Indian Reservation, Montana; Blackfeet Tribe of the Blackfeet Indian Reservation of Montana;
4 Cheyenne River Sioux Tribe of the Cheyenne River Reservation, South Dakota; Crow Creek Sioux
5 Tribe of the Crow Creek Reservation, South Dakota; Crow Tribe of Montana; Flandreau Santee Sioux
6 Tribe of South Dakota; Fort Belknap Indian Community, Montana; Lower Brule Sioux Tribe of the
7 Lower Brule Reservation, South Dakota; Lower Sioux Indian Community in the State of Minnesota;
8 Mandan, Hidatsa, and Arikara Nation; Northern Arapaho Tribe of the Wind River Reservation,
9 Wyoming; Northern Cheyenne Tribe of the Northern Cheyenne Indian Reservation, Montana; Oglala
10 Sioux Tribe; Prairie Island Indian Community in the State of Minnesota; Rosebud Sioux Tribe of the
11 Rosebud Indian Reservation, South Dakota; Santee Sioux Nation, Nebraska; Shakopee Mdewakanton
12 Sioux Community of Minnesota; Sisseton-Wahpeton Oyate of the Lake Traverse Reservation; Spirit
13 Lake Tribe, North Dakota; Standing Rock Sioux Tribe of North & South Dakota; Upper Sioux
14 Community, Minnesota; and the Yankton Sioux Tribe of South Dakota. The Fort Laramie Treaty of
15 1851 also granted the U.S. government rights to establish military posts and allow safe passage for
16 settlers while attempting to establish territorial boundaries for Tribal Nations. The treaty states that
17 "it is, however, understood that, in making this recognition and acknowledgment [of Tribal
18 territorial boundaries], the aforesaid Indian nations do not hereby abandon or prejudice any rights
19 or claims they may have to other lands; and further, that they do not surrender the privilege of
20 hunting, fishing, or passing over any of the tracts of country heretofore described." There were no
21 cessions related to this treaty in the study area.

22 The Treaty of Fort Laramie of 1868, also known as the Treaty with the Sioux, recognized what
23 became known as the Great Sioux Reservation comprising most of western South Dakota, unceded
24 lands in portions of Wyoming and Montana, and specific Tribal Nation hunting and land use rights
25 for the present-day Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation, Montana;
26 Cheyenne River Sioux Tribe of the Cheyenne River Reservation, South Dakota; Crow Creek Sioux
27 Tribe of the Crow Creek Reservation, South Dakota; Flandreau Santee Sioux Tribe of South Dakota;
28 Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota; Lower Sioux Indian
29 Community in the State of Minnesota; Oglala Sioux Tribe; Prairie Island Indian Community in the
30 State of Minnesota; Rosebud Sioux Tribe of the Rosebud Indian Reservation, South Dakota; Santee
31 Sioux Nation, Nebraska; Shakopee Mdewakanton Sioux Community of Minnesota; Sisseton-
32 Wahpeton Oyate of the Lake Traverse Reservation; Spirit Lake Tribe, North Dakota; Standing Rock
33 Sioux Tribe of North & South Dakota; Upper Sioux Community, Minnesota; and the Yankton Sioux
34 Tribe of South Dakota. In return, these Tribal Nations relinquished "all right to occupy permanently
35 the territory outside their reservation" as defined in the Treaty, including land within the study area.
36 However, the treaty explicitly retained hunting rights north of the North Platte River and on the
37 Republican Fork of the Smoky Hill River "so long as the buffalo may range thereon in such numbers
38 as to justify the chase," which also included a portion of the study area.

39 In the 1868 Treaty with the present-day Northern Cheyenne and Arapaho, also negotiated at Fort
40 Laramie, the present-day Northern Arapaho Tribe of the Wind River Reservation, Wyoming; and
41 Northern Cheyenne Tribe of the Northern Cheyenne Indian Reservation, Montana relinquished all
42 claims to land outside of either the Arapaho and Cheyenne reservation as identified in the 1867
43 Treaty of Medicine Lodge Creek, or the reservation set aside for the Sioux by the 1868 Fort Laramie
44 Treaty between the Sioux and the government. These Tribal Nations did, however, retain under
45 their treaty "the right to roam and hunt while game shall be found in sufficient quantities to justify
46 the chase."

1 Two other treaties involved study area lands but did not specify reserved rights. Under the Treaty
2 with the Cheyenne and the Arapaho (also known as the Treaty of Fort Wise) in 1861, the Northern
3 Cheyenne Tribe and the Northern Arapaho Tribe of the Wind River Reservation ceded most of the
4 land designated to them by the 1851 Fort Laramie Treaty (Cession 426). Under the Treaty with the
5 Pawnee (also known as the Treaty of Table Creek) in 1857, the Pawnee Nation of Oklahoma ceded
6 nearly all of their land to the U.S. government, including land in present-day central Nebraska that
7 overlaps with the study area (Cession 408).

8 After the U.S. government ceased making treaties with Tribal Nations under the 1871 Indian
9 Appropriations Act, the rights of Tribal Nations continued to be recognized through federal laws,
10 land claim settlements, and executive orders. Federal agencies have a legal obligation to honor
11 treaty rights and ensure their actions do not conflict with them, aligning with the U.S. government's
12 trust responsibility to Tribal Nations (Advisory Council on Historic Preservation 2018).

13 Under a June 23, 1875, Agreement the Sioux Tribal Nations ceded hunting privilege and all rights to
14 certain territory in Nebraska retained by the Tribal Nations under the 1868 Treaty of Fort Laramie,
15 to include portions of the study area (Cession 584). Through this controversial agreement,
16 formalized by Congress in the Act of February 28, 1877, the government also seized the Black Hills
17 from the Sioux, essentially abrogating Article II of the 1868 Treaty of Fort Laramie which set the
18 original boundaries of the Sioux reservation. Throughout the late nineteenth and twentieth
19 centuries, U.S. policies aimed at Tribal Nation displacement, assimilation, and land allotments
20 further eroded indigenous land claims. The Dawes Act of 1887 led to the further breakup of Tribal
21 Nation lands. Subsequent federal actions, such as the sale of "surplus" lands, significantly reduced
22 indigenous control over the region (Appendix I, Attachment 2). Starting in the 1960s, federal
23 policies shifted toward Tribal Nation self-determination and legal protections for indigenous rights
24 were strengthened. Tribal treaty rights, particularly concerning land use, hunting, and consultation
25 on projects affecting ancestral lands, remain an important consideration for projects undertaken on
26 these lands. SEIS Section 3.10, *Cultural Resources*, describes effects on cultural resources and the
27 Section 106 process.

28 **3.8.1.2 Related Renewable Energy Projects**

29 The related renewable energy projects study area for land use includes the counties that contain
30 related renewable energy projects (Figure 3.1-1). These counties are generally characterized by a
31 rural landscape of rolling, dissected hills; tributaries to larger creeks; terraces; and stabilized sand
32 dunes. Land cover types in the study area for related renewable energy projects include ranchland,
33 rolling prairies, grassland, farmland, loess hills, the Great Plains, and the Sandhills, a stabilized sand
34 dune complex.

35 Approximately 95% of the Sandhills area is maintained as native grasslands, primarily for beef
36 production (cattle ranching); most, if not all, of the area maintained as native grasslands is on
37 privately held land. Grasses, available water, and range conservation combine to make this area one
38 of the world's premier cow and calf production regions (Hayford and Baker 2011). Many formerly
39 cropped lands in this region have been reseeded to grass and placed into the Conservation Reserve
40 Program (CRP). Conversely, up to 95% of the grasslands in the Great Plains has been converted for
41 agriculture (Otto et al. 2022).

Land Ownership, Jurisdiction, and Regulatory Framework

More than 95% of the study area for related renewable energy projects is privately owned and under local jurisdiction; the rest is under state or federal jurisdiction (Table 3.8-1). Land jurisdiction refers to the area within which a landowner or land manager has authority to make decisions regarding land uses. Jurisdiction does not necessarily reflect ownership. Easements, leases, and other land use agreements grant usage rights without transferring ownership.

Table 3.8-1. Land Ownership and Jurisdiction in the Related Renewable Energy Projects Study Area

Ownership/Jurisdiction Type	Acres	Percent of Study Area
Federal (BLM)	367.7	<0.1
Federal (the Service)	815.3	<0.1
State	155,695.9	3.3
Private/Local	4,573,673.4	96.5
Undetermined	9,656.7	0.2

Source: Nebraska Department of Revenue 2021

BLM = U.S. Bureau of Land Management

The following subsections describe the federal, state, and local government land use resources in the study area and identify applicable regulations, plans, and standards.

Federal Jurisdiction

The 1,183 acres in the study area under federal ownership are owned by the U.S. Bureau of Land Management and the Service.

State Jurisdiction

Nebraska Game and Parks Commission (NGPC) manages several conservation areas in the study area, including three State Recreation Areas, 25 Wildlife Management Areas and one State Historical Park. NGPC's Wildlife Division manages Wildlife Management Areas, while the Parks Division manages State Historic Parks and State Recreation Areas primarily for active outdoor recreation pursuits, day-use activities, and camping (NGPC 2023). For more information about recreation in the study area, see SEIS Section 3.9, *Recreation and Tourism*.

State regulations pertinent to the development of renewable energy, particularly wind resources, can be found in the Nebraska Revised Statutes (Chapters 66-901, 66-902, 66-909, and 66-911 to 66-914). These statutes provide a framework for establishing easements on adjacent properties, serving to prevent future developments that may obstruct or limit access to wind resources. They are formalized through recordation on property deeds and can be enforced through injunctions, equity proceedings, or other civil actions. These easements can be established for wind energy facilities of any capacity, underlining the state's commitment to promoting renewable energy (Nebraska Legislature 2023).

Private Ownership and Local Government Jurisdiction

The study area includes private land that local governments regulate via comprehensive plan policies and zoning regulations. The study area includes lands in the planning jurisdiction of the counties, cities, villages, and unincorporated communities in the study area. Nebraska counties have

1 a planning jurisdiction that includes any rural area in the county boundary but outside the planning
 2 jurisdiction of villages or cities. If a village or city chooses not to claim an extraterritorial planning
 3 jurisdiction, a county may extend its planning jurisdiction to the corporate limits of the village or
 4 city. Nebraska state statutes govern the adoption and preparation of local community
 5 comprehensive plans, which provide goals, policies, and action strategies for land use, public
 6 facilities and utilities, transportation, and housing, as well as recommendations for plan
 7 implementation and maintenance. These state statutes establish rules that govern how land is
 8 developed in local municipalities and extraterritorial jurisdictions.

9 A comprehensive plan is a long-range plan that focuses on the factors and functions that affect the
 10 physical growth and development of a community or region. The comprehensive plan is sometimes
 11 referred to as the long-range community plan or the master plan. Some local zoning ordinances
 12 implement a comprehensive plan through development standards and regulations. Table 3.8-2
 13 presents the major government land use plans, policies, and regulations in the study area.
 14 Requirements are largely similar in all counties, including special use permits and setback
 15 requirements for energy projects in most counties. Applicability of these plans, policies, and
 16 regulations would depend on the locations of the related renewable energy projects.

17 **Table 3.8-2. Local Government Land Use Plans, Policies, and Regulations in the Related Renewable
 18 Energy Projects Study Area**

Jurisdiction	Document Title, Date of Adoption	Relevant Plans, Policies, and/or Regulations	Notes
Antelope County	Zoning Regulations of Antelope County Nebraska as Amended July, 2012	Article 15, Wind Tower Regulations	Special use permits can be obtained in any district for wind projects; setback requirements
Cheyenne County	Zoning and Subdivision Regulations, March 2023	Section 17, Tower Regulations, Wind Generation and Communication	Building permit required for wind projects; setback requirements
Custer County	Custer County Nebraska Zoning Resolution No. 67Z-22, December 13, 2022	Section 7.06, Small Wind Energy Systems; Section 7.07, Commercial/Utility Grade Wind Energy Systems	Special use permits available for wind energy in any zoning district; setback requirements
Greeley County	Greeley County, Nebraska Zoning Regulations – 2025, Revised April 2015	Article 8.7, Wind Energy Conversion Facilities	Special use permits available for wind energy in any zoning district; setback requirements
Greeley County	Greeley County, Nebraska Comprehensive Plan – 2025, April 2015	Section 6.2, Renewable Energy Strategic Plan; Section 6.4, Wind Turbines and “Net Metering”	Special use permits available for wind energy in any zoning district; setback requirements
Holt County	Holt County Zoning Regulations, Amended and Approved – October 31, 2014	Article 5, Wind Energy Conversion Facilities	Special use permits available for wind energy in any zoning district; setback requirements

Jurisdiction	Document Title, Date of Adoption	Relevant Plans, Policies, and/or Regulations	Notes
Jefferson County	Jefferson County, Nebraska Zoning Regulations, Amended 3/23/2023	Article 6.6, Small and Commercial Wind Energy Conversion System	Special use permits required in AG, AGR, C and I zoning districts for parcels at least ten acres; setback requirements; design standards apply
Jefferson County	Jefferson County, Nebraska Comprehensive Plan Update, Amended 3/23/2023	Section 5, Energy Element	Special Use Permits required in the AG, AGR, C and I zoning districts for parcels or lots at least ten acres in size; setback requirements; design standards apply
Saline County	Comprehensive Plan and Zoning Subdivision Regulations - 2028	Section 6, Energy Element	On-site Wind Energy Systems permitted in the "AG-G," "AG-T," and "RCI" districts; wind farms may be allowed with a Conditional Use Permit in these districts. Utility Grid Wind Energy Conversion Systems are not suitable within the planning jurisdictions of Saline County communities or within one mile of villages without planning jurisdictions
Wheeler County	Zoning Resolution of Wheeler County, Nebraska 2006	N/A	N/A
York County	York County, Nebraska 2015 Adopted Zoning Regulations	Section 501.04, Permitted Principal Uses and Structures	Most districts are permitted to obtain a special use permit for wind; setback requirements

1 Sources: County of Antelope 2012; Cheyenne County Planning & Zoning 2023; The Custer County Planning
 2 Commission 2022; Greeley County, Nebraska Planning and Zoning 2015a; Greeley County, Nebraska Planning and
 3 Zoning 2015b; Holt County, Nebraska 2021; Jefferson County 2023a; Jefferson County 2023b; Saline County 2018;
 4 Wheeler County 2006; York County, Nebraska 2015

5 Tribal Treaty Rights

6 The same historical context and issues related to Tribal treaty rights described here in Section
 7 3.8.1.1, *Proposed Action and Alternatives*, apply to the study area for the related renewable projects.

8 The related renewable energy projects study area encompasses lands historically associated with
 9 several Tribal Nations who entered into treaties with the U.S. government, some of which overlap
 10 with the proposed action and alternatives study area: the Northern Arapaho Tribe of the Wind River
 11 Reservation, Wyoming; the Cheyenne and Arapaho Tribes, Oklahoma; the Northern Cheyenne Tribe
 12 of the Northern Cheyenne Indian Reservation, Montana; and the Pawnee Nation of Oklahoma. The
 13 related renewable energy projects study area also includes lands historically associated with the
 14 Ponca Tribe of Indians of Oklahoma; the Ponca Tribe of Nebraska; the Kaw Nation, Oklahoma; the

1 Omaha Tribe of Nebraska; the Otoe-Missouria Tribe of Indians, Oklahoma; and the Santee Sioux
2 Nation, Nebraska.

3 The Ponca Tribe of Nebraska ceded land along the Niobrara River under treaties in 1858 and 1865,
4 retaining a reservation between the Niobrara River and Ponca Creek (Van de Logt 2010; University
5 of Oklahoma 2021). However, the 1868 Fort Laramie Treaty reassigned Ponca lands to the Sioux,
6 leading to the forced removal of the Ponca Tribe of Nebraska to Indian Territory in 1877 and the
7 landmark Standing Bear v. Crook decision recognizing Native Americans as persons under U.S. law
8 (Van de Logt 2010; Tribal Treaties Database 1865). The Kaw Nation ceded vast lands through an
9 1825 treaty and was relocated from present-day Kansas and southern Nebraska to present-day
10 Oklahoma by 1872 following further land losses through federal policies (Kaw Nation 2011, 2022).
11 The Omaha Tribe of Nebraska, originally based along the Missouri River, entered into a series of
12 treaties beginning in 1815 that established a reservation in northeastern Nebraska in exchange for
13 land cessions and agricultural support (Nebraska Indian Community College 2021a). The Otoe-
14 Missouria Tribe of Indians, whose traditional territory included parts of Nebraska, Iowa, Kansas, and
15 Missouri, ceded lands through a series of treaties between 1830 and 1855 and was eventually
16 relocated to Indian Territory by 1881 (Nebraska State Historical Society 2024). Similarly, the Santee
17 Sioux Nation signed treaties in 1805 and 1837 that led to the cession of over 35 million acres across
18 the Upper Midwest (Nebraska Indian Community College 2021b). The U.S. government failed to
19 meet treaty obligations, which contributed to the Dakota Uprising of 1862 and the tribe's forced
20 relocation to South Dakota and later northeastern Nebraska. These treaties resulted in significant
21 land cessions but, in contrast to other agreements such as the Fort Laramie Treaties, did not include
22 reserved rights for hunting, fishing, or gathering on ceded lands.

23 As in the proposed action and alternatives study area, the late nineteenth and early twentieth
24 centuries saw further erosion of indigenous land bases and the mid-twentieth century saw a shift
25 toward Tribal self-determination, with legal frameworks established to protect indigenous rights.

26 **Existing Land Uses**

27 Land uses in the study area include recreation, conservation, agriculture and livestock grazing,
28 industrial activities (e.g., manufacturing and energy), right-of-way corridors (e.g., roads, railroads,
29 transmission lines, and pipelines), and urban and rural development. Existing land cover types in
30 the study area are shown in SEIS Section 3.5, *Vegetation*. In some instances, particularly with
31 agricultural lands, land cover and land use can be viewed as the same.

32 **Commercial and Industrial Development**

33 Commercial enterprises in the study area include convenience stores; feed, seed, automobile, and
34 machinery sales; service stations; retail stores; office buildings; bars; restaurants; wineries; art
35 galleries; motels; and other businesses. Land is also leased for commercial and recreational
36 purposes (e.g., hunting).

37 **Public and Semi-Public Development**

38 Public and semi-public land uses in the study area include public schools, childcare and preschool
39 facilities, senior centers, long-term care facilities, churches, museums, historical markers, post
40 offices, fire stations, libraries, water treatment and sewage disposal facilities, and cemeteries. These
41 uses are generally located near transportation routes or communities.

1 **Agriculture and Ranching**

2 Land in the study area is used primarily for agriculture and ranching. Existing land cover types in
3 the study area are shown in SEIS Section 3.5. Approximately 2.4 million acres (51.4%) of the study
4 area are agricultural cropland, and approximately 1.7 million acres (36%) of the study area are
5 grasslands, prairie, or dune vegetation. Typical land cover types associated with agricultural and
6 ranching uses include native grasslands, pasture and rangeland, and to a lesser extent, irrigated
7 croplands. Agriculture and ranching are predominant uses in the study area with 95% of the Great
8 Plains being used for agriculture or ranching, with more than 90% of the Sandhills region being
9 large ranches (1,000 acres or more). Other livestock-related operations in the study area include
10 independently owned livestock feedlots and larger-scale confined livestock feeding operations.

11 Farmsteads are scattered throughout the study area. Most farmsteads were likely developed in
12 areas where the soils are conducive to crop production and near a major transportation route.
13 Farmstead development is less common in areas where soils are not conducive to crop production,
14 which, in most instances, is in areas with sandy soils and/or steeper slopes. Water availability is also
15 a major factor in the presence and location of agricultural activity, especially row crop production.

16 **Conservation Programs and Easements**

17 Federal, state, and local agencies, as well as nongovernment conservation organizations,
18 increasingly use conservation programs and conservation easements to protect conservation values
19 on private lands. Several conservation easements are held by nongovernmental organizations in the
20 study area (Table 3.8-3). Because of restrictions on the disclosure of specific information about
21 individual landowners enrolled in the CRP and Conservation Reserve Enhancement Program, it was
22 not possible to specify all the parcels enrolled in those programs for this analysis.

23 **Table 3.8-3. Nongovernmental Organization Conservation Easements in the Related Renewable
24 Energy Projects Study Area**

Site Name	Designation Type	County	Acres
Wetlands Reserve Program (WRP), Antelope, Nebraska	Conservation Easement	Antelope	133.2
Other Stewardship Lands (OSL), Antelope (31003), Nebraska	Other Easement	Antelope	2.1
WRP, Custer, Nebraska	Conservation Easement	Custer	37.7
WRP, Greeley, Nebraska	Conservation Easement	Greeley	586.7
WRP, Holt, Nebraska	Conservation Easement	Holt	4,426.30
Nebraska Land Trust #25	Conservation Easement	Holt	157.8
OSL, Holt (31089), Nebraska	Other Easement	Holt	2.2
Grassland Reserve Program, Jefferson, Nebraska	Conservation Easement	Jefferson	103.7
WRP, Jefferson, Nebraska	Conservation Easement	Jefferson	309.1
Nebraska Land Trust #27	Conservation Easement	Jefferson	77.5
McCord Easement	Ranch Easement	Jefferson	1,027.50
WRP, Saline, Nebraska	Conservation Easement	Saline	13.9
Polk County Waterfowl Production Area	Conservation Easement	Saline	121.3

Site Name	Designation Type	County	Acres
The Southeastern Nebraska County-by-County Prairie Project 3	Other Easement	Saline	17.5
WRP, York, Nebraska	Conservation Easement	York	1,436.60
Seward County Waterfowl Production Area	Conservation Easement	York	52.5
York County Waterfowl Production Area	Conservation Easement	York	225.7
WRP, Wheeler, Nebraska	Conservation Easement	Wheeler	900
Agricultural Conservation Easement Program - Wetland Reserve Easements (ACEP-WRE), Wheeler, Nebraska	Conservation Easement	Wheeler	234.1
OSL, Wheeler (31183), Nebraska	Other Easement	Wheeler	4.6

1 Source: National Conservation Easement Database 2023

2 **3.8.2 Environmental Consequences**

3 **3.8.2.1 Proposed Action and Alternatives**

4 **No Action Alternative**

5 The effects of the no action alternative on land use would be the same as presented in FEIS Section
6 *3.8.2.1, No-action Alternative*, and are incorporated into this SEIS by reference.

