



**Federal Aviation  
Administration**



# **Final Environmental Impact Statement SpaceX Texas Launch Site**

Volume I, Executive Summary and Chapters 1-14  
May 2014

THIS PAGE INTENTIONALLY LEFT BLANK

**FINAL ENVIRONMENTAL IMPACT STATEMENT  
SPACEX TEXAS LAUNCH SITE**

---

**VOLUME I  
EXECUTIVE SUMMARY AND CHAPTERS 1 – 14  
MAY 2014**

**Prepared by:  
Federal Aviation Administration  
Office of Commercial Space Transportation**



THIS PAGE INTENTIONALLY LEFT BLANK

## DOCUMENT ORGANIZATION

### VOLUME I

ABSTRACT

EXECUTIVE SUMMARY

TABLE OF CONTENTS

ACRONYMS AND ABBREVIATIONS

CHAPTER 1  
Introduction

CHAPTER 2  
Proposed Action and Alternatives

CHAPTER 3  
Affected Environment

CHAPTER 4  
Environmental Consequences

CHAPTER 5  
Cumulative Impacts

CHAPTER 6  
Mitigation and Special Conservation Measures

CHAPTER 7  
Unavoidable Adverse Impacts

CHAPTER 8  
Relationship Between Local Short-term Uses of the Environment and Enhancement of Long-term Productivity

CHAPTER 9  
Irreversible and Irretrievable Commitment of Resources

CHAPTER 10  
List of Preparers and Contributors

CHAPTER 11  
List of Agencies, Organizations, and Persons Whom Copies of This EIS Were Sent

CHAPTER 12  
References

CHAPTER 13  
Glossary of Terms

CHAPTER 14  
Index

**VOLUME II**

**APPENDICES**

A – Public Involvement	F – Jurisdictional Wetland Determination
B – Federal Consistency Review: Texas Coastal Management Program	G – USFWS and NMFS Correspondence
C – Section 106 and Section 4(f) Consultation	H – EDR Reports
D – Launch Noise Modeling Report	I – Airspace
E – Air Emissions Calculations and Assumptions	J – Health and Safety
	K – Ground Traffic and Transportation
	L – Climate
	M – SpaceX Wetland Mitigation Plan

**VOLUME III**

**COMMENTS ON THE DRAFT EIS**

Agencies	Non-governmental Organizations
Elected Officials	Public

**TITLE:** Final Environmental Impact Statement for the SpaceX Texas Launch Site, Cameron County, Texas

**AGENCIES:** Federal Aviation Administration (FAA) Office of Commercial Space Transportation (AST), lead agency; National Aeronautics and Space Administration, cooperating agency; National Park Service, cooperating agency; U.S. Army White Sands Missile Range, cooperating agency; U.S. Army Corps of Engineers, cooperating agency

This Final Environmental Impact Statement (EIS) is submitted pursuant to the following public law requirements: Section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA) (42 United States Code [U.S.C.] §4321 et seq.); Council on Environmental Quality NEPA implementing regulations (40 Code of Federal Regulations parts 1500 to 1508); Section 4(f) of the Department of Transportation Act (49 U.S.C. §303); Section 106 of the National Historic Preservation Act (16 U.S.C. §470); FAA Order 1050.1E, Change 1; Executive Order 11988 *Floodplain Management*; DOT Order 5650.2 *Floodplain Management and Protection*; Executive Order 11990 *Protection of Wetlands*; and DOT Order 5660.1A *Preservation of the Nation's Wetlands*. This Final EIS includes the FAA's determination of *de minimis* impacts to Section 4(f) property under 49 U.S.C. §303(d).

**DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, ABSTRACT:** The Final EIS for the Space Exploration Technologies Corp. (SpaceX) Texas Launch Site evaluates the potential environmental impacts that may result from the FAA Proposed Action of issuing launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a SpaceX-proposed launch site on privately owned property in Cameron County, Texas. Under the Proposed Action, SpaceX would construct a vertical launch area and a control center area to support up to 12 commercial launch operations per year. Launch operations include not only launches, but also pre-flight activities such as mission rehearsals and static fire engine tests. SpaceX is required to apply to the FAA for the appropriate launch licenses and/or experimental permits. Alternatives under consideration include the Proposed Action and the No Action Alternative. The Proposed Action, which is the Preferred Alternative, is for the FAA to issue launch licenses and/or experimental permits to SpaceX that would allow SpaceX to conduct launches of the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site. Under the No Action Alternative, the FAA would not issue licenses and/or experimental permits to SpaceX, and Space X would not construct the proposed control center and vertical launch areas.

**FOR FURTHER INFORMATION:** For questions regarding the Final EIS, please contact Ms. Stacey M. Zee, Environmental Specialist, Federal Aviation Administration, 800 Independence Ave., SW, Suite 325, Washington, DC 20591; phone 202-267-9305; or email [Stacey.Zee@faa.gov](mailto:Stacey.Zee@faa.gov).

After careful and thorough consideration of the facts contained herein and following consideration of the views of those Federal agencies having jurisdiction by law or special expertise with respect to the environmental impacts described, the undersigned finds that the Proposed Action is consistent with existing national environmental policies and objectives as set forth in Section 101(a) of the National Environmental Policy Act of 1969 (NEPA).

Responsible FAA Official:

---

Dr. George C. Nield  
Associate Administrator for  
Commercial Space Transportation  
800 Independence Ave., SW, Suite 331, Washington, DC 20591  
202-267-7793

---

Date

THIS PAGE INTENTIONALLY LEFT BLANK



## EXECUTIVE SUMMARY

The Federal Aviation Administration (FAA) Office of Commercial Space Transportation (AST) has prepared this Final Environmental Impact Statement (EIS) to evaluate the potential environmental impacts that may result from the FAA Proposed Action of issuing launch licenses and/or experimental permits that would allow Space Exploration Technologies Corp. (SpaceX) to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a launch site on privately owned property in Cameron County, Texas (Exhibit ES-1).

SpaceX has proposed to construct and operate a private launch site in order to accommodate the number of launches that the company has on its launch manifest. The proposed private launch site is needed to provide SpaceX with an exclusive launch facility that would allow the company to accommodate these launches, which have tight launch windows. SpaceX intends to apply to the FAA for launch licenses and/or experimental permits to conduct launches of the Falcon Program launch vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site.

Issuing launch licenses and experimental permits is considered a major Federal action subject to environmental review under the National Environmental Policy Act (NEPA) of 1969 as amended (42 United States Code [U.S.C.] §4321 et seq.). The FAA prepared this EIS in accordance with NEPA, Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA (40 Code of Federal Regulations [CFR] Parts 1500-1508), and FAA Order 1050.1E, Change 1, *Environmental Impacts: Policies and Procedures*, and all other applicable environmental legislation and regulation. Cooperating agencies include the National Aeronautics and Space Administration (NASA), the National Park Service (NPS), the U.S. Army White Sands Missile Range (WSMR), and the U.S. Army Corps of Engineers (USACE).

### ES.1 PURPOSE AND NEED

#### ES.1.1 SpaceX Purpose and Need

SpaceX has proposed to construct and operate a private launch site in order to accommodate the number of launches that the company has on its launch manifest. The proposed private launch site is needed to provide SpaceX with an exclusive launch site that would allow the company to accommodate its launch manifest and meet tight launch windows. The launch site must meet the locational, technical, and operational criteria of the Falcon launch vehicle program. SpaceX intends to apply to the FAA for launch licenses and/or experimental permits to conduct launches of the Falcon Program vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site on privately owned property in Cameron County, Texas. The FAA would likely issue launch specific licenses for the first few years of operation of the exclusive launch site. SpaceX may then apply for a launch operator license, which lasts for five years and covers the same family of vehicles.

#### ES.1.2 FAA Purpose and Need

The ***purpose*** of the FAA's Proposed Action of issuing launch licenses and/or experimental permits to SpaceX to conduct launches from the exclusive use launch site in Cameron County, Texas is to fulfill the



Exhibit ES-1. Regional Location of Proposed Launch Site

FAA's responsibilities as authorized by Executive Order (EO) 12465 (*Commercial Expendable Launch Vehicle Activities*, 49 FR 7099, 3 CFR, 1984 Comp., p. 163) and the Commercial Space Launch Act (51 U.S.C. Subtitle V, ch. 509 §§50901-50923) for oversight of commercial space launch activities, including issuing launch licenses and experimental permits to operate reusable orbital and suborbital launch vehicles.

The **need** for the Proposed Action results from the statutory direction from Congress under the Commercial Space Launch Act to encourage, facilitate, and promote commercial space launch and reentry activities by the private sector in order to strengthen and expand U.S. space transportation infrastructure.

