

Agenda – NAEP February 9, 2:30 pm Eastern, 11:30 am Pacific

### **Join Zoom Meeting**

<https://us02web.zoom.us/j/84702463364?pwd=WjA0cGxydVZLM1YvTEtBcHVMV3RVUT09>

By phone:

+1 253 215 8782

Meeting ID: 847 0246 3364

Passcode: 464782

### **NEPA Regulations and Guidance**

Due this month from CEQ:

Notice on NEPA Guidance on GHGs and Climate Change

Final Rule on Phase 1 Revisions to NEPA Regulations

### **NEPA Litigation**

Friends of the Earth et al. v. Haaland et al., Case No. 1:21-cv-02317-RC

U.S. District Court for District of Columbia ruled on January 27, 2022 to vacate BOEM Record of Decision and resulting Gulf of Mexico oil and gas lease sale held in late 2021.

<https://www.washingtonpost.com/climate-environment/2022/01/27/biden-gulf-of-mexico-lease-sale/>

Ruling at <https://int.nyt.com/data/documenttools/78-memorandum-opinion-1-27/b0903c94e57b0cb5/full.pdf>

Mountain Valley Pipeline – two 4<sup>th</sup> Circuit Court of Appeals rulings

1/25/2022 Wild Virginia v. United States Forest Service, Case No. 21-1039

Ruling voided USFS and BLM approvals,

<https://www.virginiamercury.com/2022/01/25/federal-court-again-yanks-two-mountain-valley-pipeline-approvals/>

<https://www.eenews.net/articles/court-deals-major-blow-to-mountain-valley-pipeline/>

Ruling at <https://www.ca4.uscourts.gov/Opinions/211039.P.pdf>

2/3/2022 Appalachian Voices v. US Department of the Interior, Case No. 20-2159

Ruling voided USFWS incidental take permit over impacts to endangered species – candy darter and Roanoke logperch. Second time ITP voided.

[https://roanoke.com/news/local/another-mountain-valley-pipeline-permit-struck-down-by-federal-court/article\\_2e5a2d46-84fa-11ec-95be-eb35bd964ed7.html](https://roanoke.com/news/local/another-mountain-valley-pipeline-permit-struck-down-by-federal-court/article_2e5a2d46-84fa-11ec-95be-eb35bd964ed7.html)

<https://www.virginiamercury.com/2022/02/03/federal-court-again-overturms-another-mountain-valley-pipeline-permit/>

Ruling at <https://www.ca4.uscourts.gov/Opinions/202159.P.pdf>

### **Notice of Intent of Interest**

2/7/2022 BLM Notice of Preparation of Supplemental EIS for Willow Master Plan. To address deficiencies identified by 2021 U.S. District Court for Alaska in 2020 FEIS and ROD. August 2021 court ruling vacated ROD and remanded the matter to BLM to correct deficiencies in the analysis of foreign greenhouse gas emissions and screening of alternatives for detailed analysis.

<https://www.govinfo.gov/content/pkg/FR-2022-02-07/pdf/2022-02423.pdf>

**US Postal Service FEIS on Purchase of Next Generation Delivery Vehicles**

Controversy with CEQ and EPA involvement over proportion of new fleet of delivery vehicles that will be electric and analyses in the FEIS

FEIS issued 1/7/2022, and USPS notice of FEIS at

<https://www.govinfo.gov/content/pkg/FR-2022-01-07/pdf/2022-00037.pdf>

EPA Comments on FEIS available at <https://cdxapps.epa.gov/cdx-enepa-ll/public/action/eis/details?eisId=354079>

CEQ Comments on FEIS – see attachment

News story at <https://www.washingtonpost.com/climate-environment/2022/02/02/usps-trucks-epa-climate-change/> (and many other sources)

**Other Items?**

Next meeting – March 9