7 **Proposed Action**

8 The types and intensity of effects of the proposed action on land use would be the same as described
9 in FEIS Section 3.8.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and
10 are incorporated into this SEIS by reference, with the following differences.

11 Since publication of the FEIS, the Horseshoe Bar Ranch conservation easement was signed into
12 effect in Thomas County. NPPD worked with the landowner to microsite the R-Project route such
13 that no structures would be installed on the conservation easement (Jenniges pers. comm.).
14 Therefore, there would be no direct effects on land use at this conservation easement. SEIS Section
15 3.12, *Visual Resources*, discusses effects on visual resources associated with this conservation
16 easement.

17 Regarding Tribal treaty reserved rights to hunting and fishing, which primarily occur in the north-
18 south portion of the R-Project route, temporary disturbance from construction could displace game
19 or alter habitat use patterns for fish and wildlife (Section 3.6, *Wildlife*), resulting in short-term, low-
20 intensity effects on these reserved land uses. The proposed action would not have long-term effects
21 on reserved Tribal treaty land uses.

22 The increase in estimated temporary disturbance for construction and the addition of a construction
23 contingency could result in effects on land use (Table 3.1-2). Permanent land conversion of
24 agricultural and ranching lands could result in wind erosion blowing sand in the proposed
25 transmission line area if grassland in the stabilized sand dunes is not successfully recovered after
26 construction, affecting the function of natural areas such as conservation easements and agricultural
27 or ranching lands. However, it can be assumed that with implementation of best practices and

1 avoidance measures, temporarily disturbed areas would be able to fully recover into their current
2 land cover types and retain their land use.

3 Avoidance, minimization, and mitigation measures, including guidance for construction timing and
4 location, landowner coordination, and restoration, are listed in FEIS Section 3.8.3, *Avoidance,*
5 *Minimization, and Mitigation Measures*, and are incorporated by reference into the SEIS. These
6 measures aim to minimize disruption, protect agricultural and residential areas, and ensure
7 restoration after construction. Considering these changes, the duration and intensity of effects on
8 land use would be the same as described for the FEIS proposed action (short and long term, low to
9 moderate intensity).

10 **Alternative A (FEIS Proposed Action)**

11 The effects of Alternative A on land use would be the same as presented in FEIS Section 3.8.2.2 and
12 are incorporated into this SEIS by reference.

13 **Alternative B (Steel Monopole Only, Proposed Action Route)**

14 The types and intensity of effects of Alternative B on land use would be the same as presented in
15 FEIS Section 3.8.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into
16 this SEIS by reference. The estimated area of temporary disturbance for Alternative B is greater than
17 under the proposed action, however, the duration and intensity of effects would be the same as
18 those described in the FEIS for Alternative B (short and long term, low to moderate intensity).

19 **3.8.2.2 Related Renewable Energy Projects**

20 The discussion of effects qualitatively describes potential effects resulting from construction,
21 operation, and maintenance of the related renewable energy projects identified in SEIS Section 3.1.3,
22 *Related Renewable Energy Projects*.

23 **Consistency with Land Management Regulations, Plans, and Standards**

24 Although the precise locations of most of the related renewable energy projects are not known, it is
25 assumed that all proposed facilities would be sited in compliance with federal, state, and local
26 planning regulations and local zoning. Given the presence of conservation easements in the study
27 area, it is possible that project components would cross some lands enrolled in the Conservation
28 Stewardship Program or CRP lands. Lands enrolled under those programs are not subject to a
29 conservation easement, but the landowners receive payment to manage their lands to achieve the
30 goals of those programs.

31 If the related renewable energy projects were to require modifications to existing agreements with
32 the U.S. Department of Agriculture Natural Resources Conservation Service or Farm Service Agency,
33 the developers would, with the landowner's permission, work with the agency to identify the
34 information needed for such modifications. If any land were to be removed from these programs
35 due to the related renewable energy projects, the developer would reimburse affected landowners
36 for costs incurred or losses experienced. In these ways, the related renewable energy projects would
37 be consistent with state government regulations, plans, or standards and effects would be of low
38 intensity in the long term.

1 The related renewable energy projects could occur on lands north of the North Platte River, which
2 were reserved under the 1868 Fort Laramie Treaty as described in SEIS Section 3.8.1.1. Land
3 disturbance and human activity during construction and operation of related renewable energy
4 projects could displace game or alter habitat use patterns for fish and wildlife, resulting in short-
5 and long-term, low to moderate-intensity effects on reserved Tribal treaty land uses (e.g., hunting
6 and fishing).

7 **Land Uses**

8 The related renewable energy projects could result in adverse effects on land uses if construction,
9 operation, and maintenance of facilities displaced, altered, or otherwise physically affected existing
10 or planned agricultural, residential, commercial, industrial, governmental, institutional, or public or
11 private infrastructure uses or facilities. Potential effects on existing land uses are summarized in the
12 following sections.

13 **Agriculture and Ranching**

14 Construction, operation, and maintenance of the related renewable energy projects would result in
15 low- to moderate-intensity effects on agricultural and ranching land uses. Existing land uses in
16 temporary disturbance areas would experience short-term disturbance from construction. In the
17 short and long term, land would be cleared for site access and preparation and turbine, tower, and
18 solar panel construction. Most disturbance for these activities would be temporary, and vegetation
19 would regrow following construction. However, a portion of the disturbed acreage would be
20 permanently converted to accommodate wind turbines, solar panels and permanent access routes,
21 affecting agricultural land uses. Solar panels generally require more permanent land conversion per
22 unit of installed capacity than wind turbines.

23 In the short and long term, grazing, haying, and calving operations would experience low-intensity
24 impacts. Effects would primarily be localized to the construction site, with the specific extent of
25 effects varying depending on the size of the project and existing conditions at the site.

26 Other potential long-term impacts of renewable energy project construction in agricultural areas
27 include the following.

- 28 • Loss of uses that are incompatible with the renewable energy project components (e.g., trees,
29 structures, or other objects that may present fire or electrical hazards).
- 30 • Potential for wind erosion blowing sand into agricultural areas (i.e., blowouts) if grassland in the
31 stabilized sand dunes is not successfully recovered after construction of transmission lines,
32 causing loss of grazing area.
- 33 • Problems for turning field machinery and maintaining efficient fieldwork patterns.
- 34 • Loss of grazing and haying areas resulting from the slow rate of vegetation reestablishment.
- 35 • Increased soil erosion and loss of calving areas from the removal of shelterbelts.
- 36 • Encroachment by weeds and other pests.
- 37 • Soil compaction and drain tile damage.
- 38 • Safety hazards due to pole and tower placement.
- 39 • Removal of or interference with irrigation equipment.

1 ● Encumbrance of future field consolidation or land subdivision.
2 ● Hindrance or prevention of aerial spraying.

3 The extent of permanent effects from land conversion would depend on the underlying land cover
4 type. For example, forested land cover may be permanently removed from the area surrounding a
5 wind project, whereas grassland or agricultural land cover types would be allowed to regrow and
6 return to its previous condition.

7 Construction activities may temporarily interfere with access to pasture lands and disturb livestock
8 with construction noise and fugitive dust. Cattle may be temporarily relocated to accommodate
9 construction activities. It is assumed that project developers would coordinate with landowners
10 prior to construction activities to minimize the risk of disturbance. The duration of effects from
11 disturbance to pasture or rangeland would depend on the time needed to restore disturbed areas to
12 pre-project conditions and may last longer than a single season.

13 For all related renewable energy projects, it is assumed that project developers would apply design
14 features to minimize or eliminate impacts on agricultural operations. Construction and operation of
15 renewable energy facilities are expected to have long-term, low- to moderate- intensity adverse
16 impacts on agricultural land use.

17 **Residential, Commercial, and Other Land Use**

18 Construction activities would create fugitive dust, noise, and traffic along existing roads and along
19 temporary access routes to transport building materials. During construction of the related
20 renewable energy projects, residential, commercial, industrial, and other land uses in the project
21 area would likely continue, although some land could be temporarily disturbed. Due to local zoning
22 regulations, renewable energy projects would likely be constructed away from dense residential
23 areas, so long-term effects on residential land use would be of low intensity.

24 Depending on local zoning regulations, the related renewable energy projects might be constructed
25 near commercial or industrial areas, but the overall land use would not be expected to change. The
26 projects would not substantially alter the landscape and are not expected to result in any long-term
27 effects on commercial or industrial land uses. Therefore, effects on commercial or industrial land
28 use would be long term and low intensity.

29 Because of the small percentage of federal lands in the study area (<0.1%), it is unlikely that the
30 related renewable energy projects would affect lands enrolled in federal agency programs. Any
31 activities proposed on federal land would be required to comply with federal regulations. Therefore,
32 any effects on federal land use would be of low intensity.

33 **Conservation Easements**

34 It is possible that the related renewable energy projects would intersect conservation easements
35 based on their presence in the study area (Table 3.8-3). It is assumed that the developers would be
36 required to comply with regulations or deed restrictions that would prevent or minimize any
37 potential for short-term resource damage from construction activities or long-term impacts from
38 land use conversion. If projects are constructed on easement lands, those lands would no longer
39 provide the conservation values that triggered the original creation of the conservation easement.
40 Construction of project facilities adjacent to conservation easements could also reduce the value of

1 the conservation easement. The intensity of these long-term impacts would depend on the size of
2 the project's overlap with a conservation easement, if any.

3 Establishment and maintenance of the projects may necessitate the permanent removal of trees and
4 other vegetation, and the presence of wind turbines may pose a risk of collision for migratory birds,
5 diminishing the conservation value of the easement. It is assumed that project developers would
6 work with landowners and the conservation administrators to determine the appropriate
7 compensation for lost conservation value in accordance with the terms and provisions of the
8 easement document. Therefore, short- and long-term effects on conservation easements are
9 expected to be of low intensity.

10

1

2

Section 3.9

Recreation and Tourism

3

3.9.1 Affected Environment

4

3.9.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.9.1, *Affected Environment*, about recreation and
6 tourism in the study area for the proposed action and alternatives is incorporated by reference
7 into this SEIS. Since publication of the FEIS, the John W. and Louise Seier National Wildlife
8 Refuge (NWR) in Rock County opened to the public for recreational hunting (FWS 2020).

9

3.9.1.2 Related Renewable Energy Projects

10 Nebraska is known for its recreational and tourism-based activities that attract both domestic
11 and international visitors. Recreational activities in the study area include biking, hunting,
12 fishing, camping, off-highway vehicle use, sightseeing, and wildlife viewing. The related
13 renewable energy projects study area contains numerous Wildlife Management Areas (WMAs),
14 Waterfowl Production Areas (WPAs), State Recreation Areas (SRAs), State Historical Parks, and
15 other trails, lakes, rivers, and recreational areas. In addition, there are private lands used for
16 golfing, hunting, and fishing. These areas are under the jurisdiction of various federal, state, and
17 third-party agencies, each with varying recreation and tourism goals. FEIS Section 3.9.1
18 describes the recreation and tourism resources found in the study area for the proposed action
19 and alternatives. The descriptions of these resources and their managing agencies are
20 applicable to the related renewable energy projects and incorporated here by reference.

21

Wildlife Management Areas

22 In the study area for the related renewable energy projects, there are 25 WMAs identified and
23 managed by the Nebraska Game and Parks Commission (NGPC) (Table 3.9-1). Six are in York
24 County, four are in Jefferson County, one is in Greeley County, four are in Custer County, three
25 are in Antelope County, two are in Saline County, and five are in Holt County. The mission of
26 WMAs is to enhance wildlife habitat and public hunting and fishing (NGPC 2020). The state also
27 encourages other recreational uses in these areas, including, but not limited to, nature studies,
28 horseback riding, camping, and hiking. NGPC issues regulations and other guidance as it relates
29 to the use of these areas for other recreational activities (NGPC 2020).

1 **Table 3.9-1. Wildlife Management Areas in the Study Area for Related Renewable Energy Projects**

Name	County	Closest Known Project Area	Distance to Closest Known Project Area ^a
Swan Creek WMA	Saline	Big Blue Nebraska	20.4 miles
Divoky Acres WMA	Saline	Big Blue Nebraska	19.0 miles
Hidden Marsh WMA	York	Big Blue Nebraska	38.4 miles
Marsh Duck WMA	York	Big Blue Nebraska	45.5 miles
Spikerush WMA	York	Big Blue Nebraska	50.3 miles
Kirkpatrick Basin North WMA	York	Big Blue Nebraska	50.4 miles
Kirkpatrick Basin South WMA	York	Big Blue Nebraska	51.4 miles
Renquist Basin WMA	York	Big Blue Nebraska	63.1 miles
Rock Glen WMA	Jefferson	Big Blue Nebraska	2.7 miles
Flathead WMA	Jefferson	Big Blue Nebraska	6.5 miles
Rose Creek WMA	Jefferson	Big Blue Nebraska	9.5 miles
Alexandria WMA	Jefferson	Big Blue Nebraska	12.6 miles
Davis Creek State WMA	Greeley	Prairie Hills Wind	29.3 miles
Goose Lake WMA	Holt	Thunderhead	9.3 miles
Dry Creek WMA	Holt	Thunderhead	25.7 miles
O. John Emerson WMA	Holt	Thunderhead	38.4 miles
Redbird WMA	Holt	Thunderhead	44.8 miles
Spencer Dam WMA	Holt	Thunderhead	51.4 miles
Pressey WMA	Custer	Prairie Hills Wind	12.0 miles
Arcadia Diversion Dam WMA	Custer	Prairie Hills Wind	17.7 miles
Berggren-Young WMA	Custer	Prairie Hills Wind	21.3 miles
Davis Creek WMA	Custer	Prairie Hills Wind	29.3 miles
Red Wing WMA	Antelope	Thunderhead	2.8 miles
Hackberry Creek WMA	Antelope	Thunderhead	3.5 miles
Grove Lake WMA	Antelope	Thunderhead	15.6 miles

2 ^a Distances are provided to the closest related renewable energy project with a known project area. Once the other
 3 projects with unknown locations are sited, they could be closer to some of these WMAs than the known project areas.
 4 WMA = Wildlife Management Area

5 Waterfowl Production Areas

6 The study area for the related renewable energy projects contains five WPAs (Sinninger WPA,
 7 Waco Basin WPA, Heron WPA, Freeman Lakes WPA, and County Line Marsh WPA), all in York
 8 County. The closest related renewable energy project to these WPAs is the proposed Big Blue
 9 Nebraska Wind Project, which is located approximately 40 miles from the Sinninger WPA.
 10 WPAs are similar to wildlife refuges in that they are units in the NWR system. The main
 11 difference between NWRs and WPAs is that WPAs are generally open to recreational activities,
 12 unless public safety or other concerns dictate otherwise (FWS 2023).

1 State Recreation Areas and Historical Parks

2 The study area for the related renewable energy projects includes three SRAs identified and
3 managed by NGPC (Table 3.9-2). There are two in Jefferson County and one in Custer County.
4 The State of Nebraska identifies these as having high recreational and tourism value. Each area
5 is managed to conserve natural resources and provide infrastructure and information to
6 visiting recreationalists. NGPC also manages the Rock Creek Station State Historical Park (SHP)
7 in Jefferson County approximately 2 miles from the proposed Big Blue Nebraska Wind Project
8 area. This park includes 350 acres of prairie and multiple riparian areas. The park grounds are
9 open to visitors year-round for various recreational activities including biking, equestrian trail
10 riding, hiking, and picnicking. Visitors to SRAs and historical parks can engage in camping,
11 picnicking, hiking, fishing, boating and other activities.

12 **Table 3.9-2. State Recreation Areas in the Study Area for Related Renewable Energy Projects**

Name	County	Closest Known Project Area	Distance to Closest Known Project Area ^a
Rock Creek Station SRA	Jefferson	Big Blue Nebraska	2.2 miles
Alexandria SRA	Jefferson	Big Blue Nebraska	12.3 miles
Victoria Springs SRA	Custer	Prairie Hills Wind	29.5 miles

13 ^a Distances are provided to the closest related renewable energy project with a known project area. Once the other
14 projects with unknown locations are sited, they could be closer to some of these SRAs than the known project areas.
15 SRA = State Recreation Area

16 National Wild and Scenic Rivers

17 The National Park Service identifies and maintains a database of National Wild and Scenic
18 Rivers Systems. For a segment of free-flowing river to be listed in the system, the river must
19 possess traits in one (or multiple) of the following value categories: scenery, recreation,
20 geology, fish, wildlife, prehistory, history, and cultural. In the related renewable energy projects
21 study area, the Niobrara River (in the northern portion of Holt County) is the only identified
22 Wild and Scenic River. The river is frequented by recreationists and other visitors who can
23 engage in hunting, fishing, rafting, wildlife viewing, and various other activities.

24 National Historic Trails

25 The National Trails System is managed by the National Park Service and includes supporting
26 National Historic Trails, National Scenic Trails, and National Recreational Trails across the
27 nation. These trails are recognized as historically relevant routes for past exploration,
28 migration, and military action and include lands in both public and private ownership.
29 Highways and other roadways commonly run parallel to these routes, providing limited public
30 access. There are three National Historic Trails in the study area: the Oregon National Historic
31 Trail, California National Historic Trail, and Pony Express National Historic Trail. More details
32 regarding these historic trails are incorporated by reference (FEIS Section 3.9.1.1, *Federal*
33 *Recreation Areas and Opportunities*). The Pony Express National Historic Trail and the California
34 National Historic Trail both enter into Cheyenne County via the northern portion and generally
35 follow U.S. Highway (US) 385. Both trails exit Cheyenne County moving eastbound, still

1 generally following US 385, US 30, and Interstate (I) 80. The Oregon Trail, California Trail, and
2 Pony Express all enter into Jefferson County via the western portion and generally parallel US
3 136. Each trail additionally intersects State Highways 15, 103, and 8.

4 **State Trails**

5 Nebraska contains many trails managed by state agencies, including NGPC. These trails provide
6 opportunities for hiking, wildlife viewing, and scenic landscape viewing. Some of these trails
7 also support horseback riding. 108.2 miles of 20 state trails intersect the related renewable
8 energy projects study area. The Cedar River Trail passes through Greeley County. The Cowboy
9 Trail passes through Holt and Antelope County. Additionally, there are several trails in Rock
10 Creek Station SHP in Jefferson County and Ashfall Fossil Beds SHP in Antelope County.

11 **3.9.2 Environmental Consequences**

12 **3.9.2.1 Proposed Action and Alternatives**

13 **No Action Alternative**

14 The effects of the no action alternative on recreation and tourism would be the same as
15 presented in FEIS Section 3.9.2.1, *No-action Alternative*, and are incorporated into this SEIS by
16 reference.

17 **Proposed Action**

18 The types and intensity of effects of the proposed action on recreation and tourism would be
19 the same as presented in FEIS Section 3.9.2.2, *Alternative A: Tubular Steel Monopole and Steel*
20 *Lattice Tower Structures*, and are incorporated into this SEIS by reference. In consideration of
21 the John W. and Louise Seier NWR mentioned in SEIS Section 3.9.1, *Affected Environment*, no
22 new or different effects on recreational resources would occur under the proposed action.

23 **Alternative A (FEIS Proposed Action)**

24 The types and intensity of effects of Alternative A on recreation and tourism would be the same
25 as presented in FEIS Section 3.9.2.2 and are incorporated into this SEIS by reference.

26 **Alternative B (Steel Monopole Only, Proposed Action Route)**

27 The types and intensity of effects of Alternative B on recreation and tourism would be the same
28 as presented in FEIS Section 3.9.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and
29 are incorporated into this SEIS by reference.

30 **3.9.2.2 Related Renewable Energy Projects**

31 The related renewable energy projects could affect recreational resources through reduced
32 access or decreased quality of recreational activities due to visual degradation (SEIS Section

1 3.12, *Visual Resources*), air quality degradation (SEIS Section 3.13, *Air Quality and Greenhouse*
2 *Gases*), or noise pollution (SEIS Section 3.14, *Noise*). Effects on those resource topics are
3 covered in those SEIS sections and are only analyzed in this section as they pertain to recreation
4 and tourism. It is assumed that developers would comply with all applicable federal, state, and
5 local laws governing the construction of renewable energy facilities, such as county zoning
6 regulations that govern the siting of renewable energy projects (SEIS Section 3.8, *Land Use*). The
7 workforce required for operations and maintenance would be limited and would not require
8 the same level of heavy machinery often necessary for construction.

9 The temporary activities associated with the related renewable energy projects (e.g., siting,
10 construction, maintenance, decommissioning) could result in noise, dust, traffic, and the
11 presence of construction equipment and workers that would temporarily affect recreation
12 activities occurring in the area. Recreational stakeholders involved in activities like camping,
13 hunting, hiking, historical sightseeing, or wildlife viewing could be temporarily deterred from
14 visiting recreational sites near the related renewable energy project facilities during
15 construction. The experience of those recreating close enough to the related renewable energy
16 projects to perceive impacts on the visual or noise setting from construction activities could be
17 adversely impacted. Access to these recreational areas could become temporarily closed or
18 obstructed over the course of each project's development. As discussed in SEIS Section 3.11,
19 *Transportation*, construction and maintenance of the related renewable energy projects could
20 require temporary, intermittent road closures that could affect access to recreational sites.

21 Recreational users could temporarily and intermittently be displaced by construction and, to a
22 lesser degree, maintenance. However, short and long-term effects on access to and quality of
23 recreational activities in the area are expected to be of low intensity.