## **ES.2 PROPOSED ACTION**

The Proposed Action, which is the Preferred Alternative, is for the FAA to issue launch licenses and/or experimental permits to SpaceX that would allow SpaceX to conduct launches of the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a private launch site on privately owned property in Cameron County, Texas (Exhibit ES-1). Proposed launch operations would consist of up to 12 commercial launch operations per year, including launches of the Falcon 9, a maximum of two Falcon Heavy launches, and/or associated mission rehearsals and static fire engine testing, through the year 2025.

The requirements for obtaining and possessing a launch license and/or experimental permit are described in 14 CFR Parts 400-450. The completion of the environmental review process does not guarantee that the FAA would issue launch licenses and/or experimental permits to SpaceX to launch from the proposed privately owned site in Cameron County, Texas. The Proposed Action must also meet all the FAA safety, risk, and indemnification requirements. As part of the licensing process, SpaceX also would need to obtain a Letter of Authorization (LOA) from the Houston Air Route Traffic Control Center (ARTCC) to operate the Falcon 9 and Falcon Heavy in the proposed airspace before any launches could commence. SpaceX would also coordinate with the Secretariat of Communications and Transportation – Mexico regarding launch notifications.

To support these launches, SpaceX has proposed the construction of a vertical launch area and a control center area in Cameron County, approximately 17 miles east-northeast of the Brownsville/South Padre Island International Airport and approximately 5 miles south of South Padre Island. All facilities would be constructed through private funding, on 68.9 acres of currently undeveloped, privately-owned property that would be purchased or leased by SpaceX. In addition, a new underground power line would be installed in the Right-of-Way of State Highway 4 from the control center area to the vertical launch area.

### **ES.2.1 Operational Activities**

All Falcon 9 and Falcon Heavy launches would be expected to have commercial payloads, including satellites or experimental payloads. In addition to standard payloads, the Falcon 9 and Falcon Heavy may also carry a capsule, such as the SpaceX Dragon capsule. The Falcon 9 and Falcon Heavy use liquid fuels including liquid oxygen (LOX) and rocket propellant-1 (RP-1). Within the 12 launch operations per year, SpaceX may elect to have permitted launches of smaller reusable suborbital launch vehicles from this

proposed site. A reusable suborbital launch vehicle could consist of a Falcon 9 Stage 1 tank. All launch trajectories would be to the east over the Gulf of Mexico. The majority of launches would be conducted between the hours of 7:00 a.m. and 7:00 p.m. However, there could be one nighttime launch per year. All launch operations, including pre-flight activities (e.g., mission rehearsals and static fire engine tests), would be conducted under the control of SpaceX and FAA, and in accordance with the LOA from Houston ARTCC.

As part of the licensing and permitting process, SpaceX must implement a plan (i.e., Security Plan) that defines the process for ensuring that any unauthorized persons, vessels, trains, aircraft, or other vehicles are not within the hazard area. The Security Plan must include safety and security personnel for each launch operation and roadblocks and other security checkpoints. SpaceX also must develop and implement agreements and plans with local authorities whose support is needed to ensure public safety during all launch processing and flight, in accordance with 14 CFR §417.111. The Security Plan will describe the procedures for securing the closure area, thus limiting public access in the area on the day of a launch operation. The closure area would include areas along State Highway 4, on Boca Chica Beach, and offshore areas. SpaceX would coordinate with U.S. Customs and Border Protection, Cameron County; Cameron County and State of Texas law enforcement agencies; the City of Brownsville; the City of South Padre Island; NPS; Palo Alto Battlefield National Historic Park; U.S. Fish and Wildlife Service (USFWS), Lower Rio Grande Valley National Wildlife Refuge (NWR); Texas Parks and Wildlife Department (TPWD); Texas General Land Office (TGLO); Texas Department of Transportation (TxDOT), and U.S. Coast Guard (USCG).

SpaceX proposes to limit public access at two pre-defined checkpoints on State Highway 4 to ensure that unauthorized persons remain out of the FAA-approved hazard area. The two checkpoints include a soft checkpoint on State Highway 4, just west of the U.S. Customs and Border Protection checkpoint (approximately 14–16 miles west of the State Highway 4 terminus at Boca Chica Beach). Government personnel, SpaceX personnel, emergency personnel, and anyone with property beyond this soft checkpoint could pass, but the general public would be denied access. The second checkpoint would be a hard checkpoint, just west of the control center area, which is a “no pass” area determined by an FAA-approved hazard area. No one would be permitted to pass by this hard checkpoint during launch operations.

The proposed closure area was developed in consultation with the USFWS and NPS due to the presence of the Lower Rio Grande Valley NWR and the Palmito Ranch Battlefield NHL. In addition to including the FAA-approved hazard area, the proposed closure area includes the entire NWR and NHL, because the USFWS and NPS expressed concern over potential public intrusion in these sensitive areas during launch operations.

The closures would last up to 15 hours on a launch day, with 6 hours being the typical closure time for a nominal launch. The 15-hour closure period allows for potential aborts and contingencies. A closure for a wet dress rehearsal or static fire engine test would be shorter than a closure for a launch. Closures for a wet dress rehearsal or static fire engine test would typically be 3 hours or less. The total number of closures and closure hours for wet dress rehearsals, static fire engine tests, and actual launches would

fall within SpaceX's proposed 12 launch operations per year or annual maximum of 180 hours of closure per year.

During a closure, monitoring would be done by vehicle along existing roads including State Highway 4, as well as by video surveillance (e.g., high definition video camera with zoom lenses placed well above ground level on the water tower and/or lightning towers). SpaceX and law enforcement would monitor the area to the east of the checkpoints to ensure that the area is clear. Unless there is an emergency, SpaceX would not conduct ground sweeps in adjacent TPWD or USFWS land. Only in the case that video surveillance is insufficient would other monitoring methods be used such as:

- unmanned aerial surveillance (no more than two unmanned vehicles at the same time),
- manned aerial surveillance (one fixed-wing aircraft with flight time less than 30 minutes at an altitude of less than 1,000 feet [ft]),
- beach sweeps using ground vehicles suitable for beach travel (e.g., one all-terrain [ATV] or one sport utility vehicle [SUV]), or
- USCG vessel.

On the day of a launch operation, the Boca Chica Beach would be closed to the public from the Brownsville Shipping Channel south to the U.S./Mexico border on the Gulf Coast. The Brownsville Shipping Channel would not be affected by the closure. As necessary, SpaceX would monitor the beach area using video surveillance, an ATV or SUV, or small unmanned aerial vehicle to ensure that the area is clear before a launch operation. Small unmanned aerial vehicles are approximately 3 ft in diameter and are quiet. The beach closure for launch day would last up to 15 hours, but would typically be 3 hours or less for a wet dress rehearsal or static fire engine test. The Security Plan also would include a process for clearing offshore areas. This process would include coordinating with the USCG, issuing Notice to Mariners, and clearing the offshore area in order to ensure public safety. The USCG could conduct a boat patrol to sweep the offshore area to make sure the area is clear; this would continue to take place until SpaceX is ready to load propellant to the vehicle (approximately 3 hours prior to launch). If necessary, a final sweep of the closure areas by manned fixed-wing aircraft or unmanned aerial vehicle could be implemented at this time to ensure the areas are clear.

After the launch operation is completed, SpaceX and the FAA would notify law enforcement when the area has been deemed safe. Individuals needing to conduct nesting sea turtle beach patrols (e.g., Sea Turtle Inc.) would be given one hour to check the beach for sea turtle nests prior to the beach being re-opened for the general public. After completion of the sea turtle patrols, the checkpoints would be raised and the area would be re-opened for the public.

## **ES.2.2 Construction Activities**

The proposed vertical launch area is located at the eastern terminus of Boca Chica Boulevard (State Highway 4), in a sparsely populated coastal area off the Gulf of Mexico, approximately 3 miles north of the U.S./Mexico border. The vertical launch area is currently privately-owned and is leased by SpaceX. The approximate 56.5-acre property is completely undeveloped and consists of 25.43 acres of

jurisdictional wetlands and 31.07 acres of sporadically vegetated sand dunes. The area surrounding the proposed vertical launch area is primarily used for recreational purposes.

Development of the proposed vertical launch area at this location would only occur within 20 acres of the entire 56.5-acre property. The rest of the property would remain open space. Construction at this location for the proposed vertical launch area would generally involve placing fill material to elevate land levels enough to avoid frequent flooding. Fill material would be sourced from on-site whenever possible. All on-site material would come from within the 20-acre project area. If necessary, additional clean fill material would be sourced from the local region. In addition, most of the larger facilities and those that must support heavy loads would be required to have pilings driven to support the facilities. Proposed facility and infrastructure construction at the vertical launch area would include the following:

- Integration and Processing Hangar
- Launch pad and stand with its associated flame duct
- Water tower
- Lightning protection towers (four total)
- Retention basin for deluge water
- Propellant storage and handling areas
- Workshop and office area
- Warehouse for parts storage
- Roads, parking areas, fencing, security, lighting, and utilities

The command and control functions for a launch are required to be conducted at a safe separation distance from the actual launch site, which is approximately 2 miles away. As a result, the proposed control center area is approximately 2 miles west from the vertical launch area and north of Boca Chica Boulevard.

