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U.S. DEPARTMENT OF ENERGY - NETL

CATEGORICAL EXCLUSION (CX) DESIGNATION FORM

Project No.: DE-FE0032296 Recipient Name: West Virginia Univ. Project Location: Morgantown, WV

Sub-recipient(s) and Locations:

Virginia Polytechnic Institute and State University (Blacksburg, VA); Tetra Tech, Inc. (Salt Lake City, UT)

NETL Sponsoring Org.: FECM/TDC/RS/MineralsSustainability NETL Contact: Mark Render

Brief Title of Proposed Action: AMDREE:Integrated Treatment of Acid Mine Drainage and RE,CM Production

Brief Description of Activities:

The objective of this project is to complete the front-end engineering design and pre-construction planning activities for a demonstration facility capable of producing rare earth elements and CMM

THE PROPOSED ACTION FALLS WITHIN THE FOLLOWING CATEGORICAL EXCLUSION(S) FROM APPENDICES A AND B TO SUBPART D OF DOE NEPA IMPLEMENTING PROCEDURES (10 CFR 1021):

General Administration/Management
- ☐ A1 – Routine business actions
- ☒ A9 – Info gathering, analysis, documentation, dissemination, and training
- ☐ A11 – Technical advice and planning assistance

Facility Operations
- ☐ B1.3 – Routine maintenance and custodial services
- ☐ B1.7 – Communication system and data processing equipment acquisition, installation, operation, removal
- ☐ B1.15 – Support building or structure, non-waste storage, construction/ operation

Safety and Health
- ☐ B2.1 – Modifications to enhance workplace habitability
- ☐ B2.2 – Installation/improvement of building/equipment instrumentation
- ☐ B2.3 – Installation of equipment for personnel safety and health

General Research
- ☐ B3.1 – Site characterization/environmental monitoring
- ☐ B3.6 – R&D or pilot facility construction/operation/decommissioning
- ☐ B3.7 – New infill exploratory, experimental oil/gas/geothermal well construction and/or operation
- ☐ B3.9 – Certain CCT demonstration activities, emissions unchanged
- ☐ B3.11 – Outdoor tests, experiments on materials and equipment components

Electrical Power and Transmission
- ☐ B4.4 – Power management activities (storage, load shaping, and balancing)
- ☐ B4.6 – Transmission support addition/modifications at developed facility site
- ☐ B4.11 – Construction of power substations and interconnection facilities
- ☐ B4.13 – Upgrading and rebuilding existing power lines (< 20 miles)

Conservation, Fossil, and Renewable Energy Activities
- ☐ B5.1 – Actions to conserve energy, no indoor air quality degradation
- ☐ B5.3 – Modification/abandonment of wells
- ☐ B5.5 – Short crude oil/gas/steam/geothermal/carbon dioxide pipeline const/oper within an existing right-of-way (< 20 miles) between existing facilities
- ☐ B5.13 – Experimental wells for injection of small quantities of carbon dioxide (< 500,000 tons)
- ☐ B5.15 – Small scale renewable energy research/development/pilot projects
- ☐ B5.22 – Alternative fuel vehicle fueling stations
- ☐ B5.23 – Electric vehicle charging stations

Other
- ☐ Specify category:
- ☐ Specify category:
- ☐ Specify category:

This action (1) would not present any extraordinary circumstances such that the action might have a significant impact upon the human environment; (2) is not connected to other actions with potentially significant impacts; (3) is not related to other actions with cumulatively significant impacts; and (4) is not inconsistent with 10 CFR 1021.211 - Interim Actions or 40 CFR 1506.1 - Limitations during the NEPA process.

SELECT ONE OF THE FOLLOWING:
- ☒ This Categorical Exclusion includes all tasks and phases in the Statement of Work or Statement of Project Objectives for this project.
- ☐ This Categorical Exclusion is only valid for the following tasks/phases . The DOE initiator acknowledges the responsibility to obtain a NEPA determination prior to initiating any activities outside the scope of this Categorical Exclusion.

SELECT ONE OF THE FOLLOWING:
- ☒ This Categorical Exclusion includes all locations and activities for this project.
- ☐ Additional sites, sub-recipients, or activities cannot be identified at this time. The DOE initiator acknowledges the responsibility to obtain a NEPA determination prior to initiating any activities outside the scope of this Categorical Exclusion.

NOTE: ANY CHANGE(S) TO THE PROJECT SCOPE OR LOCATIONS MAY REQUIRE A NEW NEPA DETERMINATION.

DOE Initiator Signature: MARK RENDER Digitally signed by MARK RENDER Date: 2024.03.15 12:11:22 -04'00' Date: 03 / 15 / 2024 (month day year)

NEPA Compliance Officer: HARRY TAYLOR Digitally signed by HARRY TAYLOR Date: 2024.03.20 15:14:09 -04'00' Date: 03 / 20 / 2024 (month day year)

The following special condition is provided for the consideration of the Contracting Officer:

The project does include the design of buildings and planning layout. However, there is to be no construction of any buildings with the Categorical Exclusion without further evaluation.