24 The primary long-term effects of the related renewable energy projects would be potential
25 reductions in visual quality caused by the presence of renewable energy facilities (i.e., wind
26 turbines or solar panel structures) and associated infrastructure (SEIS Section 3.12) near
27 recreational sites. Reduced visual quality may result in decreased public interest in recreation
28 sites close to new renewable energy infrastructure but is not anticipated to notably impact
29 access to or quality of recreational areas.

30 Tables 3.9-1 and 3.9-2 show the distances between recreational resources (including wildlife
31 protection areas, WPAs, and SRAs) the related renewable energy projects with proposed
32 locations based on best available information. None of the project areas overlap with or are
33 directly adjacent to the recreational sites identified in SEIS Section 3.9.1.2, *Related Renewable*
34 *Energy Projects*, but two WMAs (Rock Glen and Red Wing), one state recreation area (Rock
35 Creek Station), and one State Historic Park (Rock Creek Station) are located within 3 miles of a
36 known related renewable energy project area (Tables 3.9-1 and 3.9-2). As described in SEIS
37 Section 3.12, 3 miles corresponds to the middleground distance, beyond which views become
38 diminished and specific project features do not typically stand out. Depending on the siting of
39 structures associated with these related renewable energy projects, recreational users in these
40 areas may experience decreased recreational quality related to visual effects.

41 Overall, short- and long-term effects on recreation from the related renewable energy projects
42 would be of low intensity.

1

2

Section 3.10 Cultural Resources

3

3.10.1 Affected Environment

4

3.10.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.10, *Cultural Resources*, regarding cultural resources in
6 the study area for the proposed action and alternatives is incorporated by reference into this SEIS.
7 Select information has been updated and is described below to reflect the status of cultural
8 resources review under NEPA and compliance with Section 106 of the National Historic
9 Preservation Act (NHPA). Appendix I, *Select Supplemental Section 106 Materials*, includes select
10 information and documents supporting the Service's compliance with Section 106 of the NHPA since
11 the 2020 court decision, a summary and a copy of the Final Cultural Resources Inventory Report
12 (CRIR), and a summary of Section 106 meetings open to all Tribal Nations and Consulting Parties.

13

Scoping Consultation

14 In a letter dated August 25, 2022, the Service notified the Advisory Council on Historic Preservation
15 (AHP) and the Nebraska State Historic Preservation Office (SHPO) of its intent to prepare an SEIS
16 pursuant to NEPA. The AHP responded on October 19, 2022, with no comments pursuant to NEPA;
17 however, to ensure compliance with Section 106, the AHP encouraged the Service to consider the
18 process at the Service's earliest opportunity. The AHP asked for clarification on how the Section
19 106 process would be addressed, as well as additional details about the project (Appendix I). The
20 Nebraska SHPO confirmed interest to be a cooperating agency via email on August 26, 2022.

21 In accordance with Executive Order 13175 and Department of the Interior (DOI) Secretarial Order
22 3206, the Service formally invited Tribal Nations to consult on a government-to-government basis
23 with mailed letters in August and November 2022.

24 The Notice of Intent for the SEIS was published on November 18, 2022, and in December of 2022,
25 the Service held two virtual public scoping meetings. After reviewing comments from these
26 meetings, the Service began preparing the SEIS and developed a plan for Section 106 consultation to
27 aid in addressing certain issues identified in the 2020 court decision.

28

Section 106 of the NHPA and Government-to-Government Tribal 29 Consultation

30 This section describes the current status of consultation under Section 106 of NHPA and provides a
31 brief summary of the consultations that have occurred since the 2020 court decision. It is important
32 to note that on August 22, 2025, NPPD submitted a request to the Service to use alternative
33 procedures for compliance with Section 106 of the NHPA during the National Energy Emergency
34 declared in Executive Order 14156, Declaring a National Energy Emergency (January 20, 2025). On
35 January 13, 2026, DOI approved the use of alternative procedures for compliance with Section 106
36 of the NHPA for the R-Project in response to the national energy emergency.

1 Under the alternative emergency procedures, the Service is directed to comply with the
2 requirements of Section 106 by following an ad hoc process for undertakings responding to an
3 emergency declaration (36 CFR 800.12(b)(2)) when there are no formal emergency procedures in
4 place (36 CFR 800.12(a)) and there is not an existing programmatic agreement (PA) that contains
5 specific procedures in place for dealing with historic properties in emergency situations (36 CFR
6 800.12(b)(1)). Pursuant to 36 CFR 800.12(b)(2), the Service sent a letter to Tribal Nations, ACHP,
7 and the Nebraska SHPO on January 13, 2026, notifying them of the use of alternative procedures for
8 the R-Project with a request for comments within seven days of notification.¹

9 The information presented in FEIS Sections 3.10.2, *R-Project Section 106 Consultation*, and 3.10.3,
10 *Government-to-Government Tribal Consultation*, is incorporated into this SEIS by reference. After the
11 incidental take permit was issued in June 2019, consultation with the Cherokee Nation continued
12 regarding potentially sensitive cultural sites in the study area. Prior to the court decision in 2020, a
13 draft scope was prepared to complete a noninvasive cultural resources survey utilizing a canine
14 forensic team and, if warranted, ground penetrating radar. However, these measures were not
15 finalized and implemented due to the 2020 court decision.

16 On September 17, 2021, the Rosebud Sioux Tribe submitted a letter to the Secretary of DOI stating
17 that the FEIS was completed without proper consultation with the Rosebud Sioux Tribe, outlining
18 concerns with the content of the EIS and the process of NHPA consultation, and requesting
19 revocation of the incidental take permit. The Service responded in a letter dated December 13, 2021,
20 informing the Rosebud Sioux Tribe of the 2020 court remand and expressing willingness to work
21 with the Tribal Nation on the project in the future. The Rosebud Sioux Tribe formally requested
22 government-to-government consultation with the Service on February 16, 2023.

23 On January 17, 2023, the Service met with the Nebraska SHPO and ACHP and discussed the Section
24 106 process and amending the *Programmatic Agreement Among the U.S. Fish and Wildlife Service –*
25 *Mountain-Prairie Region, the Nebraska State Historic Preservation Officer, Nebraska Public Power*
26 *District, and the Advisory Council on Historic Preservation Regarding the Construction, Maintenance,*
27 *and Operation of the R-Project 345-Kilovolt Transmission Line, Blaine, Garfield, Holt, Lincoln, Logan,*
28 *Loup, Thomas, and Wheeler Counties, Nebraska* (existing PA).

29 The Service formally initiated Section 106 consultation efforts for the SEIS on July 10, 2023, with a
30 mailed and emailed letter initiating the Section 106 process. The letter included an invitation to
31 consult under Section 106 of the NHPA, a request for input on the area of potential effects (APE), and
32 a request for assistance in the identification of historic properties, including Traditional Cultural
33 Places (TCPs) and properties of traditional religious and cultural importance in the APE.²

34 Regarding the APE, the information presented in FEIS Section 3.10.4, *Area of Potential Effects*, is
35 incorporated into this SEIS by reference, with the following revisions. After completion of the 2018
36 FEIS, the D.C. Circuit court clarified the difference between direct and indirect effects on historic

¹ See 54 USC § 302706(b), which requires federal agencies to consult with any Indian tribe that attaches religious and cultural significance to affected historic properties; ACHP (2021), which describes identifying and evaluating adverse effects on properties of religious and cultural significance; and 36 CFR § 800.2(c)(2)(ii), which defines roles of Indian tribes as consulting parties, including their special expertise in identifying properties of cultural significance, which informs the scope of their comment even in emergency situations.

² Enclosure 1 of the Section 106 initiation letter dated July 10, 2023 (Appendix I) incorrectly mentions that the Service conducted outreach to previously identified Consulting Parties as part of the Section 106 process between June 2020 and Spring 2022.

1 properties in its decision in *National Parks Conservation Association v. Semonite*, 916 F.3d 1075 (D.C.
2 Cir. 2019), by:

3 "referring to the causality, and not the physicality, of the effect to historic properties. This means
4 that if the effect comes from the undertaking at the same time and place with no intervening
5 cause, it is considered 'direct' regardless of its specific type (e.g., whether it is visual, physical,
6 auditory, etc.). 'Indirect' effects on historic properties are those caused by the undertaking that
7 are later in time or farther removed in distance but are still reasonably foreseeable" (ACHP
8 2019).

9 With this clarification of the definition of direct and indirect effects, the R-Project APE has been
10 redefined to include visual, audible, and atmospheric effects as direct effects. The APE was also
11 updated to reflect that NPPD made a route adjustment in the vicinity of O'Fallon's Bluff intended to
12 reduce impacts on the Oregon-California National Historic Trail ruts (see SEIS Section 2.2, *NPPD*
13 *Process for Selecting Its Final Route*). The current APE for direct effects is described as follows.

- 14 • **Direct physical effects:** Same as the previous APE for direct effects (150 feet on each side of the
15 R-Project centerline; 50 feet on each side of access routes and work areas (e.g., pulling and
16 tensioning sites, fly yards/assembly areas, and construction yard/staging areas)).
- 17 • **Direct audible effects:** 0.5 mile on each side of the R-Project centerline and 0.5 mile on each
18 side of access routes and work areas.
- 19 • **Direct visual effects:** Same as the previous APE for indirect effects (10 miles on each side of the
20 R-Project centerline).

21 Direct atmospheric effects include effects such as those resulting from fugitive dust that could affect
22 the visual setting. Such effects will be temporary and will not be permanent or adverse. An APE for
23 atmospheric effects is not defined with a standardized distance from the R-Project.

24 Indirect effects of the project under Section 106 have been identified as effects of the related
25 renewable energy projects described in SEIS Section 3.1.3, *Related Renewable Energy Projects*.

26 The Service mailed and emailed the July 10, 2023, Section 106 initiation letter to 42 recipients,
27 which were determined based on the following: recipients from previous consultation efforts, a
28 review of the current APE to include additional Consulting Parties, and parties that expressed
29 interest during the NEPA scoping period. The 31 Tribal Nations on the recipient list were also
30 invited to participate in government-to-government consultation, in addition to the invitations sent
31 by the Service in August and November 2022.³

32 In a response letter dated July 21, 2023, the Nebraska SHPO responded with its concurrence on the
33 APE. In a response letter dated July 19, 2023, Lincoln County Historical Museum indicated interest in
34 being a Consulting Party under Section 106. Appendix I, Attachment 1 contains samples of the initial
35 consultation letter, a list of recipients, and summaries of consultation meetings to date.

36 The Service hosted Section 106 consultation meetings open to all Tribal Nations and Consulting
37 Parties throughout development of the SEIS (Table 3.10-1). Appendix I provides summaries of these
38 meetings. In addition to the meetings listed in Table 3.10-1 and described in Appendix I, the Service

³ The Otoe-Missouria Tribe and the Iowa Tribe of Kansas and Nebraska were identified as potential Consulting Parties in 2023, after the initial government-to-government invitations were sent by the Service in August and November 2022. Three Affiliated Nations (Mandan, Hidatsa, and Arikara Nation) was identified as a Consulting Party in January 2025.

1 conducted extensive consultation throughout the Section 106 process with individual Tribal Nations
2 and Consulting Parties via phone calls, virtual meetings, emails, and written correspondence.

3 **Table 3.10-1. Section 106 Consultation Meetings**

Meeting Date	Meeting Topics
August 17, 2023*	<ul style="list-style-type: none"> Initiation of the Section 106 process: APE, input on known historic properties and TCPs
August 18, 2023**	<ul style="list-style-type: none"> Tribal Nations only meeting Initiation of the Section 106 process: APE, input on known historic properties and TCPs Rosebud Sioux Tribe requested a Class III survey of the entire APE to be completed by TCSs^a
December 8, 2023*	<ul style="list-style-type: none"> Draft CRIR
February 13, 2024*	<ul style="list-style-type: none"> Revised CRIR
February 28, 2024**	<ul style="list-style-type: none"> Section 106 process updates, identification efforts, analysis of effects,
June 26, 2024***	<ul style="list-style-type: none"> Section 106 process updates, present and solicit feedback on proposed next steps TCS surveys (Tribal Nations only)
July 31, 2024***	<ul style="list-style-type: none"> Proposed approach for PA development, Section 106 schedule TCS surveys (Tribal Nations only)
August 28, 2024***	<ul style="list-style-type: none"> Annotated Outline of the PA, approach for PA development TCS surveys (Tribal Nations only)
September 25, 2024***	<ul style="list-style-type: none"> Selected PA sections TCS surveys, Service's permitting responsibilities (Tribal Nations only)
October 23, 2024***	<ul style="list-style-type: none"> Upcoming in-person meetings, draft amendment to sunset existing PA, Draft FOE report, selected PA sections TCS surveys, Tribal Consultation Protocols (Tribal Nations only)
November 21, 2024***	<ul style="list-style-type: none"> Comments on Draft FOE report, selected PA sections, in-person meetings TCS surveys, Tribal Consultation Protocols (Tribal Nations only)
January 14, 2025**	<ul style="list-style-type: none"> Section 106 process updates, concerns raised by Tribal Nations, Tribal Consultation Protocols, and Tribal Participation Plans
January 15, 2025*	<ul style="list-style-type: none"> Preliminary Draft PA
January 16, 2025*	<ul style="list-style-type: none"> Site visit to O'Fallon's Bluff, Sand Hill Ruts, and Birdwood Creek Site
February 26, 2025***	<ul style="list-style-type: none"> PA status and next steps
June 3-4, 2025*	<ul style="list-style-type: none"> Section 106 process updates Revised Draft PA
June 5, 2025**	<ul style="list-style-type: none"> Letters from Rosebud Sioux Tribe Oceti Sakowin Treaty Council Resolution TCS identification efforts, Tribal Participation Plans Revised Draft PA
August 14, 2025***	<ul style="list-style-type: none"> NEPA and Section 106 schedules Revisions to the PA Updated approach to TCS Surveys

4 CRIR = Cultural Resources Inventory Report; FOE = Finding of Effect; PA = Programmatic Agreement; TCS = Tribal
5 Cultural Specialist

1 ^a Throughout the Section 106 consultation process, the Service consulted with Tribal Nations regarding surveys by
2 Tribal Cultural Specialists (TCSs) within the project APE.

3 * Tribal Nations and Consulting Parties

4 ** Tribal Nations only

5 *** A portion of the meeting was reserved for Tribal Nations only.

6 The Service developed the Draft CRIR⁴, which was provided to Tribal Nations and Consulting Parties
7 for review on November 17, 2023. The Service developed a Revised Draft CRIR, provided to Tribal
8 Nations and Consulting Parties on February 4, 2024. Based on additional Tribal Nation and
9 Consulting Party input, the Service prepared the Final CRIR, submitted to Tribal Nations and
10 Consulting Parties on August 2, 2024 (Appendix I, Attachment 2).

11 On October 11, 2024, the Service submitted the Draft Finding of Effect (FOE) report for review by
12 Tribal Nations and Consulting Parties. The Draft FOE report was limited to an analysis of historic
13 properties located or revisited during the 2015–2019 cultural resource surveys conducted in
14 support of the project. Comments from Tribal Nations and Consulting Parties indicated that the
15 Draft FOE report was premature and that the findings of effect on historic properties should not be
16 made until all identification efforts (e.g., surveys) and evaluations are completed. Based on this and
17 the use of the emergency procedures for Section 106 compliance, the Service is not moving forward
18 with the FOE report.

19 Based on consultation with Tribal Nations and Consulting Parties, the Service determined that they
20 would propose an amendment to sunset the existing PA and develop a new PA pursuant to NHPA.
21 The Service was in the process of developing a new PA in consultation with ACHP, SHPO, Tribal
22 Nations, and Consulting Parties when NPPD submitted and DOI approved NPPD's request to use
23 alternative procedures for compliance with Section 106 of the NHPA. To comply with the alternative
24 procedures under Section 106 (36 CFR 800.12(b)(2)), the Service will no longer execute and
25 implement a new PA. In response to the decision to use emergency procedures, the Service is
26 considering either terminating or developing an amendment to sunset the existing PA (36 CFR
27 800.12(b)(2)).

28 Based on DOI's approval of the use of alternative procedures for compliance with Section 106 (36
29 CFR 800.12(b)(2)), the Service is evaluating the measures that will be implemented to avoid,
30 minimize, and mitigate adverse effects on historic properties.

31 **Cultural Context**

32 The study area for the proposed action and alternatives includes portions of the Central Great
33 Plains, Nebraska Sand Hills, and High Plains Ecoregions, which contain evidence of human
34 settlement and other activities over the last 10,000 to 12,000 years. A brief cultural context of the
35 study area is summarized in cultural resource survey reports completed to date for the R-Project
36 (Bedingfield 2017, 2019; Bedingfield and McKenzie 2018; Bedingfield and Tucker 2016; Bedingfield
37 and Webb 2015).

4 The CRIR summarizes the archaeological and built-environment resources documented and evaluated during
previous cultural resource inventories conducted for the R-Project; identifies cultural resources eligible for or
listed in the NRHP in the APE; and summarizes the administrative record of the Service's Section 106 consultation
for the R-Project, including communication and correspondence with SHPO, ACHP, Tribal Nations, and Consulting
Parties. A redacted version of the CRIR is provided in Appendix I, Attachment 2. The CRIR was redacted to protect
sensitive and confidential information.

1 In a letter dated September 17, 2021, the Rosebud Sioux Tribe voiced concerns regarding the lack of
 2 historical documentation about the Rosebud Sioux Tribe in the FEIS and reiterated this concern at
 3 the meeting on August 18, 2023. In an email dated December 12, 2023, the Pawnee Nation
 4 suggested the inclusion of more information within the context of additional archaeological sources.
 5 The Service used the information provided by Rosebud Sioux Tribe and Pawnee Nation to expand
 6 the cultural context in CRIR Section 4.2.1, *Historic Tribal Context*, which was finalized and submitted
 7 to Tribal Nations and Consulting Parties on August 2, 2024 (Appendix I, Attachment 2).

8 Cultural Resource Investigations

9 The information presented in FEIS Section 3.10.6.3, *Cultural Resource Investigations*, regarding
 10 cultural resource investigations completed in the study area between 2015 and 2018 is
 11 incorporated into this SEIS by reference. At the time of FEIS publication, Nebraska SHPO review of
 12 the 2018 cultural resources survey report was pending. The Nebraska SHPO sent a letter dated
 13 January 28, 2019, in response to the 2018 survey report (Appendix I). Table 3.10-2 lists the
 14 resources identified during the 2018 survey and their National Register of Historic Places (NRHP)
 15 eligibility determinations.

16 **Table 3.10-2. Results of 2018 Cultural Resources Survey and NRHP Eligibility Determinations**

Resource Number	Revisit? (Y/N)	Name	Address/Location	Resource Type	NRHP Eligibility
25LN94	Y	N/A	Lincoln County	Historic artifact scatter	Not Eligible
25LN105	Y	N/A	Lincoln County	Historic artifact scatter	Not Eligible
25LN113	Y	Birdwood Creek	Lincoln County	Prehistoric open camp site	Eligible (with testing, construction monitoring, and conditional action)
RPCM-1	N	N/A	Thomas County	Historic artifact scatter	Not Eligible
RPCM-2	N	N/A	Lincoln County	Historic Farmstead	Not Eligible
RPCM-3	N	N/A	Blaine County	Historic Farmstead	Not Eligible
RP-IF-KB-5	N	Isolated Find	Lincoln County	N/A	Not Eligible
RP-IF-KB-6	N	Isolated Find	Lincoln County	N/A	Not Eligible
RPKB-12	N	Ballagh Schoolhouse	Garfield County	Site, Historic School	Unevaluated (with conditional action)
RPKB-13	N	Oregon-California National Historic Trail (segment)	Lincoln County	Historic trail	Eligible under Criteria A and D

17 POWER Engineers completed additional cultural resources investigations between May 15 and
 18 October 25, 2019. POWER Engineers prepared a report for the 2019 investigations in December
 19 2019 (Bedingfield 2019). Approximately 230 acres were surveyed and two previously recorded
 20 archaeological sites (25LN94 and 25LN113) were revisited. As a result of positive shovel tests at

1 25LN113 during the 2019 investigation, the boundary of the site has been expanded, and the
2 previously recorded site 25LN94 is now located within the revised boundary of 25LN113. POWER
3 Engineers recommended that these two sites be treated as a single multi-component archaeological
4 site and recommended avoidance of disturbance to NRHP-eligible 25LN113. It was recommended
5 that the boundary of the site be clearly fenced during construction activity. The Nebraska SHPO
6 concurred with these findings in a letter dated January 9, 2020.

7 POWER Engineers completed additional cultural resource surveys in 2020 and 2023 and developed
8 a report detailing the results of these surveys in 2024 (Bedingfield and George 2025). As described
9 in the report, POWER Engineers inventoried 194 acres for archaeological resources, revisited three
10 sites, and recorded two new sites. The Nebraska SHPO concurred with the findings in emails dated
11 March 31, 2025 (Appendix I, Attachment 1). Table 3.10-3 lists the resources identified during the
12 2020 and 2023 surveys and their NRHP eligibility determinations.

13 **Table 3.10-3. Results of 2020 and 2023 Cultural Resources Survey and NRHP Eligibility
14 Determinations**

Resource Number	Revisit? (Y/N)	Resource Type	NRHP Eligibility
25LN43	Y	Historic artifact scatter	Not eligible
25TM6	Y	Historic stock tank and windmill	Not eligible
25TM8	Y	Early- to mid-twentieth century road	Not eligible
RPKB-14	N	Historic irrigation ditch	Not eligible
RPKB-15 (LN00-028)	N	Trail ruts associated with the O'Fallon's Bluff segment of the Oregon-California National Historic Trail (LN00-028)	Eligible under Criterion A and D ^a

15 ^a NPPD will investigate route adjustments to avoid/minimize adverse effects and monitor during construction.

16 **Identified Historic Properties and Unevaluated Resources**

17 FEIS Section 3.10.6.3, *Cultural Resource Investigations*, and FEIS Section 3.10.6.4, *Identified Historic
18 Properties*, presented information on historic properties in the study area. Appendix I, Attachment 3
19 provides updated information on historic properties and unevaluated resources in the study area
20 and should be considered the most current source of this information.