The proposed control center area consists of three parcels north of Boca Chica Boulevard and west of the proposed vertical launch area, which are all privately-owned. Only one of these parcels has existing infrastructure consisting of a concrete pad (a former swimming pool). Boca Chica Village, a small residential subdivision with a transient population, is adjacent to the three parcels that comprise the proposed control center area. The area surrounding the proposed control center area is primarily used for recreational purposes. The 4.0-acre Parcel 1 is located the furthest from the proposed vertical launch area and is bounded on the southeastern side by Boca Chica Boulevard and the southwestern side by Remedios Avenue.

The 4.4-acre Parcel 2 is bounded on the southeastern side by Boca Chica Boulevard, the southern end is bounded by San Martin Boulevard, and the northwestern side is bounded by Esperson Street.

The 4.0-acre Parcel 3, which is the closest to the proposed vertical launch area, is located northeast of Eichorn Boulevard. Proposed facility and infrastructure construction at the control center area would include the following:

- Two launch control center buildings
- Two payload processing facilities

- Launch vehicle processing hangar
- Two radio frequency transmitter/receivers
- Generators and diesel storage facilities
- Roads, parking areas, fencing, security, lighting, and utilities
- A satellite fuels storage facility

Construction at this location would generally involve grading to level the land. As a result, additional land areas inside the proposed fence lines could be disturbed at some point.

### **ES.2.3 Personnel Levels**

Approximately 30 full-time SpaceX employees/contractors would be present on-site at the vertical launch area and/or control center area in 2016. Full-time SpaceX employees/contractors are anticipated to work a single shift, between the hours of approximately 8:00 a.m. – 5:00 p.m. On a per-mission basis, launch campaigns (i.e., preparation for and conducting of a launch event) would be expected to last up to 2 weeks. During a launch campaign, an additional 100 local or transient workers would be working at the vertical launch area and/or control center area. During launch campaigns, the additional workers could work extended hours; however, 2 days prior to launch, full-time SpaceX employees/contractors and the local or transient workers would need to be on-site for up to 24 hours per day. Staffing on-site would return to normal levels (approximately 30 full-time SpaceX employees/contractors) within a day or two after the actual launch. By 2025, it is expected that there would be 150 full-time SpaceX employees/contractors working on-site. The EIS includes the full scope of facilities that would be necessary to support proposed operations at the launch site. At this time, it is not anticipated that there would be a need for expansion of facilities for the phased increase in workforce through 2025. However, if additional facilities are proposed in the future, a supplemental analysis would need to be prepared to address the potential impacts.

### **ES.3 NO ACTION ALTERNATIVE**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. Thus, SpaceX would not construct the proposed control center and vertical launch areas. For those parcels of land that SpaceX owns or leases, SpaceX could use the land at its discretion, in compliance with all applicable Federal, state, and local laws and regulations. The FAA is not aware of any defined SpaceX plans to develop the parcels of land that it owns or leases, if FAA does not issue the launch licenses and/or experimental permits as described above. For this EIS, it is assumed SpaceX would leave the property undeveloped for the foreseeable future.

### **ES.4 PUBLIC INVOLVEMENT**

The FAA follows NEPA, the CEQ Regulations for Implementing the Procedural Provisions of NEPA (40 CFR §1506.6), and FAA Order 1050.1E, which directs agencies to involve the public in preparing and implementing their NEPA procedures. The FAA provided opportunities for the public to give input on the proposed project through the public scoping period in May 2012 and again in the public comment

period for the Draft EIS in May 2013. The FAA has also worked closely with the cooperating agencies and consulting agencies in the preparation of this EIS.

#### **ES.4.1 Public Scoping**

The FAA provided several notifications of its intent to prepare an EIS and conduct scoping. Scoping for the development of the EIS began with the publication of the Notice of Intent (NOI) in the *Federal Register* on April 10, 2012 (77 FR 21619-21620). In the NOI, the FAA invited the participation of Federal, State, and local agencies, Native American tribes, environmental groups, citizens, and other interested parties to assist in determining the scope and significant issues to be evaluated in the EIS.

Advertisements were placed in the following newspapers a week before the scoping meeting for three consecutive days: *The Brownsville Herald*, *Valley Morning Star*, and *El Bravo* (in Spanish). Advertisements announced the FAA's intent to prepare an EIS; the dates, times, and location for the scoping meeting; and five ways for the public to provide comments.

Notification and coordination letters were sent to Federal, State, and local agencies; elected officials; American Indian Tribes; and special interest groups that the FAA determined would most likely be interested in the Proposed Action.

A public scoping meeting was held to solicit input from the public on potential issues that may need to be evaluated in the EIS. The scoping meeting was held on May 15, 2012, from 5:00 p.m. to 8:00 p.m., at the International Technology, Education and Commerce Center, located at 301 Mexico Boulevard, Suite G-1, Brownsville, Texas. The meeting format included an "open house" workshop. The "open house" format created a comfortable atmosphere for attendees – one in which they could speak individually with FAA and SpaceX representatives. During the scoping meeting, FAA and SpaceX project team representatives (i.e., FAA personnel, SpaceX personnel, and support contractors) were available to explain the proposed project and alternatives, answer questions about the project, and describe the environmental impact analysis process and related time line. Two Spanish-speaking project team representatives were available at the scoping meetings to aid in the discussions and help translate project information to Spanish speaking community members. Poster displays located throughout the open house provided information on the NEPA and Areas of Analysis, Proposed Action and Alternatives, Licensing and Permitting Process, SpaceX information, and the Public Involvement Process. In addition to poster displays, a video was provided by SpaceX during the open house workshop. The FAA provided an informational overview presentation from 6:00 p.m. to 6:15 p.m., followed by a public comment period from 6:15 p.m. to 8:00 p.m.

A total of 519 individuals signed in at the meetings, including Federal and State elected officials, the media, city government agencies, local community planning groups, and local school representatives. The public comment portion of the meeting from 6:15 p.m. to 8:00 p.m. allowed participants who signed up to offer a 3-minute statement. A stenographer captured these oral comments verbatim. The meeting yielded 52 oral comments, while scoping overall yielded a total of 588 comments, resolutions, and letters. Most comments expressed general support for the proposal. Several elected officials and local community leaders expressed their support for the Proposed Action. The primary issues raised during scoping consisted of socioeconomic benefits to Brownsville and nearby communities; potential



unavoidable impacts to pristine, sensitive habitat and the species that depend on it; potential impacts to cultural resources nearby; and impacts to property values and quality of life in Boca Chica Village. To a lesser extent, scoping comments focused on increased traffic on State Highway 4, noise, and the evaluation of cumulative effects.

#### **ES.4.2 Draft EIS Public Comment Period**

A Notice of Availability (NOA) of the Draft EIS was published in the *Federal Register* on April 19, 2013 (FAA 2013a; Appendix A). The NOA described the Proposed Action, provided the public hearing date and time (May 7, 2013 from 5:00 p.m. to 8:00 p.m.), informed the public on how to obtain a copy of the Draft EIS, and initiated the public comment period. Copies of the Draft EIS were distributed the week of April 8, 2013. Advertisements were published in area newspapers one week before the public hearing for three consecutive days. Flyers were also posted in Boca Chica Village and library bulletin boards.

The FAA also sent notification letters, e-mails, and compact discs (CDs) containing the Draft EIS to individuals; Federal, State, and local agencies; elected officials; and various interest groups that were part of the mailing list compiled during the scoping period. In addition, the FAA mailed CDs of the Draft EIS to the following American Indian tribes: the Chairman of the Apache Tribe of Oklahoma, the Chairman of the Comanche Nation of Oklahoma, the Tribal Historic Preservation Officer of the Kiowa Tribe of Oklahoma, the President of the Mescalero Apache Tribe, and the President of the Tonkawa Tribe of Oklahoma.

On May 7, 2013, from 10:00 a.m. to 12:00 p.m., the FAA conducted an agency meeting at the Brownsville Economic Development Council Boardroom. The agency meeting was attended by representatives from the U.S. Environmental Protection Agency (EPA) Region 6, TPWD, USFWS, USACE, TGLO, NPS, Advisory Council on Historic Preservation (ACHP), and the Texas Historical Commission (THC). The FAA held a public hearing in an open house format with poster displays and factsheets, followed by a short presentation and a formal public comment period in Brownsville, TX on May 7, 2013. Copies were also available on the FAA website:

[http://www.faa.gov/about/office\\_org/headquarters\\_offices/ast/environmental/nepa\\_docs/review/documents/progress/spacex\\_texas\\_launch\\_site\\_environmental\\_impact\\_statement/](http://www.faa.gov/about/office_org/headquarters_offices/ast/environmental/nepa_docs/review/documents/progress/spacex_texas_launch_site_environmental_impact_statement/).

