

PMC-ND  
(1.08.09.13)

**U.S. DEPARTMENT OF ENERGY  
OFFICE OF CRITICAL MINERALS AND ENERGY INNOVATION  
NEPA DETERMINATION**

**RECIPIENT:** [Erie, County of](#)

**STATE:** [NY](#)

**PROJECT TITLE :** [Battery Education and Recycling \(BEAR\) program](#)

**Notice of Funding Opportunity Number**  
[DE-FOA-0003376](#)

**Procurement Instrument Number**  
[DE-MS0000146](#)

**NEPA Control Number** **CID Number**

**Based on my review of the information concerning the proposed action, as NEPA Compliance Officer (authorized under DOE Policy 451.1), I have made the following determination:**

**CX, EA, EIS APPENDIX AND NUMBER:**

Description:

**[B1.2 Training exercises and simulations](#)**

[Training exercises and simulations \(including, but not limited to, firing-range training, small-scale and short-duration force-on-force exercises, emergency response training, fire fighter and rescue training, and decontamination and spill cleanup training\) conducted under appropriately controlled conditions and in accordance with applicable requirements.](#)

**[B1.35 Drop-off, collection, and transfer facilities for recyclable materials](#)**

[Siting, construction, modification, and operation of recycling or compostable material drop-off, collection, and transfer stations on or contiguous to a previously disturbed or developed area and in an area where such a facility would be consistent with existing zoning requirements. The stations would have appropriate facilities and procedures established in accordance with applicable requirements for the handling of recyclable or compostable materials and household hazardous waste \(such as paint and pesticides\).](#)

Rationale for determination:

**NEPA PROVISION**

DOE has made a final NEPA determination.

**FOR CATEGORICAL EXCLUSION DETERMINATIONS**

The proposed action (or the part of the proposal defined in the 'Rationale for Determination' above) fits within a class of actions that is listed in Appendix B to 10 CFR Part 1021 or Appendix B and C of DOE's NEPA Implementing Procedures.

To fit within the classes of actions listed in Appendix B to 10 CFR Part 1021 or Appendix B of DOE's NEPA Implementing Procedures, a proposal must be one that would not: (1) threaten a violation of applicable statutory, regulatory, or permit requirements for environment, safety, and health, or similar requirements of DOE or Executive Orders; (2) require siting and construction or major expansion of waste storage, disposal, recovery, or treatment facilities (including incinerators), but the proposal may include categorically excluded waste storage, disposal, recovery, or treatment actions or facilities; (3) disturb hazardous substances, pollutants, contaminants, or CERCLA-excluded petroleum and natural gas products that preexist in the environment such that there would be uncontrolled or unpermitted releases; (4) have the potential to cause significant impacts on environmentally sensitive resources, including, but not limited to, those listed in paragraph B (4) of Appendix B to 10 CFR Part 1021; (5) involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds, or invasive species, unless the proposed activity would be contained or confined in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those listed in paragraph B (5) of Appendix B to 10 CFR Part 1021.

There are no extraordinary circumstances related to the proposed action that may affect the significance of the environmental effects of the proposal.

The proposed action has not been segmented to meet the definition of a categorical exclusion. This proposal is not connected to other actions with potentially significant impacts, is not related to other actions with individually insignificant but cumulatively significant impacts and is not precluded by applicable regulations or procedures concerning limitations on actions during preparation of an environmental impact statement.

The proposed action is categorically excluded from further NEPA review.

**SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.**

NEPA Compliance Officer Signature:  Stephen Witmer Date: 9/11/2026  
NEPA Compliance Officer

**FIELD OFFICE MANAGER DETERMINATION**

- ☒ Field Office Manager review not required  
☐ Field Office Manager review required

**BASED ON MY REVIEW I CONCUR WITH THE DETERMINATION OF THE NCO :**

Field Office Manager's Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Field Office Manager

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