21 To date, surveys have identified 649 NRHP-listed, NRHP-eligible, or unevaluated cultural resources
22 in the APE. Of these resources, six have been individually listed in the NRHP (one listed resource has
23 since been demolished), 132 have been determined eligible for the NRHP (at least one of these
24 resources has since been demolished), and 511 are unevaluated for the NRHP.

25 Of these 649 resources, seven are within the APE for direct physical effects, 73 are within the APE
26 for direct audible effects (within 0.5 miles of the proposed transmission line), and the balance are
27 within the APE for direct visual effects (Appendix I, Attachment 3). Table 3.10-4 lists the identified
28 historic properties (i.e., eligible for or currently listed in the NRHP) within the APE and within 0.5
29 miles of the proposed transmission line. For historic properties and unevaluated cultural resources
30 more than 0.5 miles from the proposed transmission line, see Appendix I, Attachment 3.

31 Adverse effects on historic properties and unevaluated properties will be addressed through the
32 implementation of alternative procedures for compliance with Section 106 (36 CFR 800.12(b)(2)).

1

Table 3.10-4. Identified Historic Properties within 0.5 miles of the Proposed R-Project

Resource #	Name	Address/ Location	Resource Type	Description	NRHP Eligibility
25LN94/ 25LN113	Archaeological Site	Lincoln County	Site	Prehistoric artifact scatter, ineligible historic trash scatter	Eligible
BL00-008	St. John's Lutheran Church	Blaine County	Church	1947 church and associated parsonage	Eligible
LN00-028 (includes RPKB-13 and RPKB-15) ^b	O'Fallon's Bluff, Oregon-California National Historic Trail ^a	Along the South Platte River, near Sutherland, Lincoln County	Trail	A 20-acre site with portion of historic trail within boundaries	Listed
LN00-032	Sutherland State Aid Bridge	Spanning North Platte River, 2.5 miles north of Sutherland, Lincoln County	Bridge	Constructed 1914/1915; 14-span concrete spandrel- arch bridge	Listed (Demolished)
L000-001	Brosius Homestead/Neal Ranch	Logan County	District	Circa 1905 ranch with a frame house, small brick house, garage, workshop, barn, shop/garage, small outbuildings, and corral	Eligible
L003-012	N/A	Logan County	Building	1881 abandoned lumber company	Eligible
RPKB-1	Old Highway 83/U.S. Route 183 (segment)	Thomas and Logan Counties	Transportat ion Corridor	18-mile abandoned segment of former highway alignment	Eligible
RPKB-13	Oregon-California National Historic Trail (segment)	Lincoln County	Trail	14 linear wagon traces	Eligible
RPKB-15	Oregon-California National Historic Trail (segment)	Lincoln County	Trail	Four immigrant trail traces southwest of SHPO LN00-028 boundary	Eligible
RPKB-3	Sand Hill Ruts, Mormon Pioneer National Historic Trail	Near Sutherland, Lincoln County	Trail	Four linear wagon road traces	Eligible
RPKB-5	Paxton-Hershey Canal (segment)	Lincoln County	Canal	1-mile segment of 20-mile-long canal	Eligible (Contributing)
WH00-001	N/A	Wheeler County	Building	Abandoned school	Eligible

Resource #	Name	Address/ Location	Resource Type	Description	NRHP Eligibility
WH00-004	Theo Pofahl Farmstead	Wheeler County	Building	Farmstead	Eligible
WH00-005 ^a	N/A	Wheeler County	House	Frame house	Eligible

¹ ^a Resource not surveyed by POWER Engineers (2015–2023) but derived from 2024 NCRGIS record search.

² ^b O'Fallon's Bluff (LN00-028) is listed on the NRHP; in 2018 and 2019 POWER Engineers delineated additional sets of
³ trail traces (RPKB-13 and RPKB-15), recommending to SHPO they were also NRHP-eligible.

4 Tribal Resources

5 This section describes resources in the study area for the proposed action and alternatives that are
6 important to Tribal Nations. These resources can have natural, spiritual, and cultural value.

7 In correspondence and meetings with the Service, the Rosebud Sioux Tribe described Tribal
8 resources of concern in the project area, including archaeological sites, unique plants, animals, the
9 Sandhills ecosystem, and water, which is an important aspect of Tribal subsistence and cultural
10 practices and is a sacred element that ensures physical and psychological well-being (Larned 2018).
11 The Rosebud Sioux Tribe described water, specifically the Ogallala Aquifer (which underlies the
12 study area), as a TCP and the proposed project area as part of a Traditional Cultural Landscape. In a
13 letter dated September 17, 2021, the Rosebud Sioux Tribe stated that the Sandhills contain many
14 cultural sites significant to the Sicangu Lakota and requested that a Tribal survey be conducted.
15 Adverse effects on Tribal resources will be addressed through the implementation of alternative
16 procedures for compliance with Section 106 (36 CFR 800.12(b)(2)).

17 Traditional Cultural Places

18 The information presented in FEIS Section 3.10.1.2, *Identifying Historic Properties*, regarding TCPs⁵
19 is updated herein to reflect the 2024 revisions to National Register Bulletin 38: *Identifying,*
20 *Evaluating, and Documenting Traditional Cultural Places*. A “traditional cultural place (formerly,
21 ‘property’) is a building, structure, object, site, or district that may be eligible for inclusion in the
22 National Register for its significance to a living community because of its association with cultural
23 beliefs, customs, or practices that are rooted in the community’s history and that are important in
24 maintaining the community’s cultural identity.” TCPs can be considered historic properties if they
25 are associated with cultural beliefs, customs, or practices of a living community that: (1) are rooted
26 in that community’s history; and (2) are important in maintaining the community’s cultural identity.
27 Communities of any cultural or ethnic background may have places to which they ascribe traditional
28 religious or cultural significance. Consultation indicates that TCPs to which Tribal Nations ascribe
29 traditional religious or cultural significance are likely to be in the APE. Adverse effects on TCPs will
30 be addressed through the implementation of alternative procedures for compliance with Section
31 106 (36 CFR 800.12(b)(2)).

⁵ The FEIS refers to Traditional Cultural *Properties* instead of *Places*, a terminology change instituted in 2024 with the revision of National Register Bulletin 38.

3.10.1.2 Related Renewable Energy Projects

The types of cultural resources in the related renewable energy projects study area would be similar to those discussed in FEIS Section 3.10 and include prehistoric-age resources (i.e., villages, open camps, and lithic scatters) and historic-age resources (i.e., farmsteads, schoolhouses, post offices, cemeteries, churches, commercial buildings, houses, gas stations, jails, bridges, ranches, canals, roads, and trails). The FEIS description of these types of resources is, therefore, incorporated by reference into this SEIS.

3.10.2 Environmental Consequences

FEIS Table 3.1-2 defines the intensity of effects on cultural resources and is incorporated into this SEIS by reference. These terms (low, moderate, and high intensity) correspond to the Section 106 findings of *no effect*, *no adverse effect*, and *adverse effect* on historic properties. Adverse effects under Section 106 are those that diminish characteristics qualifying historic properties for inclusion in the NRHP, and as a result diminish the integrity of the historic property's location, design, setting, materials, workmanship, feeling, or association.

3.10.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on cultural resources would be the same as presented in FEIS Section 3.10.7.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

Proposed Action

This section presents updates to FEIS Section 3.10.7.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*. Since publication of the FEIS, there have been changes to the APE, updated information on identified historic properties, and demolition of one NRHP-listed resource (Sutherland State Aid Bridge).

The FEIS proposed action route included an overhead crossing of the remnant trail segments immediately west of the O'Fallon's Bluff site (LN00-028), an NRHP-listed historic property associated with remnant segments of the Oregon-California National Historic Trails. No structures were proposed to be placed on any remnant trail segments. In response to the June 2020 court decision, which stated that the Service violated the NHPA by not considering routing alternatives around the O'Fallon's Bluff site, NPPD investigated route adjustments that would avoid or minimize adverse effects on this historic property. As described in SEIS Chapter 2, the current proposed action shifts a segment of the transmission line approximately 0.5 miles east from its location in the FEIS proposed action. After the shift to the east, the current proposed route continues north/northwest and then west to rejoin the original route.

The proposed action is expected to have adverse effects on known historic properties and historic properties that have not yet been identified. Based on DOI's approval of the use of alternative procedures for compliance with Section 106 (36 CFR 800.12(b)(2)), the Service is evaluating the measures that will be implemented to avoid, minimize, and mitigate adverse effects on historic properties. Previous findings of effect documented in the FEIS may be updated or revised through

1 implementation of the agreed-upon measures. Potential physical effects on historic properties could
2 include physical destruction or damage to part of or the entirety of a historic property from ground
3 disturbance. Regarding potential visual effects, the transmission line and structures would strongly
4 contrast in form, line, color, and texture to the natural surroundings and could adversely affect
5 historic properties' integrity of setting, feeling, or association.

6 Potential effects on Tribal resources other than those discussed in this section are discussed in other
7 sections of the SEIS. Potential impacts on water resources, including the Ogallala Aquifer, are
8 discussed in SEIS Section 3.3, *Water Resources*; potential impacts on plants are discussed in SEIS
9 Section 3.5, *Vegetation*; potential impacts on wildlife are discussed in SEIS Section 3.6, *Wildlife* and
10 SEIS Section 3.7, *Special Status Species*; and potential impacts on Tribal treaty rights are discussed in
11 SEIS Section 3.8, *Land Use*.

12 **Alternative A (FEIS Proposed Action)**

13 The effects of Alternative A on cultural resources would be the same as presented in FEIS Section
14 3.10.7.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and are
15 incorporated into this SEIS by reference.

16 **Alternative B (Steel Monopole Construction Only, Proposed Action Route)**

17 The types and intensity of effects of Alternative B on cultural resources would be the same as
18 presented in FEIS Section 3.10.7.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are
19 incorporated into this SEIS by reference with the following revisions. The estimated area of
20 temporary disturbance for Alternative B is greater than under the proposed action, which could
21 result in more disturbance to cultural resources depending on the location of the disturbance as
22 compared to the resources. The route adjustment described for the proposed action would also
23 apply to Alternative B and is intended to minimize adverse physical, auditory, and visual effects on
24 O'Fallon's Bluff under this alternative.

25 **3.10.2.2 Related Renewable Energy Projects**

26 Construction, maintenance, operation, and decommissioning of related renewable energy projects
27 could result in short-term and long-term adverse effects on cultural resources. Effects could be of
28 low, moderate, or high intensity (including potentially significant adverse impacts) depending on
29 the timing and location of the project. Although specific effects on cultural resources would be
30 determined on a site-specific basis, it is assumed that adverse effects would be minimized or
31 mitigated by developers adhering to applicable federal, state, and county requirements, including
32 adhering to standard siting practices, implementing BMPs, and implementing avoidance and
33 mitigation measures. If a project requires federal agency approval or triggers federal agency action,
34 it would need to comply with Section 106 of the NHPA.

35 Construction activities that involve earthmoving (e.g., grading, excavating) have the highest
36 potential for significant impacts or high-intensity, long-term effects on cultural resources;
37 pedestrian and vehicular traffic and indirect impacts of earthmoving activities (e.g., secondary
38 erosion) may also have an effect. Construction activities could result in short-term visual, auditory,
39 and atmospheric impacts on important cultural resources that require integrity of location, setting,
40 association, or feeling to convey their historical significance (e.g., buildings, cultural landscapes,
41 historic trails, or properties of traditional religious and cultural importance).

1 Site preparation and construction activities, such as the installation of access roads where existing
2 roads are not present or improvements to existing roads to make them suitable for project
3 construction, may have high-intensity effects on cultural resources. Construction of new access
4 roads, which would generally only be required for remote sites, would result in ground clearing that
5 could also have long-term, high-intensity effects on cultural resources; there is the potential for
6 surface and sub-surface compaction of the soil by trucks and equipment that could crush some types
7 of artifacts, features, and historic structures. Bringing workers and creating new access roads into
8 project areas could also increase the potential for looting of cultural artifacts. Due to the weight and
9 length of wind turbines, the grade of access routes must be kept to a minimum. Maintaining minimal
10 grades can require extensive grading, thus increasing the potential for long-term, high-intensity
11 effects on cultural resources due to ground disturbance. Water is a sacred resource to Tribal
12 Nations, and construction activities could impact groundwater quality. Potential effects of the
13 related renewable energy projects on groundwater are discussed in SEIS Section 3.3, *Water*
14 *Resources*. Other impacts associated with the site preparation phase (e.g., soil sampling) could
15 include small areas of clearing or grading required to install equipment or access a site. Clearing and
16 grading activities associated with site preparation would have the potential for high-intensity effects
17 on sacred items and areas, and erosion resulting from ground disturbance could result in a high-
18 intensity effect on an archaeological site.

19 Wind energy development requires activities that could result in high-intensity effects on cultural
20 resources. This includes road improvements, the creation of new access roads, excavation for
21 placement of turbine towers, grading for construction of support buildings and electrical
22 substations, and the creation of batching areas for making concrete. Trucks needed to transport the
23 wind turbine towers require well-maintained roads and large cleared areas for turning and staging.
24 Some linear resources (i.e., roads, trails, and canals) are considered historically significant, and their
25 historical attributes may be affected by the construction of new roads or modifications to existing
26 roads. In some cases, bridges may need to be reinforced. Some bridges are considered historically
27 significant for their engineering, and the historical attributes may be adversely affected by
28 modification associated with strengthening.

29 The creation of access roads for renewable energy projects may provide people with access to
30 culturally sensitive areas. Since looting is one of the greatest threats to archaeological sites, easier
31 access on private land often leads to greater opportunities for looting to take place. Although
32 archaeological material is protected on public or state lands, archaeological sites and associated
33 artifacts on private land are the property of the landowner.

34 Once a wind or solar project is constructed, its operation has the potential for high-intensity or
35 significant adverse effects on the visual environment of historic properties. Visual impacts from
36 solar farms (e.g., glare and light) or wind turbines (e.g., shadow flicker) may affect the historic
37 setting, feeling, or association of some types of cultural resources; in such cases, these would be
38 long-term effects that would continue for the duration of the project (SEIS Section 3.12). For
39 example, the landscape and viewshed of rural historic ranch complexes with minimal infrastructure
40 development could be visually impacted by the introduction of wind turbines on the landscape, thus
41 diminishing their integrity of setting, feeling, and association. Wind turbines and solar facilities
42 could result in long-term auditory effects on cultural resources (SEIS Section 3.14, *Noise*). Ground-
43 disturbing impacts associated with these projects would primarily result from the looting of sites by
44 workers or the public. Erosion of disturbed areas, if not properly controlled, could also result in
45 ongoing impacts on some cultural resources. Since Nebraska is in the Central Flyway migration

1 corridor, the operation of wind turbines could also affect migratory bird species, some of which are
2 sacred to Tribal Nations. Effects on migratory birds are discussed in SEIS Section 3.6, *Wildlife*.

3 Decommissioning related renewable energy projects would result in low-intensity effects on
4 cultural resources. As described for project installation, most effects would be from ground
5 disturbance required for infrastructure removal. However, ground disturbance during
6 decommissioning would be confined primarily to areas that were originally disturbed during
7 construction and would not be expected to impact previously undisturbed areas. If new work areas
8 were needed in areas that had not previously been disturbed, there would be potential for high-
9 intensity effects on additional cultural resources. Decommissioning activities (e.g., the use of
10 equipment to remove structures) could result in short-term visual, auditory, and atmospheric
11 effects on important cultural resources that require integrity of location, setting, association, or
12 feeling to convey their historical significance.

1

2

Section 3.11 Transportation

3

3.11.1 Affected Environment

4

3.11.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.11.1, *Affected Environment*, about transportation in the
6 study area for the proposed action and alternatives is incorporated by reference into this SEIS.

7

3.11.1.2 Related Renewable Energy Projects

8 The related renewable energy projects study area contains numerous roads, railways, and airports
9 in areas that could be affected by construction sites and increased traffic volume. In addition, local,
10 state, and federal agencies have specific, jurisdictional authority and guidance depending on the
11 transportation infrastructure in question.

12

Roadways

13 The related renewable energy projects study area contains several federal and state highways, local
14 roads, service roads, and nonpaved motorized roadways. For all state highways and interstates, the
15 Nebraska Department of Transportation has jurisdictional authority and responsibility of design,
16 care, and maintenance. For other rural expressways or rural municipality roads, incorporated
17 municipalities throughout the renewable energy projects study areas are responsible for design,
18 care, and maintenance.

19 The primary traffic types in the study area are passenger and commercial vehicles. The primary
20 roadways in the study area include Interstate 80 and U.S. Highways (US) 6, 275, 183, 281, 20, 81, 34,
21 136, and 281. In addition, state highways in the study area include Nebraska Highways (NE) 13, 14,
22 19, 17E, 17F, 2, 22, 33, 41, 74, 56, 91, 11, 70, 95, 45, 45A, 45B, S76A, S79D, L80E 93A, 93B, 69, 8, 15,
23 103, 774, and 4. Highways that intersect with the proposed Prairie Hills Wind project area include
24 US-183 and NE-7. Highways that intersect with the proposed Big Blue Nebraska project area include
25 US-136 and NE-103. Highways that intersect with the Thunderhead Wind Energy Center
26 (Thunderhead) project area include NE-70.

27 Beyond the federal and state highway infrastructure, there are several rural paved and nonpaved
28 roadways present in the study area. These roads are organized in a grid pattern and are near town
29 centers.

30 Interstate 80 acts as the highest traffic volume corridor in the region. On an annual average, the
31 daily traffic volume across Interstate 80 is 18,000 vehicles per day (NDOT 2023). The volume of
32 traffic measured on other federal and state highways ranges from 400 vehicles per day on State
33 Highway 74 in Saline County, to 12,015 vehicles per day on US-81 in York County.

1 **Railways**

2 The Federal Railroad Administration regulates and manages the nation's railroad infrastructure and
3 oversees both commercial and passenger freight. Notable railroads that pass through Nebraska
4 include service lines for shipping and Amtrak lines used by private citizens. There are numerous
5 railroad stations and tracks that pass through the related renewable energy projects study area.
6 These railroad lines include the Union Pacific Railroad, the BNSF Railway, and railways from the
7 Nebraska Central Railroad Company. The BNSF Railway intersects with a portion of the proposed
8 Prairie Hills Wind project area and the Union Pacific Railroad intersects with a portion of the
9 proposed Big Blue Nebraska project area.

10 **Airports**

11 The Federal Aviation Administration (FAA) regulates and manages the nation's airports and other
12 aviation-based infrastructure. FAA oversees both public and private airfields. These airfields use
13 FAA-approved instrument procedures and rules employed in FAA jurisdictional airspace. The
14 following FAA-regulated airports are in the study area counties: Sidney Municipal Airport Lloyd W.
15 Carr Field (Cheyenne County), Crete Municipal Airport (Saline County), Stuart-Atkinson Municipal
16 Airport (Holt County), O'Neil Municipal John L. Baker Field (Holt County), York Municipal Airport
17 (York County), Fairbury Municipal Airport (Jefferson County), Antelope County Airport (Antelope
18 County), Broken Bow Municipal/Keith Glaze Field Airport (Custer County) (NebraskaMap 2020).

19 The Broken Bow Municipal/Keith Glaze Field and Antelope County airports are the only airports
20 near a related renewable energy project area. The Broken Bow Municipal/Keith Glaze Field Airport
21 is approximately 16 miles from the proposed Prairie Hills Wind project area. The Antelope County
22 Airport is approximately 3.5 miles away from the Thunderhead project area.

23 **3.11.2 Environmental Consequences**

24 **3.11.2.1 Proposed Action and Alternatives**

25 **No Action Alternative**

26 The effects of the no action alternative on transportation would be the same as presented in FEIS
27 Section 3.11.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

28 **Proposed Action**

29 The types and intensity of effects of the proposed action on transportation would be the same as
30 presented in FEIS Section 3.11.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower
31 Structures*, and are incorporated into this SEIS by reference.

32 **Alternative A (FEIS Proposed Action)**

33 The effects of Alternative A on transportation would be the same as presented in FEIS Section
34 3.11.2.2 and are incorporated into this SEIS by reference.

1 **Alternative B (Steel Monopole Only, Proposed Action Route)**

2 The types and intensity of effects of Alternative B on transportation would be the same as presented
3 in FEIS Section 3.11.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated
4 into this SEIS by reference.

5 **3.11.2.2 Related Renewable Energy Projects**

6 Construction of the related renewable energy projects could result in effects on roadway
7 transportation due to increased traffic volumes and the potential for temporary road closures
8 during construction. Construction is not anticipated to have any permanent effects on circulation or
9 transportation infrastructure quality. Project developers would be assumed to comply with all
10 applicable federal, state, and local regulations related to the transportation of materials required for
11 the related renewable energy projects, including Nebraska Department of Transportation
12 permitting requirements for overweight or oversized vehicles and vehicle loads. Project developers
13 may also prepare a traffic management plan that addresses site access and potential hazards from
14 construction-related traffic and effectively incorporates applicable federal and state standards for
15 road design, construction, and maintenance during all project stages.

16 Construction of the related renewable energy projects would not be anticipated to result in effects
17 on railroad or aviation transportation infrastructure, given that project developers would be
18 required to coordinate construction plans with applicable FAA and Federal Railroad Administration
19 standards. For example, depending on project size and proximity to airports, wind and solar projects
20 in the vicinity of public airports would be required to comply with 14 CFR Part 77.9, and project
21 developers would need to coordinate with FAA prior to construction to ensure that operation of the
22 projects would not cause hazards for air navigation (e.g., visual impacts or glares that pose safety
23 hazards to pilots or air traffic controllers) and that appropriate marking and lighting standards for
24 wind turbines are followed. Per Nebraska Revised Statutes 3-401 et. Seq., project developers would
25 also file notice with the Nebraska Department of Aeronautics before construction or alteration of
26 any structure that exceeds 150 feet above the ground surface and would obtain a permit to build for
27 such structures.