Attendees were encouraged to write their comments using a comment form included in the factsheet or to provide verbal comments to a court reporter. A total of 539 individuals signed in at the hearing, including Federal and State elected officials, the media, city government agencies, local community planning groups, and local school representatives.

The Draft EIS was made available for review by all stakeholders, including Federal, State, and local government agencies, special interest groups, and private citizens interested in the Proposed Action. The Draft EIS public comment period allowed the public to consider the analysis provided in the Draft EIS and ask questions or provide comments to FAA. The public was provided several ways to comment on the Draft EIS: 1) Provide written or verbal comments at the public hearing; 2) Submit comments via email to [faaspacexeis@cardnotec.com](mailto:faaspacexeis@cardnotec.com); 3) Fax comments to (410) 990-0455; or 4) Mail written

comments to Ms. Stacey M. Zee, Environmental Specialist, Federal Aviation Administration, SpaceX EIS, c/o Cardno TEC, Inc. - 275 West Street—Suite 110, Annapolis, MD 21401.

On May 20, 2013, the EPA Region 6 requested a 21-day extension of the review period ending Monday, June 24, 2013. On June 11, 2013, the FAA published a formal notice of the comment period extension in the *Federal Register* and informed agencies and public stakeholders.

During the public comment period, the FAA received a total of 337 comments. Comments were received from 4 Federal agencies, 3 State agencies, 7 local agencies, 5 elected officials, 24 non-government agencies, and 294 individuals. All comments received during the Draft EIS comment period between April 19, 2013 and June 24, 2013 are included in Volume III, *Comments on the Draft EIS*. The FAA assessed and considered public and agency comments on the Draft EIS both individually and collectively. Due to the large number of comment submittals (letters, e-mails, comment forms, public hearing transcripts) that were received and the similarity of many comments, the FAA elected to categorize and group similar comments for response. The comment summaries and responses can be found in Appendix A, *Public Involvement*. Where comments led to modifications in the EIS, the response briefly describes the change and identifies the section of the EIS where the change can be found.

## **ES.5 OTHER ENVIRONMENTAL REQUIREMENTS**

Preparation of this EIS, public review and comment, and issuance of a Record of Decision (ROD) would fulfill the FAA's requirements under NEPA. However, if the FAA decides to issue launch licenses and/or experimental permits to SpaceX, acquisition of other permits under other regulations would also be required, including, but not limited to, the following:

- Air quality permit(s) issued by the Texas Commission on Environmental Quality (TCEQ) for air emission sources (Texas Clean Air Act [CAA])
- Section 404 (Clean Water Act [CWA]) and Section 10 (Rivers and Harbors Act) permits issued by USACE for structures work and the discharge of dredge and/or fill of waters of the U.S. including wetlands
- Permits issued by the TGLO for coastal construction (Coastal Zone Management Act [CZMA], Texas Open Beaches Act, and the Dune Protection Act)
- Texas Pollutant Discharge Elimination System (TPDES) permit issued by TCEQ for water pollutant discharges (CWA)
- Construction permit issued by Cameron County for construction in the floodplain (EO 11988, U.S. Department of Transportation (DOT) Order 5650.2, and the National Flood Insurance Program)
- Utility permits issued by the TxDOT for installation of utility lines
- Permit issued by the Cameron County Department of Health and Human Services for the design and operation of a septic system

## **ES.6 SUMMARY OF POTENTIAL ENVIRONMENTAL EFFECTS**

Twelve resource areas were considered to provide a context for understanding and assessing the potential environmental effects of the Proposed Action including compatible land use (including farmlands and coastal resources); Section 4(f) properties; noise; light emissions and visual impacts;

historical, architectural, archaeological, and cultural resources; air quality; water resources (including surface waters, groundwater, wetlands, floodplains, and Wild and Scenic Rivers); biological resources (including fish, wildlife, and plants); hazardous materials, pollution prevention, and solid waste; socioeconomics, environmental justice, and children's environmental health risks and safety risks; natural resources and energy supply; and secondary (induced) impacts. Additional resource areas were also considered including airspace, health and safety, and ground traffic and transportation. For each resource area discussed in this EIS, the Region of Influence (ROI) was determined. The ROI describes the area that could be affected by the Proposed Action and the No Action Alternative. The environmental consequences associated with the Proposed Action and the No Action Alternative were analyzed for the appropriate ROI for each resource area. The description of impacts is separated into construction-related and operations-related impacts. Table ES.6-1 provides a summary of potential environmental impacts from the Proposed Action and the No Action Alternative.

**Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative**

Resource Area	Proposed Action	No Action Alternative
Compatible Land Use (Including Farmlands and Coastal Resources)	<p><b>Construction:</b> Construction of the proposed vertical launch and control center areas would change land uses from rural residential and recreational to developed, mixed use. Since Cameron County does not have a land use plan or zoning in unincorporated areas, changes from undeveloped, private land to mixed-use private land does not violate local land use ordinances. There would be no significant impacts related to compatible land use, including farmlands or coastal resources.</p> <p><b>Operations:</b> Farmlands would not be affected by the Proposed Action. The Proposed Action would be consistent with the Texas Coastal Management Program; therefore, there would be no significant impacts on coastal resources. There would be significant impacts to land use compatibility as a result of increased personnel working on-site, traffic and noise that would occur from proposed operational activities and from increased noise during launches, particularly to Boca Chica Village (a residential area) and the surrounding parks, cultural resources, and National Wildlife Refuges (considered sensitive noise receptors). Noise impacts to up to 35 households in Boca Chica Village would be considered significant during a nighttime launch of the Falcon 9 and Falcon Heavy. Public access to Boca Chica Beach, Boca Chica State Park, Lower Rio Grande Valley NWR, and Brazos Island State Park would be closed for safety and security reasons during launch operations for up to 15 hours per launch; a maximum of 180 hours per year. As of May 24, 2013, House Bill 2623 was signed by Governor Rick Perry to amend the Texas Natural Resources Code Chapter 61 (Sec. 61.132) to allow for the TGLO and/or the Cameron County Commissioners Court to temporarily close a public beach and beach access for space flight activities, including launches. However, if the primary launch date falls on the major summer holidays of Memorial Day, Fourth of July, Labor Day, and/or summer weekends between Memorial Day and Labor Day weekends, additional approval from the TGLO would be required. The legislation also allows for a Memorandum of Agreement between the TGLO and Cameron County to further define specific requirements for beach and access closure requests, approvals, and related public notices.</p>	No impacts would occur

**Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative**

Resource Area	Proposed Action	No Action Alternative
Section 4(f) Properties	<p><b>Construction:</b> The FAA has determined that construction of the vertical launch and control center areas would not result in a physical use or constructive use of a Section 4(f) property. The FAA analyzed the impacts of the temporary occupancy of the NWR property after the USFWS claimed ownership of the State Highway 4 Right-of-Way (ROW) leading to the control center area and between the control center and vertical launch areas after publication of the Draft EIS. The FAA concluded the underground installation of the power and data lines in State Highway 4 ROW would be a <i>de minimis</i> impact, as it would not adversely affect the activities, features, or attributes that qualify the NWR for protection under Section 4(f) (49 U.S.C. §303(d)). Underground installation minimizes harm to the property, and areas of disturbance would be returned to a condition which is at least as good as that which existed prior to the installation. The FAA documented its <i>de minimis</i> impact determination for the installation of power lines along State Highway 4 ROW to the USFWS in a letter dated December 23, 2013 (Appendix C). The THC concurred with the FAA's determination on April 22, 2013, and the TPWD concurred on April 17, 2013 (Appendix C). The USFWS and NPS did not concur with the FAA's determination that construction of the proposed vertical launch and control center areas would not constitute a constructive use; however, both agencies agreed to move forward with development of measures to minimize harm to the Section 4(f) properties in consultation with the FAA and other consulting parties participating in the Section 106 process.</p> <p><b>Operations:</b> Operations would not result in a physical use or constructive use of a Section 4(f) property. The FAA has determined that temporary closures of some Section 4(f) properties would not substantially reduce the use or enjoyment of the Section 4(f) properties, because impacts from closures during launches would be intermittent and temporary, and thus, would not constitute a constructive use of these properties. In accordance with FAA Order 1050.1E, the FAA consulted with the officials having jurisdiction over these Section 4(f) properties to determine whether the officials concur with FAA's determination that operation of the proposed vertical launch and control center areas would not constitute a constructive use of the properties (see Appendix C). The THC concurred with the FAA's determination on April 22, 2013, and the TPWD concurred on April 17, 2013 (Appendix C). The USFWS and NPS did not concur with the FAA's determination that operation of the proposed vertical launch and control center areas would not constitute a constructive use; however, both agencies agreed to move forward with development of measures to minimize harm to the Section 4(f) properties in consultation with the FAA and other consulting parties participating in the Section 106 process.</p>	No impacts would occur

Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative

Resource Area	Proposed Action	No Action Alternative
Noise	<p><b>Construction:</b> Intermittent construction noise would occur from proposed construction activities over 24 months at the vertical launch and control center areas. Construction would typically occur during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. Construction activities, including impact pile driver hammering, could potentially create multiple, individual noise sources. Occupational noise exposure prevention procedures, such as hearing protection, would be required at the construction sites to comply with all applicable Occupational Safety and Health Administration occupational noise exposure regulations. Significant impacts to community noise levels and to workers at the construction sites from proposed construction related activities are not anticipated.</p> <p><b>Operations:</b> Small increases in noise levels along State Highway 4 would be expected as a result of the operation of delivery trucks and other personnel vehicles. Operation of the facilities at the vertical launch and control center areas would typically occur during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. Significant impacts to community noise levels from proposed daily operations are not anticipated. Noise impacts to up to 35 households in Boca Chica Village would be considered significant during a nighttime launch of the Falcon 9 and Falcon Heavy. Launch operations such as mission rehearsals and static fire engine tests would generate lower noise levels than an actual launch event and therefore would not exceed the modeled noise. The sonic booms generated by these launch events would impact the ocean surface 40 miles off the coast and would not be audible on land; therefore, sonic booms would not produce any significant impacts in the surrounding areas.</p>	No impacts would occur
Light Emissions and Visual Impacts	<p><b>Construction:</b> Two sets of casual observers would be impacted by construction activities at both areas. The residents of Boca Chica Village would be impacted by the high visibility of construction equipment at both areas for extended periods of time. Visibility to travelers on State Highway 4 would be intermittent and for short periods of time. Impacts to both sets of casual observers from construction activities would be temporary, lasting only as long as construction activities were occurring. Impacts from light emissions that could occur during certain construction phases of the project would be minimized through compliance with the Lighting Management Plan to be approved by NPS and USFWS.</p> <p><b>Operations:</b> The proposed vertical launch and control center areas would likely have a significant impact on the visual resources of the ROI. A visual simulation of the vertical launch area from a point along State Highway 4 at the eastern end of the Palmito Ranch Battlefield NHL indicates a moderate to high degree of contrast between the vertical launch area water tower and lightning protection towers and the current setting. The daytime operations at the control center area would have no impact on the light emission in the area during the daylight hours. Nighttime launch operations, occurring only once per year, would result in considerably higher levels of light emissions than those currently present from Boca Chica Village.</p>	No impacts would occur

**Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative**

Resource Area	Proposed Action	No Action Alternative
Historical, Architectural, Archaeological, and Cultural Resources	<p><b>Construction:</b> Construction of the proposed vertical launch and control center areas would directly impact the historic integrity of the Palmito Ranch Battlefield National Historic Landmark (NHL) through visual impacts, including vertical construction of towers and lighting. The increased noise levels from the number of construction trucks may diminish the integrity of the quiet setting of the Palmito Ranch Battlefield NHL, which contributes to its significance. The increased noise levels would be short-term and temporary. To minimize the audible effects of the trucks, major truck-intensive efforts such as concrete pours could be scheduled during off-peak times. No significant archaeological resources were found during the survey of the vertical launch and control center areas. Through Section 106 consultation, all parties have agreed to execute a Programmatic Agreement (PA). The PA includes stipulations on the process for minimizing and mitigating adverse effects on historic properties. The Section 106 PA between the FAA, SHPO, NPS, USFWS, TPWD, ACHP, and SpaceX is included in Appendix C. The FAA will not issue the ROD until the PA has been fully executed and signed by all parties. The FAA will append the fully executed PA to the ROD.</p> <p><b>Operations:</b> There would be a significant increase in noise compared to current conditions. However, high levels of noise produced during each launch would occur only during actual launch events and for a few minutes for each launch. The quiet setting of the historic properties would persist at all other times. Therefore, auditory effects to historic properties would be short-term and temporary. Mid-air launch vehicles would have no adverse visual effect to the integrity of the NHL because the entire NHL is within the soft checkpoint closure area so the movement of a launch vehicle above the landscape would not occur when public access to the NHL is available. Three historic properties within the 5-mile Area of Potential Effects (APE), the Cypress Pilings, Palmetto Pilings, and Palmetto Pilings Historical Marker may be physically damaged from vibrations caused by high noise levels from a Falcon vehicle launch. Small increases in noise levels along State Highway 4, the north boundary of the NHL, would be expected as a result of the operation of delivery trucks and personnel vehicles. Increased noise levels typically would be greatest during commuting hours, although these periods would be of relatively short duration. Therefore, noise from average daily operations traffic would not result in adverse effects to the setting of the NHL. Through Section 106 consultation, all parties have agreed to execute a PA. The Section 106 PA between the FAA, SHPO, NPS, USFWS, TPWD, ACHP, and is included in Appendix C. The PA includes stipulations on the process for minimizing and mitigating adverse effects on historic properties.</p>	No impacts would occur

Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative

Resource Area	Proposed Action	No Action Alternative
Air Quality	<p><b>Construction:</b> The construction impacts on air quality would not be significant. The estimated emissions from construction of the vertical launch and control center areas represent extremely small percentages of the Cameron County regional emissions and would not cause an exceedance of any National Ambient Air Quality Standards (NAAQS).</p> <p><b>Operations:</b> The operational impacts from the Proposed Action on air quality would not be significant. The operational emissions for the proposed vertical launch and the control center areas represent extremely small percentages of the Cameron County regional emissions and would not cause an exceedance of any NAAQS.</p>	No impacts would occur
Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)	<p><b>Construction:</b> The Proposed Action would result in approximately 6.19 acres of wetland impacts including: the direct impact to approximately 3.34 acres of wetlands and the indirect impact to approximately 2.85 acres of wetlands. SpaceX has been working with the USACE to obtain a Section 404 CWA individual permit, which has required additional efforts to avoid and minimize wetland impacts and has resulted in a reduction of potential wetland impacts to 3.90 acres. SpaceX's compensatory mitigation plan proposes to preserve wetlands at a ratio of ten times the amount of wetlands impacted. Adverse impacts to surface water, groundwater resources, groundwater quality, and wetlands are expected to be less than significant if appropriate mitigation measures are implemented. There are no impacts to Wild and Scenic Rivers due to construction because the section of the Rio Grande deemed wild and scenic is over 400 miles west of the vertical launch and control center areas. The proposed vertical launch and control center areas would be located entirely within the 100-year floodplain. Approximately 4.22 acres of floodplain Zone V10 would be filled in the proposed vertical launch area and approximately 4.37 acres of Zone A8 would be filled in the western portion of the vertical launch area. Approximately 12.4 acres of Zone A8 would be filled in the control center area. Based on the expected notable adverse impacts on some of the natural and beneficial floodplain values, the Proposed Action would result in a significant floodplain encroachment per DOT Order 5650.2.</p> <p><b>Operations:</b> Operation of the vertical launch and control center areas would not result in additional impacts to surface water, groundwater resources, groundwater quality, wetlands, or floodplains. The Stormwater Pollution Prevention Plan (SWPPP) would implement the use of Best Management Practices (BMPs) during operation, which would prevent further impacts. Adherence to the Spill Prevention, Control, and Countermeasures Plan (SPCCP) and the Hazardous Materials Management Plan would reduce the potential for adverse impacts to water resources. There would be no impacts on a wild and scenic river; the closest segment of a wild and scenic river is over 400 miles away from the project area.</p>	No impacts would occur



Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative

Resource Area	Proposed Action	No Action Alternative
Biological Resources (Fish, Wildlife, and Plants)	<p><b>Construction:</b> A total of 15.74 acres of upland habitat and 3.34 acres of wetland habitat would be removed as a result of the construction of the proposed vertical launch and control center area facilities and infrastructure. The construction of buildings and roads at the vertical launch area would cut off the tidal influence to 2.85 acres of wetland. These indirect wetland impacts are comprised of 2.54 acres of high marsh vegetated wetlands and 0.31 acre of unvegetated wetland salt flats. These vegetation impacts would not be significant. Noise and human disturbance from construction activities may temporarily displace wildlife species from the project areas. However, it is expected that wildlife species would move to suitable habitat in the vicinity and would not be significantly impacted by short-term construction activities. In addition, with implementation of Special Conservation Measures (SCMs) (e.g., pre-, during, and post-construction surveys for migratory birds and developing an Avian Monitoring Plan) there would be no significant impacts to wildlife from proposed construction activities. Conclusions of consultation with USFWS on special status species are discussed below under Operations.</p> <p><b>Operations:</b> Daily operations would not include disturbance to vegetation; therefore, there would be no significant impacts to vegetation with implementation of the Proposed Action. With implementation of proposed SCMs (e.g., pre- and post-launch surveys for special-status species and migratory birds, developing an Avian Monitoring Plan, and a Lighting Management Plan), there would be no significant impacts on wildlife species (including state-listed wildlife species and migratory birds) as a result of the Proposed Action. In accordance with Section 7 of the Endangered Species Act (ESA), the FAA prepared a Biological Assessment (BA) and entered into formal consultation with the USFWS to address potential impacts to ESA-listed species, species proposed for listing, and critical habitat. Based on the analysis presented in the BA, the FAA determined that the Proposed Action may affect, is likely to adversely affect the following species: piping plover and its critical habitat, red knot, northern aplomado falcon, Gulf Coast jaguarundi, ocelot, and Kemp's ridley, hawksbill, leatherback, loggerhead, and green sea turtles. The FAA determined that the Proposed Action may affect, is not likely to adversely affect the West Indian manatee. Consultation with the USFWS was completed with their issuance of a Biological and Conference Opinion (BCO) on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to any species and no adverse modification to designated piping plover critical habitat with construction and operations of the Proposed Action. The BCO specified non-discretionary Reasonable and Prudent Measures that are necessary to minimize impacts to listed species (i.e., amount or extent of incidental take) and critical habitat. The BCO also specified discretionary Conservation Recommendations that are intended to avoid or minimize adverse effects of a proposed action on listed species and critical habitat. The FAA commits to implementing the Reasonable and Prudent Measures and the Terms and Conditions outlined in the BCO to minimize potential impacts on ESA-listed species and critical habitat. The BCO is provided in Appendix G.</p>	No impacts would occur

**Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative**

Resource Area	Proposed Action	No Action Alternative
Hazardous Materials, Pollution Prevention, and Solid Waste	<p><b>Construction:</b> Construction activities would require the use of hazardous materials, such as diesel fuel, gasoline, and propane to fuel the construction equipment; hydraulic fluids, oils and lubricants; welding gases, paints, solvents, adhesives, and batteries. Implementation of appropriate handling and management procedures, hazardous materials, hazardous wastes, and solid wastes generated during the construction of the vertical launch and control center areas would limit the potential for impacts. Therefore, there would be no significant impacts to the environment.</p> <p><b>Operations:</b> Operations at both the vertical launch and control center areas would use products containing hazardous materials, including paints, solvents, oils, lubricants, acids, batteries, surface coating, and cleaning compounds. Hazardous materials such as propellants, chemicals, and other hazardous material payload components would be transported to the facilities in accordance with DOT regulations. Implementation of appropriate handling and management procedures for hazardous materials, hazardous wastes, and solid wastes generated during the operation of the vertical launch area (including launches) and control center area would limit the potential for impacts. Therefore, there would be no significant impacts to the environment.</p>	No impacts would occur
Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks	<p><b>Construction:</b> Construction would have a beneficial impact on the ROI economy through direct spending and would generate economic activity that would lead to indirect job creation in areas such as the accommodation and food services and retail trade sectors. Construction activities would not be expected to result in significant impacts to the housing market. Additionally, the Proposed Action would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education services. Changes to the viewshed from State Highway 4 would affect all viewers equally and would not result in disproportionate impacts to environmental justice populations. The Proposed Action would not negatively affect children's environmental health and safety. Construction of the control center area would have negative visual impacts on residents of Boca Chica Village.</p> <p><b>Operations:</b> Operational activities would not be expected to result in significant effects to the housing market or population in-migration. Population growth due to operation activities would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education. While effects on property values cannot be quantified, potential effects to quality of life for Boca Chica Village residents can be qualitatively described. Operation of the Proposed Action would change the noise environment, visual viewshed, nighttime light emissions, traffic, and numbers of people in the vicinity. These changes would affect how Boca Chica Village residents experience their neighborhood; however, this would not be considered a disproportionate impact to environmental justice populations, or to the environmental health and safety of children.</p>	No impacts would occur

Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative

Resource Area	Proposed Action	No Action Alternative
Natural Resources and Energy Supply	<p><b>Construction:</b> The energy required for construction activities would predominantly be associated with operating construction equipment and generators, which would require the supply of gasoline and diesel fuels. Construction may also have a minimal requirement for single-phase electrical power. No significant impact to the energy supply is anticipated as a result of construction. There would be a substantial requirement for aggregate (mineral materials such as sand and/or stone used in making concrete). It is anticipated the region surrounding Brownsville would have sufficient supply of aggregate to meet the requirements for the Proposed Action without impacting the availability for other uses in the area. The construction of the vertical launch and control center areas would not require significant quantities of groundwater. It is unlikely that the construction groundwater use would result in a significant impact in the region.</p> <p><b>Operations:</b> It is estimated the proposed vertical launch and control center areas would have a total maximum electrical load of 3,000 kilowatts per hour. In addition to electricity, energy supply requirements for operations would include various propellant fuels, as well as diesel and gasoline to fuel the ground equipment necessary for launch operations. All propellants would be provided by regional or national suppliers and would be transported to the vertical launch and control center areas by truck. No significant impact to the energy supply is anticipated as a result of operations. Groundwater would be potentially used for two primary uses: the supply of the deluge water for each launch and for personnel use at the vertical launch and control center areas. No significant impacts to municipal water supply in Brownsville, or groundwater supply in Cameron County, would occur as a result of the Proposed Action.</p>	No impacts would occur
Secondary (Induced) Impacts	<p><b>Construction:</b> Temporary impacts to the regional economy are anticipated due to construction of the vertical launch and control center areas; however, these would be short-term (approximately 24 months) and would not result in significant beneficial impacts to the economy. There would be no significant secondary impacts to public services.</p> <p><b>Operations:</b> The operation of the vertical launch and control center areas would result in temporary impacts to the local and regional economy during launch campaign periods due to increases in transient employees and visitors. There is the potential for secondary impacts to land use due to the potential for amenities such as hotels, restaurants, shopping, etc. which may be developed to accommodate the needs of employees and visitors during launches. However, there are no known specific future development activities that would be dependent on the Proposed Action. Under the Proposed Action, the operation of the vertical launch and control center areas are not anticipated to have significant secondary impacts to public services.</p>	No impacts would occur

## ES.7 CUMULATIVE IMPACTS

Cumulative impacts are defined by the CEQ in 40 CFR §1508.7 as:

The impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (Federal or non-Federal) or person undertakes such other actions.

The CEQ regulations further require that NEPA environmental analyses address connected, cumulative, and similar actions in the same document (40 CFR §1508.25).

The cumulative impact analysis for this EIS focuses on the incremental interaction the Proposed Action may have with other past, present, and reasonably foreseeable future actions, and evaluates cumulative impacts potentially resulting from these interactions. These past, present, and reasonably foreseeable future actions include the La Plaza at Brownsville Multi-modal facility, the Artisan at Port Isabel, Palmito Ranch Battlefield Viewing Platform, SH 550 Toll Road, the South Padre Island Second Access project, the Rio Grande Wind Farm project (Wind Farm), the Brownsville/South Padre Rail Line project, the port of Brownsville Liquefied Natural Gas (LNG) Facility, the STARGATE project, the Brownsville Liquid Handling Facility, the North Edinburg-Loma Alta 345 Kilovolt Transmission Line, and the Tenaska Natural Gas Electric Generation Facility.

The Proposed Action has been evaluated for cumulative impacts on compatible land use; Section 4(f) properties; noise; light emissions and visual impacts; historical, architectural, and cultural resources; air quality; water resources; biological resources; hazardous materials, pollution prevention, and solid waste; socioeconomics, environmental justice, and children's environmental health risks and safety risks; and natural resources and energy supply.

- **Compatible Land Use (Including Farmlands and Coastal Resources)** — When past, present, and reasonably foreseeable future projects are analyzed together with the Proposed Action, there would be cumulative changes to land use. The Brownsville/South Padre Rail Line and South Padre Island Second Access projects would involve converting land to transportation ROW; however, both projects include mitigation measures to minimize impacts. The STARGATE project has the potential to change land use near Boca Chica Village from vacant, residential to a non-residential use. The SH550 Toll Road and North Edinburg-Loma Alta Transmission Line projects also impact land use, but such impacts would not occur within the ROI for land use, and thus would not contribute to cumulative impacts. The proposed vertical launch area would change from vacant, undeveloped, open space, to a mixed-use facility. The proposed control center area would change from vacant, residential lots to a mixed-use facility. Since Cameron County does not have a land use plan or zoning in unincorporated areas, changes from undeveloped, private land to mixed-use private land does not violate local land use ordinances. The Proposed Action would significantly impact land use compatibility as a result of increased noise during launches. To the extent the potential compatible land use impacts from the proposed South Padre Island Second Access and Brownsville/South Padre Rail Line projects overlap with the Proposed Action's impacts, there would be cumulative impacts to land use within the surrounding communities. Since the Proposed Action would result in significant impacts related

to land use compatibility (from operational noise), any cumulative land use compatibility impacts would be significant.