28 Long-term, operational effects of the related renewable energy projects on transportation would
29 consist of daily commuter traffic for staff operating the facilities and intermittent access of larger
30 trucks or equipment for site maintenance.

31 Short- and long-term effects of the related renewable energy projects on transportation would be of
32 low intensity.

1

2

Section 3.12

Visual Resources

3

3.12.1 Affected Environment

4

3.12.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.12.1, *Affected Environment*, about visual resources and
6 affected viewers in the study area for the proposed action and alternatives is incorporated by
7 reference into this SEIS.

8 In addition to these resources, the Nebraska Land Trust holds the Horseshoe Bar Ranch
9 conservation easement, located west of Highway 83 and encompassing portions of the Dismal River.
10 While the conservation easement at the Horseshoe Bar Ranch was created after the FEIS was
11 published, the FEIS did analyze effects on visual resources at this location. The Horseshoe Bar Ranch
12 is a historic ranch located in the Nebraska Sandhills. The visual landscape around the Highway 83
13 crossing of the Dismal River is very scenic and offers picturesque views of the winding river and
14 rolling grasslands that are dotted with evergreen trees. A scenic overlook located off Highway 83,
15 north of the river, provides sweeping views of this landscape.

16

3.12.1.2 Related Renewable Energy Projects

17 As discussed in SEIS Section 3.8, *Land Use*, the related renewable energy projects study area is
18 generally characterized by a rural landscape of ranchland, flat to gently rolling prairies, grassland,
19 farmland, loess hills, the Great Plains, and the Sandhills, a stabilized sand dune complex. Where the
20 landscape is flat, expansive scenic vista views that extend to the background (i.e., views beyond 3
21 miles from the viewer) are often provided over grasslands that lack mature tree cover. In other
22 areas, mature trees limit views of the rangelands to the foreground (i.e., up to 0.25 mile from
23 viewer) or middleground (i.e., 0.25 to 3 miles from viewer). Where the terrain is rolling, views may
24 be limited by terrain or be more expansive from elevated vantages. Common features in this
25 predominantly rural landscape include scattered residences and agricultural structures (e.g., barns,
26 silos, steel storage buildings), wooden- or steel-post and wire fences, wooden- and steel-poled utility
27 lines that line roadways, a patchwork of row crops and grasslands, and a grid system of roadways.
28 Views of this predominantly rural landscape range from moderate to moderately high in visual
29 quality because of the lack of human-made features. The vividness ranges from moderate and
30 typical of the region to moderately high and more scenic in nature. Intactness and unity tend to
31 range from moderate, where utility lines may detract from the landscape, to moderately high, where
32 utility lines are not present or are in the middleground or background and do not stand out as a
33 focal point in views.

34 Sensitive federal visual resources in or within 3 miles of the study area were evaluated. Three miles
35 corresponds to the outer limit of middleground views. Views become diminished beyond the
36 middleground, and specific project features do not typically stand out in background views.
37 However, visual features in background views (e.g., mountain ranges, water features) can be
38 contributing visual elements to the study area where project elements would affect views of such
39 features. The sensitive federal visual resources that were evaluated include National Heritage and

1 Historic Sites/Areas, National Lakeshores, National Memorials and Monuments, National Parks,
2 National Scenic Areas, National Trails, Scenic Byways/All-American Roads, U.S. National Forests,
3 Wild and Scenic Rivers, Wildlife Refuges, National Heritage and Historic Sites/Areas. Of these
4 resources, the following occur in or within 3 miles of the study area (FHWA 2023; NPS 2023;
5 National Wild and Scenic Rivers System 2023; USFS 2023; FWS 2023).

- 6 • **Sandhills Journey National Scenic Byway:** Custer County, including the Prairie Hills Wind
7 project area that crosses the scenic byway at Mason.
- 8 • **California and Pony Express National Historic Trails:** Cheyenne County.
- 9 • **California, Oregon, and Pony Express National Historic Trails:** Jefferson County, including
10 the Big Blue Nebraska project area, which is approximately 1.75 miles northeast of the trails'
11 shared alignment.

12 Although the Niobrara River is a National Wild and Scenic River located close to Holt County, the
13 eastern extent of the river's Wild and Scenic designation ends at Highway 137, which is
14 approximately 4 miles west of Holt County and outside of the study area. Therefore, this Wild and
15 Scenic River is not considered in the visual analysis. The study area also has visual resources that
16 are protected at the state level, including wildlife management areas, waterfowl production areas,
17 state recreation areas and historical parks, and state trails (SEIS Section 3.9, *Recreation and*
18 *Tourism*). In addition, the following state-designated scenic byways occur in or within 3 miles of the
19 study area (Nebraska Department of Roads 2012).

- 20 • **Gold Rush Byway (Highway 385):** Cheyenne County.
- 21 • **Outlaw Trail Scenic Byway (Highway 12):** Holt County.
- 22 • **Loup Rivers Scenic Byway (Highway 11):** York County.
- 23 • **Heritage Highway (Highway 136):** Jefferson County, including the proposed Big Blue
24 Nebraska project area that crosses or abuts Highway 136 between 574th Avenue, east of Jansen,
25 and 581st Avenue, east of Harbine.

26 Affected viewers in the study area broadly include private residential viewers; travelers on
27 roadways; recreationists; and workers and patrons of commercial, industrial, civic, and institutional
28 businesses. Generally, higher visual sensitivity is attributed to residential viewers, who have longer-
29 term views and a higher sense of ownership of views, as well as recreational viewers, who tend to
30 have a higher regard for and acuity to changes in the natural and built environments. Lower visual
31 sensitivity is generally attributed to roadway commuters who tend to be focused on driving and
32 business workers and patrons who are more focused on work activities and engaged in shopping or
33 receiving services. Recreational roadway travelers have higher sensitivities than roadway
34 commuters because recreational roadway travelers often take routes for their scenic qualities.

1 **3.12.2 Environmental Consequences**

2 **3.12.2.1 Proposed Action and Alternatives**

3 **No Action Alternative**

4 The effects of the no action alternative on land use would be the same as presented in FEIS Section
5 3.12.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

6 **Proposed Action**

7 The types and intensity of effects of the proposed action on visual resources would be the same as
8 presented in FEIS Section 3.12.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower
9 Structures*, except for the following differences.

10 As described in SEIS Section 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice Tower
11 Structures (Current R-Project and Revised HCP)*, modifications to the proposed action that affect
12 visual resources include the removal of the majority of the Holt County Substation from the
13 proposed action because it has been constructed, a reroute to eliminate the overhead crossing of the
14 trail ruts located on or immediately west of the registered O'Fallon's Bluff site, changes in estimated
15 temporary and permanent disturbance; using bird flight diverters along the entirety of the proposed
16 transmission line and on other NPPD-owned power lines; and using low-temperature light-emitting
17 diode (LED) lighting at substations and temporary work areas instead of sodium vapor lighting.

18 Marking the entirety of the proposed transmission line and 124 miles of existing NPPD-owned
19 power lines within 1 mile of suitable whooping crane stopover habitat with bird flight diverters
20 could make the power lines stand out more in the landscape because movement of the diverters in
21 the wind would draw viewers' attention to the lines, depending on the type of diverter used and
22 how visible the diverters would be along the lines. Spiral diverters would spin on-axis with the
23 transmission line and would not likely be very noticeable to viewers on the ground during the day
24 because they would not create a lot of movement. Tent and disc diverters would be slightly more
25 noticeable because the tent diverters would hang off the power lines and the disc diverters would
26 sway or hang down from the power lines and spin, creating more visible movement and motion
27 during the day. Diverters would not use flashing lights but could utilize glow-in-the-dark or
28 reflective technologies so that the diverters would be visible to birds in low-light conditions. Glow-
29 in-the-dark bird diverters would be visible to nearby viewers on the ground due to the low-level and
30 greenish or yellowish glow created by the diverters, which would appear to be floating in the sky
31 spaced evenly along the line. Reflective diverters would not be as noticeable to nearby viewers
32 because the diverters' reflective surfaces would be in the sky, along the lines and more visible to
33 birds, above the line of sight for viewers on the ground. However, viewers may see occasional
34 flashes of the reflective surfaces depending on the amount of moonlight and wind. Overall, the
35 beneficial effects on bird safety resulting from the use of the diverters are greater than the potential
36 for adverse visual impacts from including the diverters on the lines. Adverse effects from bird flight
37 diverters would be long-term and low to moderate intensity depending on the viewpoint.

38 The proposed R-Project line would be located at the very eastern edge of the Nebraska Land Trust's
39 Horseshoe Bar Ranch conservation easement located in the Nebraska Sandhills, west of Highway 83
40 and along the Dismal River. The construction and presence of the R-Project could adversely affect

1 some views associated with the conservation easement. A scenic overlook located off Highway 83,
2 north of the river, provides sweeping views of the Sandhills landscape. Blowouts could result from
3 the proposed action, compounding the presence of any naturally occurring blowouts in the
4 landscape. Restoration of blowouts is difficult, and they can grow and expand. SEIS Section 3.5,
5 *Vegetation*, provides additional detail on blowouts. If blowouts caused by construction of the
6 proposed action occur adjacent to the conservation easement, they would have the potential to
7 affect the historic landscape associated with the ranch, views of the sensitive grasslands, introduce
8 areas of exposed and blowing sand, and alter views from the scenic overlook.

9 The R-Project would also introduce prominent steel monopole structures into the area near
10 Horseshoe Bar Ranch conservation easement, where there are currently only several steel weather
11 towers and cell towers, Highway 83 and associated traffic, a steel-and-concrete bridge crossing the
12 Dismal River, and wooden utility poles that blend with the grassland landscape, being made of
13 natural materials. Introduction of steel monopoles into this area would introduce an industrial-
14 looking utility feature into a rural landscape and create a visual focal point and distraction that
15 would alter views. Although the poles would not be located on the conservation easement, they
16 would still be visible within the landscape and be seen in conjunction with the existing features in
17 the area. This would increase anthropogenic features in the landscape and introduce a more
18 prominent visual intrusion that would interfere with views of the Sandhills landscape available from
19 Highway 83, the scenic overlook, and the historic ranch, along the eastern edge of the conservation
20 easement. As a result of these changes, the visual landscape around the Highway 83 crossing of the
21 Dismal River has the potential to be degraded by the proposed action. Overall, as disclosed in the
22 FEIS, the proposed action would have a high-intensity impact on the visual quality of views
23 associated with this location. Impacts on visual quality of views would occur on areas of the ranch
24 that are closer to the eastern edge of the conservation easement, along Highway 83, and from the
25 scenic overlook. In other areas of the ranch, there would be little to no impact on the visual quality
26 of views because the R-Project would not be visible or visual changes would be negligible.

27 The transmission line reroute around O'Fallon's Bluff would have a similar effect as described in the
28 FEIS. Viewpoints 1 and 2 (Figure 3.12-1) illustrate the effects of the proposed action near the
29 reroute. Viewpoint 1 is located north of the reroute and adjacent to the Sand Hill Ruts (RPKB-2). As
30 described in the FEIS, "views of the Project elements would be prominent from the highway, which
31 does not have structures or power lines in the existing landscape setting. The most prominent
32 structures would be steel monopoles. The existing visual quality of the landscape is medium, and
33 viewers are expected to have medium sensitivity to visual quality." At this location, the terrain helps
34 to reduce the prominence of the utility corridor compared to a flat landscape, as the rolling
35 landscape hides poles that are on the slopes that are out of view. However, the proposed action
36 would introduce large steel monopoles that are prominent in views to the north and south due to
37 their height, circumference, and repetitive and linear nature of poles and wires seen in the view
38 (Figures 3.12-2 and 3.12-3). Although passing views of the Sand Hill Ruts would remain visible
39 under the power lines and between monopoles to viewers traveling along North Prairie Trace Road,
40 as seen in Figure 3.12-4, which shows a vantage located underneath the power lines between
41 monopoles 34 and 35, the proposed action would introduce an industrial-looking utility feature into
42 a rural and historical landscape.

43 Viewpoint 2 is located just south of Interstate 80, to the east of the FEIS proposed action alignment
44 and west of the proposed action alignment. Although the tall steel monopoles would be visible in the
45 distance when looking north, their coloring enables them to recede somewhat into views, as seen in
46 Figure 3.12-5. The proposed action alignment would be less impactful on this viewpoint than the

1 FEIS proposed action alignment, which would be immediately adjacent to this viewpoint and readily
2 visible crossing the ruts. Conversely, the proposed action mostly retains the context of the rural
3 view. The proposed action would, however, disrupt the vividness, intactness, and unity of the scene
4 by backdropping this rural and historical landscape associated with the ruts and California, Oregon,
5 and Pony Express National Historic Trails by introducing an industrial-looking utility feature in the
6 distance. As seen in the vantage looking northeast (Figure 3.12-6), the proposed alignment is visible
7 and detracts from the view, but it echoes the verticality of the fence posts that are in the immediate
8 foreground and the darkly colored light posts that are in the left of the view. In addition, the terrain
9 obscures the bottom portions of the monopoles so that only the upper portions are visible.
10 Therefore, although the proposed action detracts from the quality of the view, the alignment does
11 not appear fully out of context. The proposed action alignment also echoes the verticality of the
12 fence posts that are in the immediate foreground when looking to the southeast (Figure 3.12-7).
13 However, the poles are more visually apparent when looking in this direction because the terrain is
14 flatter, and the monopoles are readily visible in their entirety. Similarly, when looking south (Figure
15 3.12-8), the poles associated with the proposed action repeat the lines of the fence posts in the
16 foreground and silos and structures in the background of the view. However, as with the other views
17 from this viewpoint, the proposed action would disrupt the vividness, intactness, and unity of the
18 scene by backdropping this rural and historical landscape associated with the NRHP-registered
19 O'Fallon's Bluff site and the ruts of the California, Oregon, and Pony Express National Historic Trails
20 by introducing an industrial-looking utility feature in the distance. This impact is anticipated to be
21 less under the proposed action than under the FEIS proposed action alignment because the FEIS
22 proposed action alignment (Figure 3.12-9) crosses the California, Oregon, and Pony Express
23 National Historic Trails ruts immediately adjacent to the registered O'Fallon's Bluff site and is more
24 prominent in the view. Overall, effects on the visual quality of views from Viewpoints 1 and 2 would
25 be of moderate intensity.

26 Long-term impacts on visual character and quality of other viewpoints would be the same as
27 described for the FEIS proposed action (ranging from low to high intensity).

28 The estimated area of temporary disturbance for the proposed action is greater than that of the FEIS
29 proposed action. However, as temporarily disturbed areas would be able to fully recover into their
30 current land cover types and retain their visual character and quality, short-term effects from
31 construction would be the same as described for the FEIS proposed action (low intensity).

32 Using LED lighting with a correlated color temperature of 3500 Kelvin or lower at substations and
33 temporary work areas, instead of sodium vapor lighting, would ensure that lighting maintains a
34 warm color temperature. This would also avoid the use of blue-rich white light LED lamps that have
35 a correlated color temperature of 4000 Kelvin or higher that can negatively affect humans by
36 increasing nuisance light and glare, in addition to increasing ambient light glow, if proper shielding
37 is not provided (American Medical Association 2016; International Dark-Sky Association 2010a,
38 2010b, 2015). Studies have found that a 4000 Kelvin blue-rich white LED light causes approximately
39 2.5 times more light pollution than high-pressure sodium lighting with the same lumen output,
40 which would affect sensitive receptors and more than double the perceived brightness of the night
41 sky (Aubé et al. 2013; Falchi et al. 2011, 2016). Using blue-rich white LEDs would result in a
42 substantial source of nighttime light and glare that would adversely affect nighttime views in the
43 area without shielding employed, especially in rural areas where nighttime lighting levels are low to
44 very low. However, this effect is anticipated to be less under the proposed action than the FEIS
45 proposed action because although the use of low-temperature LEDs may increase nighttime lighting
46 in rural areas, specifying the use of LEDs with a low correlated color temperature would ensure that

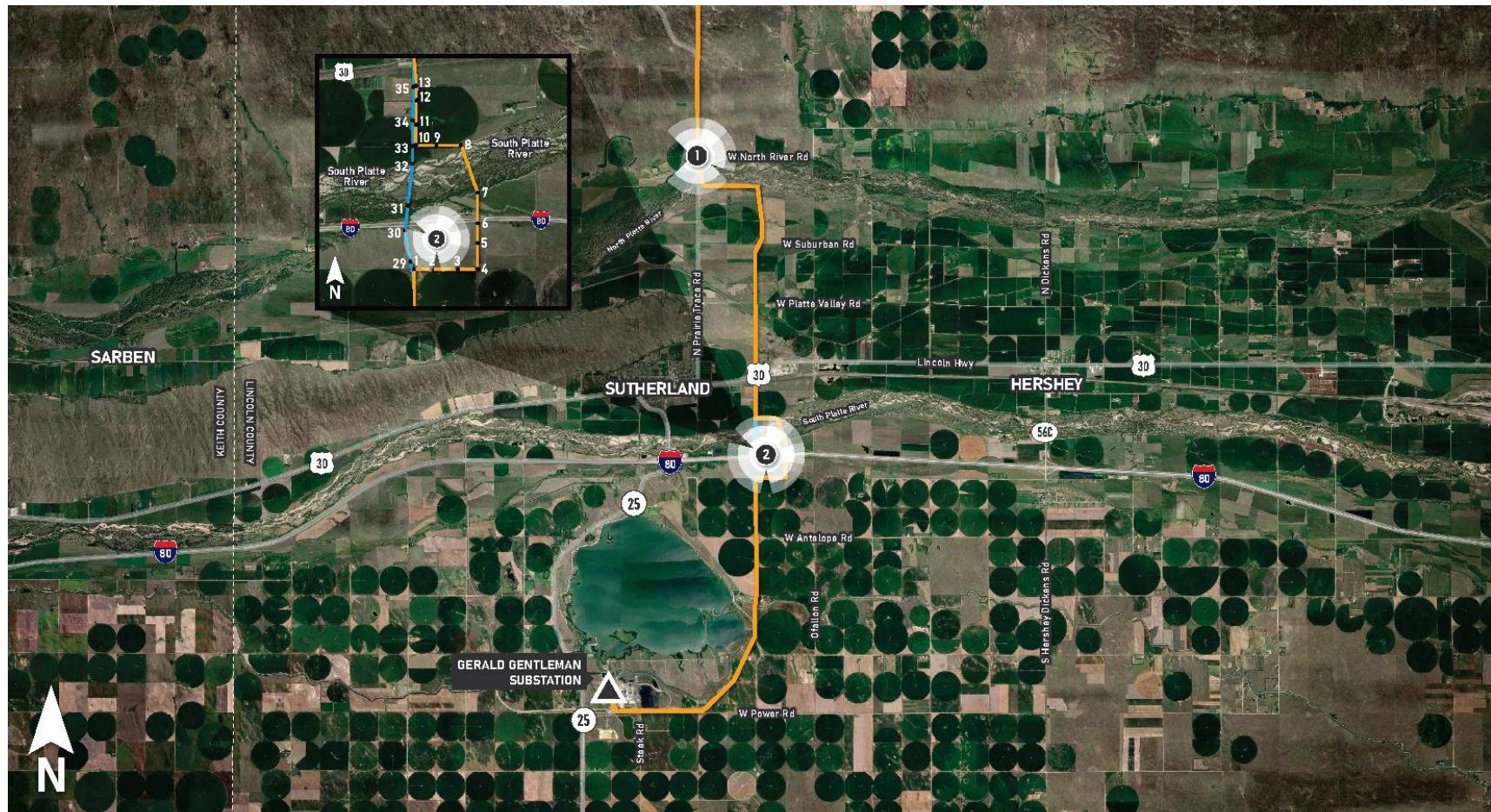
1 blue-rich white light lamps are avoided. Therefore, short- and long-term effects of proposed lighting
2 would be of low intensity with such measures applied.

3 **Alternative A (FEIS Proposed Action)**

4 The effects of Alternative A on visual resources would be the same as presented in FEIS Section
5 3.12.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and are
6 incorporated into this SEIS by reference, with the following differences. Figure 3.12-9 includes a
7 comparison of Alternative A to the proposed action at Viewpoint 2 (just south of Interstate 80).
8 Effects on the visual quality of views from the Horseshoe Bar Ranch conservation easement (west of
9 Highway 83 along the Dismal River), which are not addressed in the FEIS, would be the same as
10 under the proposed action.

11 **Alternative B (Steel Monopole Only, Proposed Action Route)**

12 The types and intensity of effects of Alternative B on visual resources would be the same as
13 presented in FEIS Section 3.12.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are
14 incorporated into this SEIS by reference. Like the proposed action, Alternative B includes a minor
15 reroute, added line marking, and potential effects on visual quality of views from the Horseshoe Bar
16 Ranch conservation easement, for which the same effects would occur under Alternative B. Overall,
17 effects would be similar to those described in the FEIS for Alternative B.



R-PROJECT

Photo Location Map

— 2023 Alignment — 2019 Alignment

① Photo Location

▲ Existing Substation



1

2

Figure 3.12-1. Photo Location Map

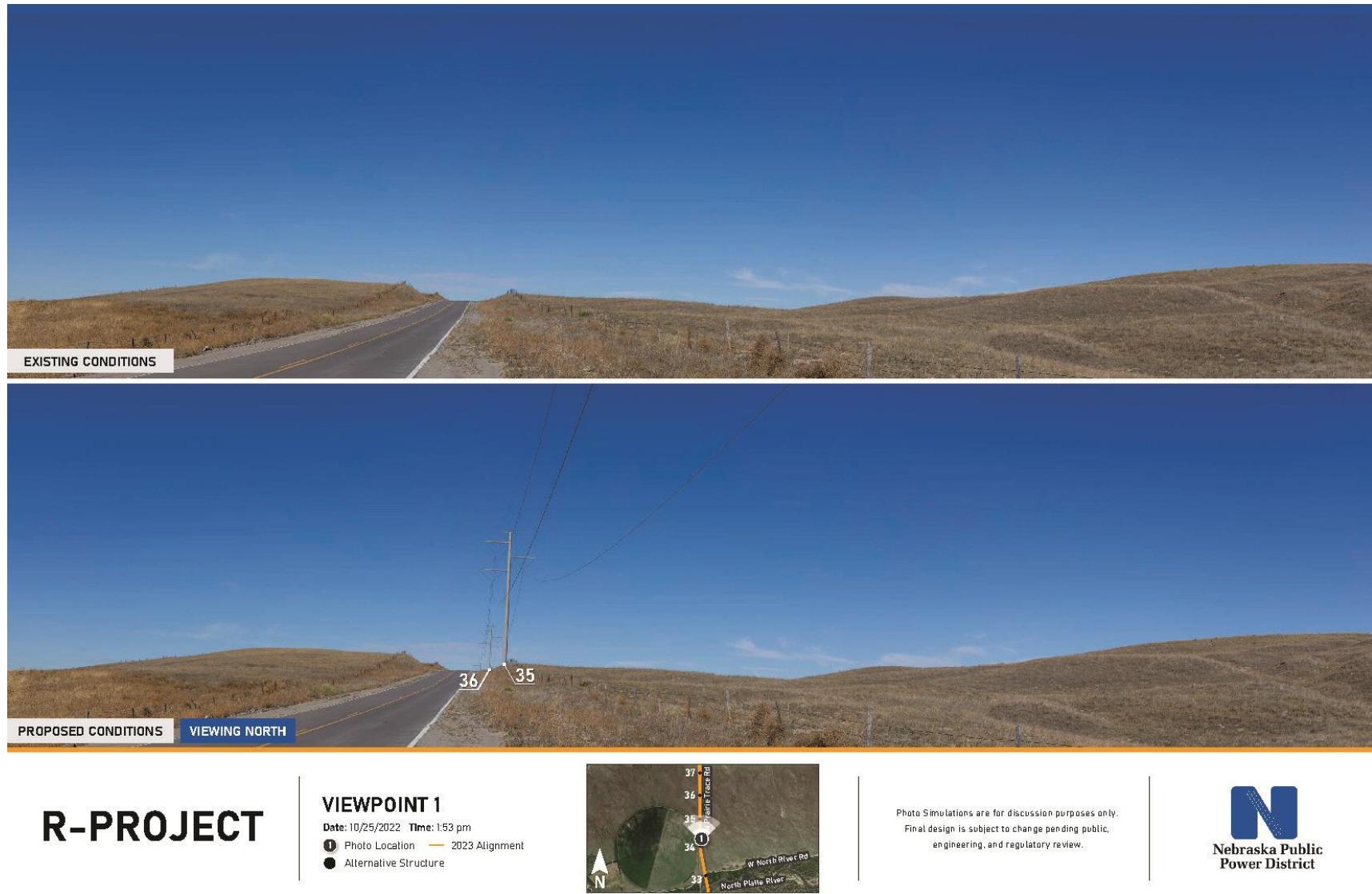


Figure 3.12-2. Viewpoint 1, Viewing North



R-PROJECT

VIEWPOINT 1

Date: 10/25/2022 Time: 1:53 pm
① Photo Location — 2023 Alignment
● Alternative Structure



Photo Simulations are for discussion purposes only.
Final design is subject to change pending public,
engineering, and regulatory review.



1

2

Figure 3.12-3. Viewpoint 1, Viewing South



1

2

Figure 3.12-4. Viewpoint 1, Viewing Northeast



R-PROJECT

VIEWPOINT 2

Date: 10/25/2022 Time: 1:53 pm
② Photo Location — 2023 Alignment
● Alternative Structure



Photo Simulations are for discussion purposes only.
Final design is subject to change pending public,
engineering, and regulatory review.



1

2

Figure 3.12-5. Viewpoint 2, Viewing North



Figure 3.12-6. Viewpoint 2, Viewing Northeast

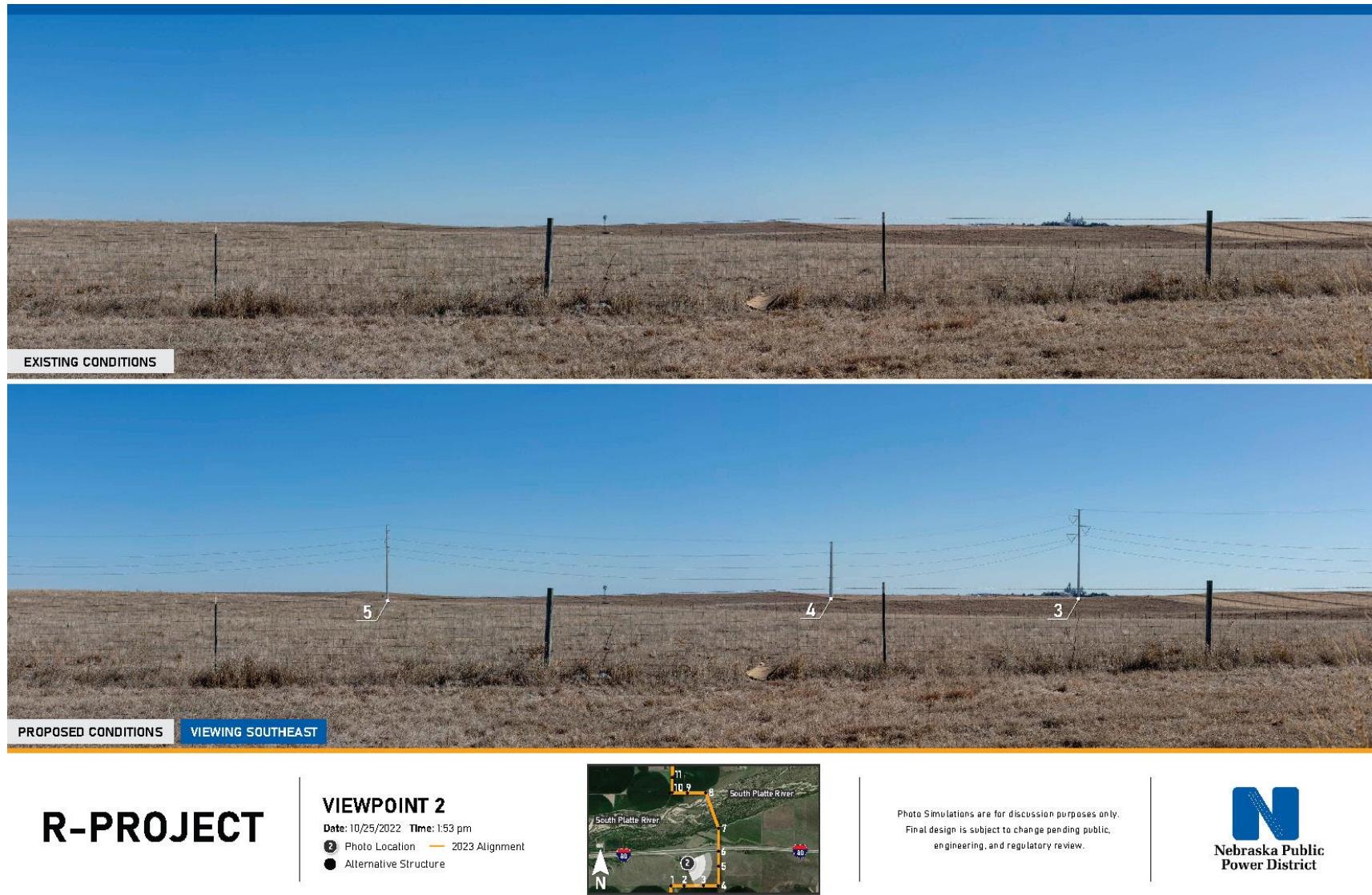


Figure 3.12-7. Viewpoint 2, Viewing Southeast



R-PROJECT

VIEWPOINT 2

Date: 10/25/2022 Time: 1:53 pm

- ② Photo Location
- Alternative Structure



Photo Simulations are for discussion purposes only.
Final design is subject to change pending public,
engineering, and regulatory review.



1

2

Figure 3.12-8. Viewpoint 2, Viewing Southwest, Proposed Action



R-PROJECT

VIEWPOINT 2

Date: 10/25/2022 Time: 1:53 pm
② Photo Location — 2019 Alignment
● Alternative Structure



Photo Simulations are for discussion purposes only.
Final design is subject to change pending public,
engineering, and regulatory review.



1

2

Figure 3.12-9. Viewpoint 2, Viewing Southwest, Alternative A

3.12.2.2 Related Renewable Energy Projects

Temporary Construction Impacts

Construction of the related renewable energy projects would introduce considerable heavy equipment and associated vehicles, including backhoes, compactors, tractors, and trucks into the viewshed of all viewer groups. Construction of the projects would require the following temporary facilities on the site: assembly areas, access roads, parking areas, and staging and laydown areas. Slowly moving dust clouds would attract attention from visual receptors and reduce the availability of short-range views if dust control measures were not implemented during construction. Although construction activities would temporarily introduce heavy equipment into the landscape, it would be like the heavy equipment used in agricultural production that is common to the related renewable energy projects study area. Due to the temporary nature of construction, these short-term impacts would be of low intensity.

Visual Character and Quality

Unobstructed views of regional topographical features and undeveloped lands would be less available as areas are developed with photovoltaic panels, wind turbines, and associated transmission lines, access roads, and related infrastructure (e.g., security fencing, energy storage systems, substations). Solar projects would convert natural grasslands or agricultural lands that are farmed to linear rows of industrial-looking, darkly colored solar panels. Solar projects have the potential to be visible for up to 20 miles away but are not recognized as solar facilities at these distances because they blend in well with the surrounding landscape, with more visual contrast noted when viewed from an elevated vantage point. The extent of visual impact and project visibility is largely dependent on the viewer position in relation to the facility, lighting, and sun angle (Argonne National Labs n.d.-a). Wind farms would introduce towering structures with spinning blades that would be seen rising above the flat planes or following along the ridgelines of the rolling terrain, potentially at large distances from the project area, depending on location-specific characteristics. Some analyses show that wind turbines can be visible from over 30 miles away. However, while visible for up to 30 miles away, views of wind turbines can be indistinct and have a negligible impact on the wider landscape. At 20 miles from turbines, facilities would be noticed by casual observers and could potentially cause moderate impacts, including under cloudy conditions. At 10 miles from turbines, a wind facility becomes a major focus of visual attention and is likely to be perceived by some viewers as having a large visual impact (Argonne National Labs n.d.-b). Depending on project siting, the changes in visual character and quality associated with related renewable energy projects would have the potential to affect sensitive visual resources such as scenic vistas and the federal and state scenic byways and national historic trails identified in SEIS Section 3.12.1.2, *Related Renewable Energy Projects*. The total effects of the related renewable energy projects would be long term and of moderate to high intensity, depending on project siting.

Site-specific changes in visual character and quality would occur at the proposed Prairie Hills Wind and Big Blue Nebraska project areas. The proposed Prairie Hills Wind project area is gently rolling with few visual intrusions in the landscape. Highways 2 and 183 are the major travel routes that provide the greatest visual access to the project area, in addition to the rural roadways that are used by local traffic to provide access to the small number of rural residences, ranches, and farms that are scattered throughout the project area. Highway 2 is part of the Sandhills Journey National Scenic

1 Byway, which intersects with the northeastern boundary of the proposed Prairie Hills Wind project
2 area. In certain locations, the highways are bordered by groupings of mature evergreen or
3 deciduous trees that, combined with the rolling terrain, limit views from the highways to the
4 foreground. Other vantages from the highway allow for middleground views over the rolling
5 landscape, such as from the apex of hills. Background views are rare due to the terrain mostly
6 preventing such views. The proposed Prairie Hills Wind project area is large, and the site-specific
7 placement of wind turbines in the landscape would greatly affect the turbines' potential to impact
8 views. The visibility of the turbines would likely range from being fully visible to only the upper
9 portions or tops of the turbines and turbine blades being visible, given the hilly terrain and, in
10 places, mature trees that could obscure portions of the turbine body from view. The presence of
11 large turbines would draw viewers' attention toward them and the numerous turbines would
12 become a focal point that creates a new visual intrusion in the landscape that would clutter public
13 views available from roadways with tall turbines sticking up and across the hillsides and ridgelines.
14 These changes could also affect the Sandhills Journey National Scenic Byway if turbines are placed
15 within view of the scenic corridor.

16 The proposed Big Blue Nebraska project area is flat, with few visual intrusions in the landscape.
17 Highway 136 is the major travel route that provides the greatest visual access to the project area, in
18 addition to rural roadways that are used by local traffic to provide access to the rural communities
19 of Jansen, Harbine, and Ellis and rural residences, ranches, and farms scattered throughout the
20 project area. Highway 136 is also part of the Heritage Highway State Scenic Byway, which travels
21 midway through the proposed Big Blue Nebraska project area. In certain locations, Highway 136
22 and State Route 106 are bordered by groupings of mature evergreen or deciduous trees that limit
23 views from the roadway corridor to the foreground. However, most vantages from the roadway
24 corridor allow for middleground to background views over the flat, agricultural landscape. The
25 project area is relatively large, and the site-specific placement of wind turbines in the landscape
26 would greatly affect the turbines' potential to impact views. The visibility of the turbines would
27 likely range from being fully visible to only the upper portions or tops of the turbines and turbine
28 blades being visible where mature trees obscure portions of the turbine body from view. The
29 presence of large turbines would draw viewers' attention toward them, and the numerous turbines
30 would become a focal point that creates a new visual intrusion in the landscape that would clutter
31 public views available from roadways with tall turbines sticking up and across the hillsides and
32 ridgelines. These changes could also affect the Heritage Highway State Scenic Byway if turbines are
33 placed within view of the scenic corridor. The shared alignment of the California, Oregon, and Pony
34 Express National Historic Trails is located southwest of the proposed Big Blue Nebraska project
35 area. There is a low possibility that turbines associated with the project would be visible from the
36 trail alignment due to low, rolling hills and mature trees that would likely prevent views of the
37 turbines from the historic trails.

38 The total effects of the Prairie Hills Wind and Big Blue Nebraska projects would be long term and of
39 moderate to high intensity, depending on the location in which turbines are built.

40 **Light and Glare**

41 The related renewable energy projects (solar and wind) could cause long-term effects related to
42 increased daytime and nighttime glare and light. For solar projects, it is anticipated that the solar
43 arrays would have dark panels. Most solar panels reflect light back up into the atmosphere, so
44 potential receptors of glare would mostly be aircraft or viewers situated at a higher elevation than the
45 panels. Modern solar panels reflect less than 3% of incoming sunlight (Anurag et al. 2017). Glare

1 comparable to that coming off flat water can still result and affect viewers, but this would not be a
2 hazard for aircraft (Riley and Olson 2011). Generally, wind turbines are painted dull white or light
3 gray and in areas where no turbines currently exist, their presence could be a new source of glare. In
4 addition, shadow flicker could result in high-intensity visual impacts if turbines are sited close to
5 residential land uses. Shadow flicker is caused when sunlight or moonlight shines on rotating wind
6 turbine blades, casting intermittent shadows of the rotating blades to create regularly spaced
7 intervals of light and dark that result in a flickering effect. While shadow flicker can be seen outside,
8 it is more pronounced indoors where the shadows enter through a window or door opening and the
9 flickering effect is confined within a walled room. Proper siting of wind projects would preclude
10 shadow flicker as an impact, and the completion of shadow flicker studies could be used in instances
11 where there is uncertainty surrounding the potential for shadow flicker impacts.

12 Solar projects would require security lighting for their facilities, which could have long-term,
13 adverse effects on nighttime views in rural and developed areas. The adverse effects of LED lighting
14 on nighttime views are described above for the proposed action, and similar effects from nighttime
15 LED lighting could occur during construction and operation of the related renewable energy
16 projects. This could result in a substantial source of nighttime light and glare that would adversely
17 affect nighttime views in the area if lighting were not properly designed and shielding is not
18 employed, especially in rural areas where nighttime lighting levels are low to very low. Project-
19 specific mitigation could be required to ensure that LED lighting avoids the use of blue-rich white
20 light lamps. Wind turbines would likely require Federal Aviation Administration lighting. This could
21 affect daytime and nighttime views in the related renewable energy project area where existing
22 sources of such lighting is expected to be limited. Overall, it is expected that short-term and long-
23 term effects from changes in daytime and nighttime glare and light would be of moderate intensity.

Section 3.13

Air Quality and Greenhouse Gases

3.13.1 Affected Environment

3.13.1.1 Proposed Action and Alternatives

The information presented in FEIS Section 3.13.1, *Affected Environment*, about air quality and greenhouse gases (GHG) in the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

Though Nebraska does not have established Renewable Portfolio Standards or carbon reduction requirements, other statewide initiatives encourage renewable energy development. NPPD established a Strategic Directive in December 2021, known as the Carbon Emission Reductions (BP-SD-05) directive. The directive's goal is to achieve net zero carbon emissions by 2050 through the continued use of proven, reliable generation until alternative, reliable sources of generation are developed. It also seeks to reduce carbon emissions by using certified offsets, energy efficiency projects, lower or zero carbon emission generation resources, beneficial electrification projects, or other economic and practical technologies at costs that are equal to, or lower than, current resources (NPPD 2021).

3.13.1.2 Related Renewable Energy Projects

The information presented in FEIS Sections 3.13.1.1, *National Ambient Air Quality Standards/Attainment*; 3.13.1.2, *Greenhouse Gases*; 3.13.1.3, *Fossil-Fueled Equipment*; and 3.13.1.4, *Vegetation Disturbance*, is relevant to the related renewable energy projects. These sections are incorporated by reference into this SEIS. The recent updates to federal guidance about GHG reductions and renewable energy development described above in SEIS Section 3.13.1.1, *Proposed Action and Alternatives*, also apply to the related renewable energy projects.

All counties in the related renewable energy projects study area have achieved attainment for all criteria pollutants (EPA 2024).

3.13.2 Environmental Consequences

3.13.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on air quality and GHGs would be the same as presented in FEIS Section 3.13.2.1, *No-action Alternative*, which is incorporated into this SEIS by reference.

1 **Proposed Action**

2 Types and intensity of effects of the proposed action on air quality and GHGs would be the same as
3 presented in FEIS Section 3.13.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower*
4 *Structures*, and are incorporated into this SEIS by reference, except for the following differences. The
5 increase in estimated temporary disturbance for construction could result in an increase in
6 emissions. These localized increases in emissions from construction would not change the overall
7 intensity of effects described for the FEIS proposed action (short term, low intensity). Emissions
8 from these construction activities would dissipate and would not lead to exceedances of the National
9 Ambient Air Quality Standards or exceed Environmental Protection Agency mandatory reporting
10 thresholds for GHG emissions; therefore, long-term effects to air quality would be the same as
11 described for the FEIS proposed action (low intensity).

12 **Alternative A (FEIS Proposed Action)**

13 The types and intensity of effects of Alternative A on air quality and GHGs would be the same as
14 presented in FEIS Section 3.13.2.2, Alternative A: Tubular Steel Monopole and Steel Lattice Tower
15 Structures, which is incorporated into this SEIS by reference.

16 **Alternative B (Steel Monopole Only, Proposed Action Route)**

17 The types and intensity of effects of Alternative B on air quality and GHGs would be the same as
18 presented in FEIS Section 3.14.3.2, *Alternative B: Tubular Steel Monopole Structures Only*, and are
19 incorporated into this SEIS by reference. The estimated area of temporary disturbance for
20 Alternative B is greater than under the proposed action, resulting in potentially greater emissions.
21 However, the intensity of effects would be the same as those described in the FEIS for Alternative B
22 (low intensity).

23 **3.13.2.2 Related Renewable Energy Projects**

24 Construction of the related renewable energy projects would lead to a short-term increase in
25 fugitive dust emissions, exhaust emissions from fossil-fueled equipment and construction vehicles,
26 and increased GHG emissions caused by disturbances to vegetation. It is also possible that regional
27 wind circulation patterns could carry fugitive dust and other particulate emissions generated by
28 construction beyond the related renewable energy projects study area.

29 Operation of the related renewable energy projects would have long-term, beneficial effects on air
30 quality in the region, given that the energy produced by these projects would likely displace energy
31 produced by fossil-fueled power plants, which result in emissions of various pollutants. Additionally,
32 these projects would reduce GHG emissions to the extent that the energy produced displaces energy
33 produced by carbon-intensive sources of power generation (e.g., fossil fuels). These reductions in
34 GHG emissions would contribute incrementally to mitigating climate change.

35 Emissions produced during operation and maintenance would slightly decrease the net emissions
36 reductions expected from the related renewable energy projects. Emissions associated with
37 construction (short-term) and operation and maintenance (long-term) of the related renewable
38 energy projects are not expected to lead to exceedances of the National Ambient Air Quality
39 Standards or exceed Environmental Protection Agency mandatory reporting thresholds for GHG
40 emissions. Overall, air quality and GHG impacts would be of low intensity.

3.14.1 Affected Environment

3.14.1.1 Proposed Action and Alternatives

The information presented in FEIS Sections 3.14.1, *Acoustic Principles*, and 3.14.2, *Affected Environment*, about noise in the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

3.14.1.2 Related Renewable Energy Projects

The information in FEIS Section 3.14.1 remains relevant to the related renewable energy projects. As such, the general details of this section are incorporated by reference into this SEIS. The study area for related renewable energy projects contains various potential sensitive noise receptors. The most common noise receptors include commercial buildings, churches, houses, schools, cemeteries, and other types of outbuildings. Other sensitive noise receptors may include wildlife habitat, such as national wildlife refuges or other protected areas. These receptors occur throughout the study area.

Sensitive noise receptors in the vicinity of the known renewable energy project areas include:

- The proposed Prairie Hills Wind project area overlaps with several farms and rural communities including part of the Village of Mason City and is near the Villages of Litchfield (approximately 2.5 miles) and Hazard (approximately 6.5 miles).
- The proposed Big Blue Nebraska Wind project area spans several rural farms and communities, including the entirety of the Village of Harbine, and is near the City of Fairbury (approximately 5 miles).
- The Thunderhead Wind Energy Center (Thunderhead) project area overlaps with several farms and dispersed residences and is near the Village of Clearwater (approximately 3.5 miles), the City of Neligh (approximately 4 miles), and the City of Elgin (approximately 3 miles).