- **Section 4(f) Properties** — The Wind Farm project has the potential to have impacts on visual resources, which in turn could affect a Section 4(f) property (namely the Palmito Ranch Battlefield NHL). The proposed wind turbines would be approximately 13 miles from the eastern end of the Palmito Ranch Battlefield NHL. There would be minimal visual impact to the Palmito Ranch Battlefield NHL because of the large distance to the Wind Farm. Although the Proposed Action operations would result in noise and visual impacts, as well as periodic brief closures of some Section 4(f) properties, the Proposed Action would not result in substantial impairment of any Section 4(f) property. Based on the minimal cumulative visual impact on the Palmito Ranch Battlefield NHL from the wind turbines, potential cumulative impacts are not expected to result in substantial impairment of any Section 4(f) property. The North Edinburg-Loma Alta Transmission Line may have a visual impact on the NHL associated with 145 ft tall structures required for the lines. Because the closest part of the transmission line (Loma Alta Substation) would be approximately 3 miles from the NHL within the industrial area along the north side of the Brownsville Ship Channel, the visual impact would not be expected to substantially impair the NHL and therefore be a constructive use under Section 4(f). This project would not impact any other Section 4(f) properties in the ROI. Therefore, potential cumulative impacts on Section 4(f) properties would not be significant.
- **Noise** — One reasonably foreseeable future project (Brownsville/South Padre Rail Line) could have noise impacts that could be cumulative with the Proposed Action. If the project is found to result in a significant increase in ambient noise levels, then appropriate abatement measures would be evaluated for incorporation into the project design where practicable. The Proposed Action would result in significant, but short-term and temporary, noise impacts. Hearing protection measures would be implemented to ensure the health and safety of Boca Chica Village residents. When the noise impacts of the Proposed Action are combined with potential noise impacts of the future project, there would be cumulative noise impacts. Since the Proposed Action's operational noise impacts would be significant, any potential cumulative noise impacts occurring during a launch would be considered significant.
- **Light Emissions and Visual Impacts** — Present and reasonably foreseeable future projects (SH550 Toll Road, South Padre Island Second Access, Wind Farm, Palmito Ranch Battlefield Viewing Platform, STARGATE, the Brownsville Liquid Handling Facility, the North Edinburg-Loma Alta 345 Kilovolt Transmission Line, and the Tenaska Natural Gas Electric Generation Facility) would have minimal or localized visual impacts. These projects would also produce incremental and localized increases in light emissions. Visual impacts that may be likely with the SH550 Toll Road, and the Tenaska Brownsville Generating Station are far removed and would not be additive with visual impacts of the Proposed Action. The North Edinburg-Loma Alta Transmission Line has the potential to have a visual impact on the Palmito Ranch Battlefield NHL that could be cumulative with the Proposed Action; however, information is not available to determine the extent of the impacts. The visual impacts and light emissions resulting from construction of the

vertical launch area would be considered significant. Mitigation measures would be implemented to mitigate impacts to visual resources. When the visual and light emissions impacts are combined with the potential for visual and light emissions impacts of the future projects, there would be a cumulative impact on visual resources and light emissions. Since the Proposed Action would result in significant impacts on visual resources, any cumulative visual impacts from the projects listed above would be considered significant.

- **Historical, Architectural, Archaeological, and Cultural Resources** — Of the past, present, or reasonably foreseeable future actions, three actions (Palmito Ranch Battlefield Viewing Platform, STARGATE, and the North Edinburg-Loma Alta Transmission Line) would have the potential for cumulative impacts to historical, architectural, archaeological, and cultural resources near the vicinity of the vertical launch and control center areas. A cultural resource survey completed for the Palmito Ranch Battlefield Viewing Platform determined that no NRHP-eligible archaeological sites would be impacted. A cultural resource study has not yet been conducted for STARGATE. The North Edinburg-Loma Alta Transmission Line may have an adverse visual effect on the NHL associated with 145 ft tall structures required for the lines. Because the closest part of the transmission line (Loma Alta Substation) would be approximately 3 miles from the NHL within the existing industrial viewshed of its location along the north side of the Brownsville Ship Channel, there might be a minor adverse visual effect. This impact may contribute minor cumulative impacts to the NHL. The transmission line project would not impact any other historic properties in the APE. Under the Proposed Action, construction of the vertical launch and control center areas would impact the setting and feeling of the Palmito Ranch Battlefield NHL. Three historic properties in proximity to the vertical launch area (Cypress Pilings, Palmetto Pilings, and Palmetto Pilings Historical Marker) could be impacted by vibrations from high noise levels, which could cause physical damage to structural features. Additionally, increasing numbers of visitors and traffic in the area may result in secondary induced impacts to the historic properties. The Section 106 PA between the FAA, SHPO, NPS, USFWS, TPWD, ACHP, and SpaceX is included in Appendix C. The PA includes stipulations on the process for minimizing and mitigating adverse effects on historic properties. When the impacts of the Proposed Action are considered in conjunction with the impacts of past, present and reasonably foreseeable future actions, the cumulative impacts to historical, architectural, archaeological, and cultural resources could likely be significant.
- **Air Quality** — The impacts to air quality from the implementation of the Proposed Action would be negligible. All areas surrounding the proposed vertical launch area and control center area are in attainment for criteria pollutants; thus, past and current projects have not impacted the air quality. The following projects could contribute to temporary or permanent air emissions in the ROI: La Plaza at Brownsville Multimodal Facility, Artisan at Port Isabel, South Padre Island Second Access, Wind Farm, Brownsville/South Padre Rail Line, and the Port of Brownsville LNG Facility, SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, Tenaska Brownsville Generating Station, and Brownsville Liquid Handling Facility. However, criteria pollutants associated with the Proposed Action's operational emissions, when combined with these other

projects, would be unlikely to result in noncompliance with the NAAQS and therefore would not be significant.

- **Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)** — Present and reasonable foreseeable future projects that have the potential to contribute to cumulative impacts on water resources in the ROI are the South Padre Island Second Access, Wind Farm, Palmito Ranch Battlefield Viewing Platform, and the Port of Brownsville LNG Facility. These projects have the potential to impact wetlands. Under the Proposed Action, there would be adverse impacts to surface waters, groundwater resources, groundwater quality, wetlands, and floodplains as a result of construction and operation. However, those impacts are expected to be less than significant with appropriate mitigation. Therefore, the Proposed Action when combined with past, present, and reasonably foreseeable future projects would result in cumulative impacts to wetlands. However, final project engineering designs submitted for State and Federal permits would include evaluation of alternatives and avoidance and minimization measures to reduce potential impacts to wetlands. In addition, appropriate wetland mitigation would be implemented to ensure no net loss of wetlands. Therefore, the cumulative impacts would not be considered significant. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, and the Tenaska Brownsville Generating Station may impact water resources, but would not contribute to impacts on water resources in the ROI and would not be cumulative with the Proposed Action.
- **Biological Resources (Fish, Wildlife, and Plants)** — There would be no significant impacts to vegetation with implementation of construction and operational activities under the Proposed Action. Construction and operational activities associated with the Proposed Action would not have significant impacts on the piping plover and its critical habitat, northern aplomado falcon, jaguarundi, ocelot, West Indian manatee, and sea turtles. With implementation of proposed SCMs and development of a Lighting Management Plan, there would be no significant impacts on wildlife species (including state-listed wildlife species and migratory birds) as a result of the Proposed Action. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA and was completed with the issuance of a BCO by the USFWS on December 18, 2013. The BCO concluded no jeopardy to any species and no adverse modification to designated piping plover critical habitat (refer to Appendix G). Reasonably foreseeable future projects (South Padre Island Second Access, Wind Farm, the Port of Brownsville LNG Facility, and STARGATE) in the region have the potential to cause negative impacts to sensitive wildlife species and habitat, including the same species that may be affected under the Proposed Action. If mitigation measures proposed for the present and reasonably foreseeable future projects, and the SCMs for the Proposed Action are implemented, cumulative impacts to biological resources would not be considered significant. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, and the Tenaska Brownsville Generating Station may impact biological resources, but would not contribute to impacts on biological resources in the ROI and would not be cumulative with the Proposed Action.