3.14.2 Environmental Consequences

3.14.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on noise would be the same as presented in FEIS Section 3.14.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

1 **Proposed Action**

2 The types and intensity of effects of the proposed action on noise would be the same as presented in
3 FEIS Section 3.14.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and
4 are incorporated into this SEIS by reference.

5 **Alternative A (FEIS Proposed Action)**

6 The effects of Alternative A on noise would be the same as presented in FEIS Section 3.14.2.2 and are
7 incorporated into this SEIS by reference.

8 **Alternative B (Steel Monopole Only, Proposed Action Route)**

9 The types and intensity of effects of Alternative B on noise would be the same as presented in FEIS
10 Section 3.14.3.2, *Alternative B: Tubular Steel Monopole Structures Only*, and are incorporated into
11 this SEIS by reference.

12 **3.14.2.2 Related Renewable Energy Projects**

13 Types of effects from construction of the related renewable energy projects would be similar to
14 those described in the FEIS for the proposed action and alternatives. While there is limited
15 knowledge of the impacts on specific noise receptors due to the lack of project-specific information,
16 significant impacts are not expected. Sensitive noise receptors may experience noise levels elevated
17 above what is typical of the area during construction. The intensity of effects would depend on
18 several factors, such as the types of equipment and amount of ground disturbance required. It is
19 assumed that developers would comply with all federal, state, and local laws applicable to the
20 construction of renewable energy facilities, including guidance related specifically to noise pollution
21 (e.g., construction noise limits, required setbacks from residential receptors). Construction effects
22 on sensitive noise receptors would be short term and of low to moderate intensity, depending on the
23 proximity of projects to sensitive receptors.

24 Noise from the operation of renewable energy facilities varies depending on the infrastructure,
25 equipment used, and energy type. For example, the operation of wind projects generates noise from
26 the running of wind turbines. Noise levels from wind turbines depends on wind speed, slope, and
27 other geographical characteristics. Solar facilities typically create less noise pollution given the
28 absence of mechanical components or moving parts, although equipment such as trackers, invertors,
29 transformers, and transmission lines may generate background noise.

30 Sensitive receptors in the proposed Prairie Hills Wind and Big Blue Nebraska project areas could
31 experience the short and long-term noise impacts described above. However, as stated above, it is
32 assumed that developers would comply with all federal, state, and local laws applicable to the
33 construction of renewable energy facilities. The Thunderhead project is already constructed, so
34 noise effects would be limited to those from operation of the project at 300-megawatt capacity (SEIS
35 Section 3.14.2, *Environmental Effects*) which would increase the number or amount of running wind
36 turbines, increasing noise effects. Overall, long-term operational effects from the related renewable
37 energy projects would be of low intensity.

Section 3.15

Hazardous Materials and Hazardous Waste

3.15.1 Affected Environment

3.15.1.1 Proposed Action and Alternatives

The information presented in FEIS Section 3.15.1, *Affected Environment*, about hazardous materials and hazardous waste in the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

3.15.1.2 Related Renewable Energy Projects

The information presented in FEIS Sections 3.15.1.1, *Federal Statutes and Implementing Regulations*, and 3.15.1.2, *State of Nebraska Statutes and Implementing Regulations*, are applicable to the related renewable energy projects. As such, this information is incorporated by reference into this SEIS to provide the affected environment for the related renewable energy projects.

Superfund sites are sites recognized by Environmental Protection Agency EPA as having experienced hazardous waste releases which have notably contaminated one or multiple onsite resources. These sites are identified and tracked for clean-up by Environmental Protection Agency with guidance from the Comprehensive Environmental Response, Compensation and Liability Act (EPA 2022). There are two sites in York County (EPA 2023).

While Environmental Protection Agency sponsors several programs which encourage renewable energy development on superfund sites and brownfields, these facilities are required to undergo additional environmental reviews, community engagement opportunities, and stakeholder consultations (EPA 2010).

3.15.2 Environmental Consequences

3.15.2.1 Proposed Action and Alternatives

No Action Alternative

The effects of the no action alternative on hazardous materials would be the same as presented in FEIS Section 3.15.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

Proposed Action

The types and intensity of effects of the proposed action on hazardous materials would be the same as presented in FEIS Section 3.15.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower Structures*, and are incorporated into this SEIS by reference.

1 Alternative A (FEIS Proposed Action)

2 The effects of Alternative A on hazardous materials would be the same as presented in FEIS Section
3 3.15.2.2 and are incorporated into this SEIS by reference.

4 Alternative B (Steel Monopole Only, Proposed Action Route)

5 The types and intensity of effects of Alternative B on hazardous materials would be the same as
6 presented in FEIS Section 3.15.2.3, *Alternative B: Tubular Steel Monopole Construction Only*, and are
7 incorporated into this SEIS by reference.

8 3.15.2.2 Related Renewable Energy Projects

9 Construction of the related renewable energy projects would require numerous hazardous materials
10 and generate hazardous wastes. Operation and maintenance of these projects could also require the
11 long-term, intermittent use of hazardous materials. Typical hazardous materials and waste streams
12 generated by renewable energy facilities can include polychlorinated biphenyls, oils, insecticides,
13 fungicides, rodenticides, hydraulic fluids, antifreeze, fuels, and other types of synthetic lubricants.
14 Material impacts could arise from accidental spills or discharges resulting in onsite soil or water
15 contamination. Additionally, developers would need to be thoroughly trained in response actions in
16 the event of a spill or release. It is assumed that developers would comply with all applicable federal,
17 state, and local policies regarding hazardous materials management. Overall, construction and
18 operation effects of the related renewable energy projects on hazardous materials and hazardous
19 waste would be short- and long-term and of low intensity.

1

2

Section 3.16

Health and Safety

3

3.16.1 Affected Environment

4

3.16.1.1 Proposed Action and Alternatives

5 The information presented in FEIS Section 3.16.1, *Affected Environment*, about health and safety in
6 the study area for the proposed action and alternatives is incorporated by reference into this SEIS.

7

3.16.1.2 Related Renewable Energy Projects

8 The information presented in FEIS Sections 3.16.1.1, *Regional Setting*, 3.16.1.2, *Electric and Magnetic*
9 *Fields*, 3.16.1.3, *Regulatory Framework*, and 3.16.1.4, *Potential Health Effects*, is applicable to the
10 related renewable energy projects. As such, this information is incorporated by reference into this
11 SEIS to provide the affected environment for the related renewable energy projects. The following
12 sections provide additional context regarding aspects of the affected environment as it relates to the
13 related renewable energy projects.

14

Shadow Flicker

15 Shadow flicker, described in detail in SEIS Section 3.12, *Visual Resources*, is a visual impact from
16 rotating wind turbine blades. In general, shadow flicker is a phenomenon in which populations sited
17 near active wind turbines experience a constant flicker or movement of light while in a building.
18 This effect occurs as the blades of the turbine pass between the sun and a property. Exposure to
19 shadow flicker can become a visual annoyance for communities located near turbine structures
20 (DOE 2022). While current data suggests that the health effects connected to shadow flicker are
21 negligible, there are potential risks to individuals with pre-existing conditions. As summarized by
22 Knopper and Ollson (2011), flicker from turbines that interrupt or reflect sunlight at frequencies
23 greater than 3 hertz pose a potential risk of inducing photosensitive seizures in 1.7 people per
24 100,000 of the photosensitive population. For turbines with three blades, this translates to a
25 maximum speed of rotation of 60 revolutions per minute. The normal practice for large wind farms
26 is at frequencies well below this threshold.

27

Ice Throw

28 Ice throw can occur as part of wind turbine operations. When ambient temperatures are near
29 freezing alongside high relative humidity, freezing rain, or sleet, ice can build up on a wind turbine
30 blade. The accumulated ice can be thrown off the blade due to gravity and the rotation of the blades,
31 presenting a safety hazard to people and buildings.

32

Electric and Magnetic Field Exposure

33 As noted in FEIS Section 3.16.1.2 electric and magnetic field (EMF) exposure is an aspect of the
34 affected environment related to transmission infrastructure. The World Health Organization has
35 conducted an in-depth review of the scientific literature and concluded that "current evidence does

1 not confirm the existence of any health consequences from exposure to low level electromagnetic
2 fields" (WHO 2016). This includes general health consequences (e.g., headaches, nausea, fatigue) and
3 more serious health consequences. The World Health Organization also notes that "it is clear that if
4 electromagnetic fields do have an effect on cancer, then any increase in risk will be extremely small.
5 The results to date contain many inconsistencies, but no large increases in risk have been found for
6 any cancer in children or adults" (WHO 2016).

7 **3.16.2 Environmental Consequences**

8 **3.16.2.1 Proposed Action and Alternatives**

9 **No Action Alternative**

10 The effects of the no action alternative on health and safety would be the same as presented in FEIS
11 Section 3.16.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference.

12 **Proposed Action**

13 The types and intensity of effects of the proposed action on health and safety would be the same as
14 presented in FEIS Section 3.16.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice Tower
15 Structures*, and are incorporated into this SEIS by reference.

16 **Alternative A (FEIS Proposed Action)**

17 The effects of Alternative A on health and safety would be the same as presented in FEIS Section
18 3.16.2.2 and are incorporated into this SEIS by reference.

19 **Alternative B (Steel Monopole Only, Proposed Action Route)**

20 The types and intensity of effects of Alternative B on health and safety would be the same as
21 presented in FEIS Section 3.16.3.2, *Alternative B: Tubular Steel Monopole Structures Only*, and are
22 incorporated into this SEIS by reference.

23 **3.16.2.2 Related Renewable Energy Projects**

24 Health and safety concerns during construction, operation, and maintenance of the related
25 renewable energy projects would be similar to those described in the FEIS for the proposed action
26 and alternatives. Potential short- and long-term effects include those related to heavy equipment
27 use, hazardous materials exposure, risks related to working at heights, potential for electric shock,
28 and exposure to weather extremes. While there are risks to workers and the public associated with
29 construction, operation, and maintenance of renewable energy infrastructure, it is assumed that
30 developers would abide by all applicable federal, state, and local laws to effectively safeguard the
31 health and safety of workers, the public, and nearby agricultural or wildlife uses. Project-specific
32 health and safety plans would be developed to provide guidance and training for daily operational
33 safety and any emergency situations. During construction, operation, and maintenance of renewable
34 energy facilities, workers would be effectively trained to respond to occupational hazards regarding
35 the use of heavy equipment and exposure to high-voltage areas.

1 Long-term effects associated with the related renewable energy projects include potential exposure
2 to low frequency EMFs. Siting of collector lines required for the related renewable energy projects
3 would be assumed to comply with all federal, state, and local laws applicable to the construction of
4 renewable energy facilities, including requirements for setbacks from residential receptors, which
5 could reduce potential effects associated with EMFs. While EMF exposure remains a notable concern
6 in some local communities where energy projects are being developed, available data suggests the
7 health and safety impacts would be minimal.

8 Shadow flicker created by related renewable energy projects limited to daylight hours, more likely
9 affecting viewers during early and late hours of the day and during the winter season when the sun's
10 angles are lower. Shadow flicker would contribute to both visual and setting impacts, in addition to
11 potential health issues caused by daytime light strobing effects. This effect can be disorienting or
12 disruptive to observers. Additional data suggests that photosensitive individuals, or those with
13 related pre-existing conditions, could be at greater risk of seizures or related episodes. Siting wind
14 projects away from residential areas would reduce the effects of shadow flicker. The completion of
15 shadow flicker studies could also be used in instances where the potential for shadow flicker
16 impacts is a local concern.

17 The related renewable wind projects could result in effects from ice throw. When ambient
18 conditions are favorable, accumulated ice on wind turbine blades could fall or be thrown from
19 turbines. Usually, ice falls and lands at the tower base but it can be propelled up to hundreds of feet
20 away from the tower (Bredesen et al 2017; Godreau et al 2021). This can cause damage to persons,
21 animals (e.g., livestock), buildings, structures, or vehicles near the wind turbines that might be
22 struck by the ice. Because ice throw relies on specific ambient temperatures, the phenomenon
23 would be a seasonal concern. Siting turbines and wind projects at safe distances from occupied
24 structures, roads, and public use areas would reduce the risk of damage from ice throw.
25 Additionally, developers may place physical and visual warnings on-site to alert personnel and the
26 public to potential risks. They may also implement remote deactivation of turbines when personnel
27 or sensors detect ice accumulation.

28 Short- and long-term adverse impacts on health and safety from the construction, operation, and
29 maintenance of the related renewable energy projects are anticipated to be of low intensity.

1

2

Section 3.17
Socioeconomics

3

3.17.1 Affected Environment

4

3.17.1.1 Proposed Action and Alternatives

5 The socioeconomic information presented in FEIS Section 3.17.1, *Affected Environment*, is
6 incorporated by reference into this SEIS with changes described in this section. Overall,
7 demographics and economic conditions in the study area for the proposed action and alternatives
8 have only seen minor changes since preparation of the FEIS. Select information has been updated to
9 reflect the current socioeconomics of the study area.

10 Table 3.17-1 shows the 2020 population in each study area county and in the total study area. These
11 figures represent a slight decrease in population from the 2014 statistics presented in the FEIS.
12 Poverty rates (Table 3.17-2) and unemployment rates (Table 3.17-3) have declined from the values
13 presented in the FEIS.

14 **Table 3.17-1. Population by County, Proposed Action and Alternatives Study Area, 2020**

County	Population
Antelope	6,295
Blaine	431
Brown	2,903
Cherry	5,455
Garfield	1,813
Holt	10,127
Hooker	711
Lincoln	34,676
Logan	716
Loup	607
McPherson	399
Rock	1,262
Thomas	669
Wheeler	774
Total	66,838

15 Source: U.S. Census Bureau 2020, Table P1

1 **Table 3.17-2. Median Household Income and Percent Population below Poverty Level, Proposed
2 Action and Alternatives Study Area, 2020**

County	Median Household Income (\$)	% of Population below Poverty Level
Antelope	52,569	10.8%
Blaine	55,268	4.1%
Brown	41,979	9.7%
Cherry	55,431	9.8%
Garfield	54,659	8.6%
Holt	60,214	6.5%
Hooker	48,654	11.5%
Lincoln	59,995	9.5%
Logan	45,990	11.0%
Loup	46,111	8.8%
McPherson	51,932	13.6%
Rock	51,458	6.3%
Thomas	59,000	11.1%
Wheeler	48,438	12.6%
Nebraska	63,015	10.4%

3 Sources: U.S. Census Bureau 2013, 2020, Tables S2503 and S1701

4 **Table 3.17-3. Annual Labor Force and Unemployment Rate, Proposed Action and Alternatives
5 Study Area, 2020**

County	Labor Force	Unemployment Rate
Antelope	3,297	1.2%
Blaine	268	01.0%
Brown	1,427	0.5%
Cherry	3,365	0.1%
Garfield	1,126	0.2%
Holt	5,586	0.8%
Hooker	336	1.5%
Lincoln	18,099	2.2%
Logan	441	0.1%
Loup	365	0.0%
McPherson	233	0.0%
Rock	767	0.8%
Thomas	303	10.3%
Wheeler	374	0.0%
Nebraska	1,040,763	2.3%

6 Source: U.S. Census Bureau 2020, Table DP03

3.17.1.2 Related Renewable Energy Projects

The study area for socioeconomic effects of the related renewable energy projects includes the nine counties that contain the related renewable energy projects.

Demographic Characteristics

Population

The study area counties are rural in character and sparsely populated. Small populations are concentrated in incorporated villages and communities located primarily along major transportation routes. Saline County has the highest population of the study area counties and Wheeler County has the lowest (Table 3.17-4).

Table 3.17-4. Population by County, Related Renewable Energy Projects Study Area, 2020

County	Population
Antelope	6,295
Cheyenne	9,468
Custer	10,545
Greeley	2,188
Holt	10,127
Jefferson	7,240
Saline	14,292
Wheeler	774
York	14,125

Source: U.S. Census Bureau 2020, Table P1

Most study area counties saw a decrease in population over the last decade, except for York County (3.4% increase), and Saline County (less than 0.1% increase) (USCB 2020). Statewide, the rural population has been decreasing since the mid-1900s, and the urban population has been increasing since the early 1900s (University of Nebraska-Lincoln 2022). Antelope, Custer, Holt, Jefferson, York, Wheeler, and Greeley Counties are expected to decline in population over the next 30 years; Cheyenne County is expected to plateau; and Saline County is expected to grow (Center for Public Affairs Research, University of Nebraska at Omaha 2022).

Income and Poverty

All but one of the counties in the study area had median household incomes lower than the statewide median of \$63,015, with county averages ranging from \$46,830 (Greeley County) to \$63,105 (York County) (Table 3.17-5). All but three of the counties had poverty rates higher than the statewide average (Holt, Saline, and York Counties), and poverty rates for six of the counties are above 10%. Exceptions are Holt, Saline, and York Counties, with poverty rates of 6.5%, 9.5% and 8.6%, respectively. The highest poverty rate is 13.7% in Greeley County.

1 **Table 3.17-5. Median Household Income and Percent Population below Poverty, Related
2 Renewable Energy Projects Study Area, 2020**

County	Median Household Income	% Below Poverty
Antelope	\$ 52,569	10.8%
Cheyenne	\$ 52,270	11.6%
Custer	\$ 53,891	12.2%
Greeley	\$ 46,830	13.7%
Holt	\$ 60,214	6.5%
Jefferson	\$ 48,981	10.7%
Saline	\$ 52,956	9.5%
Wheeler	\$ 48,438	12.6%
York	\$ 63,105	8.6%
Nebraska	\$ 63,015	10.4%

3 Source: U.S. Census Bureau 2020, Tables S2503 and S1701

4 **Economic Conditions**

5 Labor forces in the study area counties generally follow total population patterns. Five counties have
6 labor forces between 3,000 and 6,000 persons. Wheeler County has the smallest labor force (374
7 persons), and Saline County has the largest labor force (7,254 persons) (Table 3.17-6). Since 2010,
8 labor forces in these counties have remained fairly stable. For the most part, unemployment rates
9 were relatively low (3% or below) for all study area counties and statewide (3.4%) between 2010
10 and 2020. Unemployment rates were lowest in 2006 and 2007, then started increasing, reaching
11 their highest levels between 2009 and 2011, likely because of the recession of 2007 to 2009 and the
12 following period of slow recovery.

13 **Table 3.17-6. Annual Labor Force and Unemployment Rate, Related Renewable Energy Projects
14 Study Area, 2020**

County	Labor Force	Unemployment Rate
Antelope	3,293	1.9%
Cheyenne	4,976	2.7%
Custer	5,548	1.9%
Greeley	1,144	1.3%
Holt	5,581	1.1%
Jefferson	3,526	1.7%
Saline	7,254	2.4%
Wheeler	374	0.0%
York	7,040	3.0%
Nebraska	1,034,886	3.4%

15 Sources: U.S. Census Bureau 2020, Table DP03

16 Agriculture is a key economic driver in the study area. The agriculture, forestry, fishing and hunting,
17 and mining sector accounts for more than 14.3% of full- and part-time employment in the study
18 area, which is higher than the statewide amount (4.1%). The only sector that employs more people
19 in the study area counties is the educational services, health care, and social assistance sector
20 (23.2%), which is a similar proportion as statewide (24.4%). Retail trade and manufacturing also

1 account for substantial portions of employment in the study area counties (11.2% and 10.3%,
2 respectively) (USCB 2020, Table DP03).

3 **3.17.2 Environmental Consequences**

4 **3.17.2.1 Proposed Action and Alternatives**

5 **No Action**

6 The effects of the no action alternative on socioeconomics would be the same as presented in FEIS
7 Section 3.17.2.1, *No-action Alternative*, and are incorporated into this SEIS by reference. Although
8 the affected environment has changed (e.g., population numbers), the overall conclusions of the
9 analysis remain the same.

10 **Proposed Action**

11 The types and intensity of effects of the proposed action on socioeconomics would be the same as
12 what was presented in FEIS Section 3.17.2.2, *Alternative A: Tubular Steel Monopole and Steel Lattice*
13 *Tower Structures*, for the FEIS proposed action and are incorporated into this SEIS by reference.
14 Although the affected environment has changed (e.g., population numbers), the overall conclusions
15 of the analysis remain the same.

16 **Alternative A (FEIS Proposed Action)**

17 The effects of Alternative A on socioeconomics would be the same as presented in FEIS Section
18 3.17.2.2 and are incorporated into this SEIS by reference. Although the affected environment has
19 changed (e.g., population numbers), the overall conclusions of the analysis remain the same.

20 **Alternative B (Steel Monopole Only, Proposed Action Route)**

21 The types and intensity of effects of Alternative B on socioeconomics would be the same as
22 presented in FEIS Section 3.17.2.3, *Alternative B: Tubular Steel Monopole Structures Only*, and are
23 incorporated into this SEIS by reference. Although the affected environment has changed (e.g.,
24 population numbers), the overall conclusions of the analysis remain the same.

25 **3.17.2.2 Related Renewable Energy Projects**

26 **Demographic Characteristics**

27 **Population**

28 Because renewable energy construction requires specialized expertise and workforce, construction
29 workers required for the projects would likely relocate to or near the study area counties for the
30 construction period, temporarily increasing the population in these counties. However, workers
31 may temporarily reside in cities outside study area counties to find lodging or take advantage of
32 amenities offered in larger cities. These temporary population increases would result in short-term,

1 low-intensity effects on populations in the study area, which may be noticeable depending on the
2 location of the project and location of the workforce.

3 Because populations and unemployment rates are low, many of the permanent employees needed
4 for the related renewable energy projects would likely come from outside the study area. However,
5 these increases are not expected to change overall population trends in the study area. Therefore,
6 any permanent population increases would result in long-term, low-intensity effects.

7 **Income and Poverty**

8 Renewable energy projects could potentially result in a short-term, low-intensity increase in income
9 in study area counties due to the increase of construction jobs. Increases in income could result in
10 higher year-over-year increases in median household income for counties where construction
11 workers reside during construction, but this effect would be temporary and would not likely be
12 noticeable in the study area counties.

13 Construction could potentially result in a short-term, low-intensity decrease in poverty rates in the
14 study area counties. Poverty rates in some counties could be directly affected if construction jobs are
15 filled by local residents with current incomes below the poverty level. However, any decreases in
16 poverty rates would likely be small because residents would be limited to a small number of jobs
17 that perform more general work activities. Additionally, any decreases in poverty rates would be
18 temporary, lasting through the completion of construction.

19 Permanent jobs associated with the operation and maintenance of related renewable energy
20 projects are not expected to change the overall income or poverty levels in the study area; therefore,
21 effects on income and poverty would be long term and low intensity.

22 **Economic Conditions**

23 A small number of local construction workers could be retained to perform jobs involving more
24 general activities. However, because of the tight labor market, as reflected by low unemployment
25 (3% or below) (Table 3.17-6), and because some specialized construction workers would be
26 required, most of the construction workforce would likely come from outside the region. Any
27 increases in the workforce could result in temporary income and sales tax revenues from the influx
28 of workers and local spending on goods, services, and construction materials. Because few local
29 workers would likely be hired for construction, and few permanent jobs are expected to be created
30 in the study area for operation and maintenance of the proposed projects, any potential increases in
31 employment or tax revenue and decreases in unemployment associated with the projects would be
32 low intensity.

33 During construction of related renewable energy projects, there could be financial losses from
34 disruption in agricultural operations or temporary land disturbance. However, it is likely that the
35 project developers would compensate the landowners for these losses through easements or lease
36 negotiations (Purdue University 2024). These adverse effects would be short term and could range
37 from low intensity to moderate or high intensity depending on the exact location and timing of the
38 projects and would be reduced if compensation is provided.

39 Once the related renewable energy projects are operational, there could be beneficial effects on the
40 local and regional economy. Retail and service industries could see an increase in permanent
41 workers expenditures associated with operations and maintenance of the constructed wind farms or

1 solar farms. This could result in induced growth of retail and commercial services and
2 infrastructure. The projects could also contribute tax revenue to local governments. These
3 expenditures and tax revenues would result in long-term, low-intensity beneficial effects.

Chapter 4

Effects in Addition to Environmental Consequences

When the FEIS and Draft SEIS were published, the Council on Environmental Quality (CEQ) regulations required an analysis of cumulative impacts. FEIS Chapter 4, *Cumulative Impacts*, included this analysis. However, the current CEQ guidance dated February 19, 2025, states that “federal agencies should analyze the reasonably foreseeable effects of the proposed action consistent with section 102 of NEPA, which does not employ the term ‘cumulative effects;’ NEPA instead requires consideration of ‘reasonably foreseeable’ effects, regardless of whether or not those effects might be characterized as ‘cumulative.’” (42 USC 4332(2)(C)(i)) Therefore, the title of this chapter, as well as the terminology used herein, have been revised to reflect the CEQ guidance at the time of Final SEIS publication.

4.1 Methodology

The effects methodology for this chapter is the same as described in FEIS Section 4.1, *Methodology*, and is incorporated by reference in this SEIS, with the exception of changes to the geographic scope based on the revised study area for related renewable energy projects as described in SEIS Section 3.1.3, *Related Renewable Energy Projects*.

4.2 General Baseline Trends

The effects general baseline trends in this chapter are the same as those described in FEIS Section 4.2, *General Baseline Trends*, and are incorporated by reference in this SEIS, with minor exceptions described in this section.

Although the details of some general trends have changed since publication of the FEIS, the general trends are the same. For example, specific population numbers have changed but the population trends have not. Additionally, some of the details of specific past and present activities identified in FEIS Table 4-2 have changed since the publication of the FEIS, but the types of activities and their description have not changed. For example, new electrical utility and wind power projects have become operational in the study area since the publication of the FEIS, but the general description of the types of activities and facilities associated with such projects are the same.

4.3 Reasonably Foreseeable Future Actions

FEIS Section 4.3, *Reasonably Foreseeable Future Actions*, is incorporated by reference in this SEIS, with notable changes or differences described in this section.

FEIS Section 4.3 identified future renewable energy projects in the context of potential cumulative effects. This section is incorporated by reference in this SEIS, except for the Thunderhead Wind Energy Center (Thunderhead). As described in SEIS Section 3.1, *Introduction*, since the FEIS was published, Thunderhead was constructed in Antelope, Holt, and Wheeler Counties. Therefore, it is no longer considered a future project as characterized in FEIS Section 4.3. Instead, it is considered in this SEIS as a present project that has been constructed and is currently in operation. Thunderhead’s existing operations of 195 megawatts (MW) generation are included in the scope of the past and

1 present activities described in SEIS Section 4.2, *General Baseline Trends*. Increased generation at
2 Thunderhead (up to 300 MW) due to the R-Project is included in this SEIS as an indirect effect (SEIS
3 Section 3.1, *Introduction*). Details about this project can be found in this SEIS Appendix E, *NPPD*
4 *Summary of Thunderhead Wind Energy Center Operation*.

5 As described in SEIS Section 3.1, the Service has identified related renewable energy projects that
6 are considered related to the R-Project. SEIS Section 3.1 provides a description of these projects, and
7 the SEIS Chapter 3 resource sections provide an analysis of the potential impacts of the projects.

8 Additional future renewable energy projects that have not yet been initiated could occur over the
9 life of the R-Project in the study area. Therefore, the general development of future wind energy as a
10 trend or type of action, as described in FEIS Section 4.3 and Table 4-3, is incorporated by reference
11 into this SEIS.

12 **4.4 Analysis of Effects in Addition to Environmental 13 Consequences**

14 FEIS Section 4.4, *Cumulative Impacts Analysis*, is incorporated by reference in this SEIS. The effects
15 and their intensity levels would be the same as presented in the FEIS, and any changes described
16 here in SEIS Sections 4.1 through 4.3 would not result in discernable or substantive changes to the
17 effects analyses and conclusions. Although the SEIS considers related renewable energy projects an
18 indirect effect of the proposed action and alternatives, when combined with other past, present, and
19 reasonably foreseeable future actions, these other effects and conclusions would still be the same as
20 described in the FEIS.

21 **4.5 Summary of Effects under the Proposed Action**

22 FEIS Section 4.5, *Summary of Cumulative Effects under the Preferred Alternative (Alternative A)*, is
23 incorporated by reference in this SEIS and remains applicable to the current proposed action. The
24 effects and their intensity levels would be the same as presented in FEIS.

25 **4.6 Comparison of Effects under the Proposed Action 26 and Alternative A and B**

27 FEIS Section 4.6, *Comparison of Cumulative Effects under the Preferred Alternative (Alternative A) and
28 Other Action Alternative (Alternative B)*, is incorporated by reference in this SEIS. Although the SEIS
29 proposed action and alternatives are slightly modified from the FEIS, the effects conclusions would
30 be the same as presented in FEIS: the effects analysis and outcomes for each resource category
31 under SEIS Alternative B would be essentially identical to the SEIS Alternative A.

Chapter 5

Other Analyses Required by NEPA

Chapter 5 of the FEIS was titled *Comparison of Alternatives* and included four subsections, two of which have not been incorporated by reference into this SEIS for the following reasons.

- FEIS Section 5.1, *Comparative Impacts of Alternatives*: The impact comparisons are made throughout the analysis in Chapter 3, *Affected Environment and Environmental Consequences*, of the SEIS and a separate section is no longer necessary in the SEIS.
- FEIS Section 5.2, *Selection of Preferred Alternative*: DOI regulations require agencies to identify the preferred alternative in the Draft EIS if one exists, and in the Final EIS unless another law prohibits it (43 CFR 46.425). As stated in SEIS Section 2.4, *Proposed Action: Tubular Steel Monopole and Steel Lattice Tower Structures (Current R-Project and Revised HCP; Preferred Alternative)*, the Service's preferred alternative is the Proposed Action, which is the current R-Project and Revised HCP. Therefore, a separate section is not necessary in the SEIS.

This chapter of the SEIS has a new title to reflect the revised contents.

5.1 Irreversible and Irretrievable Commitment of Resources

FEIS Section 5.3, *Irreversible and Irretrievable Commitment of Resources*, is incorporated by reference in this SEIS, with minor changes described below.

As required by NEPA, agencies preparing an EIS must analyze and disclose “any irreversible and irretrievable commitments of federal resources that would be involved in the proposed agency action should it be implemented” (42 USC 4332(2)(C)(v)).

At this time, it is not expected that federal resources would be involved in the implementation of the proposed agency action, which is the issuance of an ESA Section 10(a)(1)(B) incidental take permit for American burying beetle (*Nicrophorus americanus*) for covered activities proposed in the Revised HCP. However, nonfederal resources would be utilized if the proposed action or action alternatives are implemented due to the implementation of the Revised HCP's covered activities, which includes construction of the R-Project. Although the acreages of vegetation, wetlands, and agricultural land affected by the proposed action and alternatives vary slightly from the FEIS, the same types of commitments of resources would result from the proposed action and alternatives analyzed in the SEIS. These changes in acreages would not result in discernable changes to the analysis and conclusions related to irreversible or irretrievable commitment of resources. Additionally, there would be similar types of commitments of resources (e.g., loss of vegetation, wetlands, and agricultural land use) resulting from the related renewable energy projects described in SEIS Section 3.1, *Introduction*, and analyzed in the SEIS Chapter 3 resource topic sections. Because the details of these projects are not yet known, acreages cannot be quantified.

5.2 Relationship between Short-Term Uses of the Environment and the Maintenance and Enhancement of Long-Term Productivity

FEIS Section 5.4, Relationship between Short-Term Uses of the Environment and the Maintenance and Enhancement of Long-Term Productivity, is incorporated by reference in this SEIS, with minor changes described below.

As required by NEPA, agencies preparing an EIS must analyze and disclose "the relationship between local short-term uses of man's environment and the maintenance and enhancement of long-term productivity" (42 USC 4332(2)(C)(iv)).

As described in the FEIS and throughout SEIS Chapter 3, construction of the proposed action would have short-term impacts on environmental resources associated with construction of the proposed R-Project transmission line. The proposed action would have long-term impacts from the permanent footprint of the transmission line and disturbance required for maintenance of the transmission line. As discussed in SEIS Chapter 3, while the acreages of disturbance vary slightly from those presented in the FEIS, these changes in acreages would not result in discernable changes to the analysis and conclusions related to short-term uses of man's environment. The area of permanent disturbance required for the proposed action and action alternatives would be unlikely to permanently affect regional natural resources to a significant degree. Therefore, the conclusions of FEIS Section 5.4 are applicable to the proposed action and action alternatives analyzed in detail in this SEIS, and that section is incorporated by reference into this SEIS.

There would also be short-term impacts associated with the construction of related renewable energy projects and long-term impacts associated with the permanent footprints of these projects. As described above, because the details of these projects are not yet known, acreages of impact cannot be quantified; however, as described for the proposed action and alternatives, the area of permanent disturbance required for the related renewable energy projects would be unlikely to permanently affect regional natural resources to a significant degree.

1 Chapter 6

2 Regulatory and Permitting Requirements

3 This chapter describes the regulatory and permitting requirements associated with the proposed
4 action (43 CFR 46.430). The SEIS incorporates by reference the contents of FEIS Chapter 6,
5 *Regulatory and Permit Requirements* with certain updates noted below. NPPD (the applicant) would
6 comply with any applicable current regulatory and permit requirements, including changes or
7 updates that have occurred between publication of the FEIS and preparation of the SEIS. It should be
8 noted that the regulatory requirements in FEIS Chapter 6, incorporated by reference in this chapter,
9 only apply to the proposed action and alternatives, and do not apply to the related renewable energy
10 projects. It is assumed that the developers of the related renewable energy projects (which are not
11 NPPD) would comply with any applicable current regulatory requirements and would obtain the
12 appropriate permits and approvals.

13 FEIS Section 6.1, *Federal Endangered Species Act*, and Section 6.2, *Section 10(a)(1)(B) Process—*
14 *Habitat Conservation Plan Requirements and Guidelines*, summarize Endangered Species Act
15 requirements for preparation of HCPs. Since FEIS publication, the Service finalized revisions to
16 Section 10 of the Endangered Species Act, which governs the issuance of incidental take permits.
17 The goal of these revisions is to make the use of these permits clearer, extend the Services' authority
18 to issue permits for non-listed species separately from listed ones, simplify the requirements for
19 enhancement of survival permits, and incorporate parts of existing policies into the regulations to
20 reduce uncertainty. The revisions also include technical and administrative changes intended to
21 reduce the time and costs involved in the application process, with the expectation that these
22 improvements will encourage more individuals and companies to participate in these voluntary
23 programs, resulting in increased conservation efforts overall. The Final Rule was published in the
24 Federal Register on April 12, 2024, and became effective on May 13, 2024 (89 Federal Register
25 26070).

26 FEIS Section 6.3, *Other Regulatory Requirements and Permits*, describes state and federal regulatory
27 and permit requirements for the proposed action. All requirements described in FEIS Table 6-1
28 remain applicable to the proposed action, as defined for this SEIS. However, approvals which NPPD
29 had received at the time of FEIS publication may need to be updated to reflect the changes to the R-
30 Project that have occurred since that time. NPPD would ensure that any new or modified
31 applications and approvals are in place prior to beginning construction of the revised R-Project and
32 implementation of the Revised HCP.

Chapter 7

Submitted Alternatives, Information, and Analyses

Since the publication of the FEIS, CEQ regulations have been rescinded. CEQ regulations at the time of Draft SEIS publication required "a summary that identifies all alternatives, information, and analyses submitted by state, tribal, and local governments and other public commenters during the scoping process for consideration by the lead and cooperating agencies" in developing an EIS (40 CFR 1502.17). Although this is no longer a requirement of NEPA, the Service is retaining this chapter to provide information on the scoping process which was conducted in compliance with the Department of Interior's NEPA regulations (43 CFR 46.235).

Comments received during scoping are summarized in Appendix B, *Scoping Summary*. The full contents of all scoping comments are available on Regulations.gov at <https://www.regulations.gov/document/FWS-R6-ES-2014-0048-0202/comment>.

In accordance with CEQ regulations, the Service invited public comments on this summary of submitted alternatives, information, and analyses during the public review period of the Draft SEIS.

Comments received during scoping included the following suggestions on **alternatives**.

- Consider alternative routes that do the following:
 - Reduce or avoid impacts on various resources (e.g., Nebraska Sandhills).
 - Use existing easements and already disturbed corridors (e.g., existing transmission line corridors, existing road corridors, etc.).
 - Use underground construction to reduce impacts on resources (e.g., birds, wetland habitats).
 - Avoid degrading and impacting the most sensitive portions of the Sandhills.
 - Avoid conservation easements, specifically the Horseshoe Bar Ranch conservation easement.
 - Avoid impeding additional views and use no new space.
 - Use ultraviolet light to mitigate avian collision impacts with the transmission line.
 - Include offsite habitat restoration for species (e.g., whooping crane).
 - Avoid or reduce adverse impacts on O'Fallon's Bluff, or the Sand Hill Ruts, or both.
- Consider alternatives outside of the approved NPPD routing corridor.
- Consider all reasonable routing alternatives inside the corridors the Board approved in 2014.
- Comments on the alternatives considered but dismissed in the FEIS included:
 - Suggestions to revisit alternative routes that were considered but dismissed in the FEIS.
 - Suggestions to consider in detail alternatives that NPPD stated are economically or technically infeasible.

1 ○ Consider substantively different alternatives, rather than slightly different transmission line
2 tower options (e.g., steel monopole versus lattice tower) with no meaningful distinctions
3 among the action alternatives.

4 The following supplemental **information** (i.e., supplemental materials or references) was submitted
5 during scoping for consideration by the lead and cooperating agencies in developing the EIS. These
6 materials are available to review on regulations.gov at Docket ID FWS-R1-ES-2014-0048.

7 ● Information submitted by landowner James Fleecs about potential historic-era resources
8 present on a parcel that the proposed R-Project intersects.

9 ● Information (including photographs) submitted by Amber Fleecs about the presence of
10 migratory birds along the proposed R-Project route.

11 ● Information submitted by the Lincoln County Historical Museum providing historical accounts
12 of the O'Fallon's Bluff and Mormon Trail Ruts areas.

13 ● Information submitted by Nebraska Land Trust, Inc. regarding the H-Bar Ranch conservation
14 easement.

15 ● Nebraska State Senator Tom Brewer's *amicus curiae* brief from the Oregon-California Trails
16 Association vs. the Service court case regarding the proposed R-Project.

17 ● Report submitted by Twyla Witt entitled "A Whitepaper Outlining the Need to Address Energy
18 Development and Other Urgent Conservation Priorities for Nebraska's Sandhills."

19 ● Information submitted by Audubon of Kansas regarding renewable energy priorities in
20 Nebraska and the migration corridor of the whooping crane.

21 The following **analyses** were submitted during scoping for consideration by the lead and
22 cooperating agencies in developing the SEIS. These materials are available to review on
23 regulations.gov at Docket ID FWS-R1-ES-2014-0048.

24 ● Report submitted by Eubanks and Associates entitled "Potential Effect of the Proposed R-Project
25 Transmission Line on the Aransas/Wood Buffalo Whooping Crane Population," which included
26 an analysis of estimated whooping crane collision rates from the R-Project.

27 ● Report submitted by Eubanks and Associates entitled "Wind MW Interconnection Capacity for a
28 Proposed Transmission Line in Nebraska – Redacted for CEII" which provides estimates of the
29 amount of wind generation that the R-Project would support.

30 Information received during the NHPA Section 106 and Government-to-Government Tribal
31 Consultation process from Tribal Nations, History Nebraska, the Advisory Council on Historic
32 Preservation, and other consulting parties was considered in the development of this SEIS and is
33 summarized in SEIS Section 3.10, *Cultural Resources*.

1

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Chapter 8

List of Preparers

Name and Organization/Entity	Project Role and Qualification
Jeff Runge, FWS	Fish and Wildlife Biologist; MS, Biology; BS, Wildlife Biology; 28 years of experience
Angela Burgess, FWS	Fish and Wildlife Biologist; MS, Wildlife Biology; BS, Biology; 18 years of experience
Mark Porath, FWS	Project Leader; MS, Fisheries; BS, Biological Sciences; 27 years of experience
Matt Rabbe, FWS	Fish and Wildlife Biologist; BS, Wildlife Biology; 19 years of experience
Kassandra Karssen, FWS	Fish and Wildlife Biologist; MS, Biology; 9 years of experience
Hova Woods, ICF	Project Director; MPA, Environmental Policy & Science; BS, Finance; 23 years of experience
Lucas Bare, ICF	Project Manager; MESM, Environmental Science and Management; BA, Biology; 16 years of experience
Lydia Dadd, ICF	Deputy Project Manager; BS, Environmental Studies; 5 years of experience
Cara Potter, ICF**	Project Coordinator; Geology, Soils, Mineral Resources, and Paleontology; Wildlife; and Special Status Species Lead Author; MS. Environmental Science: Sustainable Food Systems; BA. Environmental Studies: 5 years of experience
Brent Read, ICF	GIS; MS, Watershed Science; BS, Forestry, Minor Spatial Information Management Systems; 22 years of experience
Jason Thoene, ICF	GIS; MS, GIS; BA, Geology; 26 years of experience
Patrick Maley, ICF*	Geology, Soils, Mineral Resources, and Paleontology Lead Author; MPA; BA, Humanities; 14 years of experience
Ellen Unsworth, ICF*	Geology, Soils, Mineral Resources, and Paleontology Senior Reviewer; MS, Interdisciplinary Studies (Geology, Biology, and Technical Communication); BA, Geology; 24 years of experience
Stephanie Kane, ICF	Water Resources, Wetlands, Vegetation Lead Author; Wildlife and Special Status Species Senior Reviewer; MS, Wildlife Biology; BS, Zoology; 19 years of experience
Dale Ritenour, ICF	Wildlife and Special Status Species Lead Author; BS, Biology, emph. Ecology; 26 years of experience
Jennifer Stock, ICF	Aesthetics; BLA, Landscape Architecture; 25 years of experience
Sarah Banguilan, ICF	Cultural Resources Lead Author; MA, Anthropology; BA, Anthropology; 17 years of experience
Paul Maggioni, ICF	Cultural Resources Author; MBA; MHP, Historic Preservation; BA, History; 24 years of experience
Jessica Feldman, ICF*	Cultural Resources Senior Reviewer; MA, Historic Preservation Planning; BA, History; 22 years of experience
Mikayla Brown, ICF*	Cultural Resources Senior Reviewer; MA, Public History; BA, History; 5 years of experience
Scott Meyers, ICF*	Recreation and Tourism, Transportation, Air Quality and Greenhouse Gases, Noise, Hazardous Materials and Hazardous Waste, Health and Safety Lead Author; BA, Political Science; 4 years of experience

Name and Organization/Entity	Project Role and Qualification
Rachel Graff, ICF**	Recreation and Tourism, Noise, Hazardous Materials and Hazardous Waste, Health and Safety Lead Author; MA, Sustainability Studies; BA, Political Science; 1 year of experience
Jacob Robinson, ICF**	Transportation, Noise Lead Author; BS, Environmental Science; 2 years of experience
Gray Jones, ICF	Land Use, Socioeconomics Lead Author; BA, Environmental Sociology; 7 years of experience
David Ernst, ICF	Air Quality and Greenhouse Gases Senior Reviewer; MCRP, Environmental Policy; BS, Engineering; BA, Ethics & Politics; 44 years of experience
Kristen Lundstrom, ICF	Editing; BA, English; 17 years of experience
Kait Schultz, ICF	Editing; BA, Interdisciplinary Studies; 8 years of experience
Anthony Ha, ICF	Publications; BA, English; 18 years of experience

1 * Worked only on the Draft SEIS.

2 ** Worked only on the Final SEIS.