- **Hazardous Materials, Pollution Prevention, and Solid Waste** — The actions that would have the potential for cumulative impacts to hazardous materials, pollution prevention, and solid waste near the vicinity of the vertical launch and control center areas would be the Port of Brownsville LNG Facility, the SH550 Toll Road, the North Edinburg-Loma Alta Transmission Line, the Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility. The proposed site for the Port of Brownsville LNG Facility is across from the spoil area and has the potential for impacts to hazardous materials, pollution prevention, and solid waste. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, the Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility projects have the potential to result in hazardous materials or pollution impacts that may be cumulative with impacts of the Proposed Action, but specific information is not available to further assess these potential impacts. Assuming laws and regulations are adhered to and appropriate measures would be taken to avoid and minimize adverse impacts, cumulative impacts would not be significant. Under the Proposed Action, there would be an increase in the number of hazardous materials in the area of the vertical launch and control center areas. However, with the implementation of appropriate handling and management procedures, no significant impacts to the environment are expected. When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, cumulative impacts would not be significant.
- **Socioeconomics, Environmental Justice, and Children’s Environmental Health Risks and Safety Risks** — The Artisan at Port Isabel, SH550 Toll Road, South Padre Island Second Access, Wind Farm, the Port of Brownsville LNG Facility, the North Edinburg-Loma Alta Transmission Line, the Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility projects are anticipated to result in positive socioeconomic impacts to the area. These projects would likely generate construction jobs and permanent jobs along with associated spending that would benefit the ROI economy. The Port of Brownsville and supporting trucking and shipping industries would likely benefit and contribute to the economy of the ROI. These projects may result in new population with the potential to induce development that could have both beneficial impacts (jobs, tax revenue, and economic development) and adverse impacts (air quality and groundwater demand). The beneficial and adverse socioeconomic impacts of these projects within the ROI would be cumulative with the Proposed Action. Implementation of the Proposed Action would result in local construction expenditures, including construction wages, which would have a beneficial impact on the local economy through direct spending and would generate economic activity that could lead to indirect job creation in areas such as the accommodation and food services and retail trade sectors. Construction activities would not be expected to result in significant effects to the housing market. Additionally, the Proposed Action would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education services. The Proposed Action would not adversely affect children’s environmental health and safety. When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, positive impacts to socioeconomics would occur within the region, and there would be no impacts to children’s environmental health and safety risks.



- **Natural Resources and Energy Supply** — The Artisan at Port Isabel project is anticipated to require increases in electricity and water for residents. For the construction of the Artisan apartments, natural resources were expended in the form of lumber, aggregate, and fossil fuels (oil and gas), and those could be used for operations as well. It is anticipated that suppliers could accommodate these increases and no significant impacts would occur. Construction-related energy consumption for the South Padre Island Second Access project would be short-term in nature and could be offset by operational energy efficiencies gained through the use of an improved transportation facility over many decades. The project could improve fuel efficiencies as traffic moves from the existing roadway network to the new facility thereby improving traffic mobility across the project area. For the Wind Farm project, aggregate and fossil fuels would be used to build the foundations of the wind turbines and the offshore facilities. Construction-related energy consumption would be short-term. Upon completion, the project would contribute beneficial impacts to natural resources and energy supply by harnessing offshore wind resources to provide electrical generation capacity for current markets in Texas. The Port of Brownsville LNG Facility has the potential to have beneficial impacts to energy supply. The SH550 Toll Road would require the use of natural resources and energy supply for construction. Construction materials and fossil fuels would be used to build the expressway. Construction-related energy consumption would be short-term. The North Edinburg-Loma Alta Transmission Line, Tenaska Brownsville Generating Station Brownsville, and Liquid Handling Facility would require the use of natural resources and energy supply for construction. Construction-related energy consumption would be short-term. Upon completion, the projects would contribute long-term beneficial impacts to the energy supply by providing electrical generation and transmission capacity and hydrocarbon storage capacity for current and future markets in southern Texas. Under the Proposed Action, there would be an increase in consumption of fuel, oil, propellants, electricity, aggregate, water, and groundwater. It is anticipated that local, regional, and nationwide suppliers would be able to accommodate the increases in consumption of fuel, oil, propellants, electricity, and aggregate and no significant impacts would occur. Additionally, the groundwater supply would also be able to accommodate the increased consumption and drawdown with no significant impacts to the groundwater supply. When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, there would be a cumulative increase in the demand on natural resources and energy supply within the surrounding communities. The cumulative increases from the energy supply projects would offset some of the cumulative demand. Therefore, the cumulative impacts would not be considered significant.

## **ES.8 MITIGATION AND SPECIAL CONSERVATION MEASURES**

Mitigation measures that the FAA and SpaceX would implement to reduce or offset the potential environmental consequences of construction and operational activities include management plans and procedures, BMPs, and SCMs that would be implemented through construction and operation. Further measures may be considered in consultation with Federal and State agencies and implemented, if necessary.

Development of the specific plans and other BMPs during construction would be the responsibility of the contractor hired by SpaceX to construct the vertical launch and control center areas. The contractor would be required to apply the current construction industry BMPs in accordance with Federal requirements, TPDES permit requirements, and applicable regulations of the TCEQ. SpaceX would act in an oversight capacity to ensure that contractor performance meets these requirements.

Mitigation measures and SCMs are presented below in Table ES.8-1.

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Compatible Land Use (Including Farmlands and Coastal Resources)	<p>Closure of nearby beaches and State Highway 4 would be necessary to ensure safety and security during wet dress rehearsals, static fires, and launch operations. SpaceX has proposed measures to help offset impacts due to these closures, including the following:</p> <ul style="list-style-type: none"> <li>• SpaceX would become a Beach Guardian in the Adopt-a-Beach Program organized by the TGLO. SpaceX would adopt a 3-mile portion of Boca Chica Beach centered on the terminus of State Highway 4. At a minimum, SpaceX would: <ul style="list-style-type: none"> <li>○ Participate in the two annual cleanups organized by the TGLO</li> <li>○ Organize a minimum of one additional cleanup of Boca Chica Beach. This additional cleanup would involve the community as much as possible and include features, paid for by SpaceX, such as: <ul style="list-style-type: none"> <li>▪ Guest educational speakers to teach the community about such topics as the area's wildlife, the area's history, the sources of the debris on the beach, and how the cleanup benefits the beach. These speakers can come from several sources, including the Cameron County Parks and Recreation Department and the nearby universities.</li> </ul> </li> <li>○ Organize SpaceX personnel to teach the community about such topics as the space program, rocket engineering, and the site design characteristics that are intended to minimize environmental impact.</li> <li>○ Complete monthly cleanups of the beach, focusing on large pieces of litter. During each cleanup, SpaceX would record information about trash collected on data cards provided by the Adopt-A-Beach Program, and return the cards to TGLO.</li> <li>○ Participate in the Adopt-a-Highway, adopting the 2-mile portion of State Highway 4 west of its entrance to Boca Chica Beach, to keep the historic properties free from litter.</li> </ul> </li> </ul>
Section 4(f) Properties	<ul style="list-style-type: none"> <li>• Measures that would be implemented to reduce the impacts on Section 4(f) properties are similar to those described for Historical Architectural, Archaeological and Cultural Resources.</li> </ul>
Light Emissions and Visual Impacts	<p>Measures that would be implemented to reduce impacts on visual resources would include the following:</p> <ul style="list-style-type: none"> <li>• Prior to construction and operational activities, a Draft Lighting Management Plan would be provided to the NPS. The Final Lighting Management Plan would be approved by the NPS and USFWS and implemented prior to nighttime construction activities. Potential measures from the Lighting Management Plan, which SpaceX would adhere to include the following: <ul style="list-style-type: none"> <li>○ Where lighting is not essential for safety or security, timers would be installed to switch lights off in the evening. Where applicable and not a threat to security, motion-detector switches may be installed</li> <li>○ The size, type, and number of exterior lights would be minimized and would be restricted to low pressure sodium, to the extent practicable</li> <li>○ Directing, shielding, or positioning the lighting of the facilities to the extent possible (without decreasing safety and security) to minimize lateral light spread and decrease uplighting</li> </ul> </li> <li>• Using non-reflective material and light color, to the extent practicable, to disguise the facilities, the water tower, and the lightning protection towers, so they would blend in with the natural landscape, thus minimizing impacts within areas visible from the Palmito Ranch Battlefield NHL.</li> </ul>

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Historical, Architectural, Archaeological, and Cultural Resources	<p>The PA among the FAA, THC, NPS, ACHP, SpaceX, USFWS, and TPWD stipulates development of a Memorandum of Agreement to resolve adverse effects per 36 CFR Part 800. The following measures to avoid, minimize, or mitigate adverse effects may be considered and included in the Memorandum of Agreement:</p> <ul style="list-style-type: none"> <li>• Using non-reflective material and light color, to the extent practicable, to disguise the facilities, the water tower, and the lightning protection towers, so that they would blend in with the natural colors of the landscape</li> <li>• Documenting the Cypress Pilings (41CF117.1), the Pilings Camp Site (41CF117.2), and the Palmetto Pilings (no number) through mapping, high resolution photography, and detailed description, and conducting evaluative testing of the Pilings Camp Site.</li> <li>• Adding interpretive signage about the historic sites in this area</li> <li>• Orienting the flame duct east/southeast from the launch pad to direct the heat and combustion products and the initial sound blast away from the Cypress Pilings, the Pilings Camp Site, the Palmetto Pilings, and the Palmetto Pilings Historical Marker (no number)</li> <li>• Placing temporary construction barriers around the Palmetto Pilings Historical Marker during construction</li> <li>• Replicating and installing the missing stars and wreaths on the Palmetto Pilings Historical Marker</li> <li>• Conducting a vibration monitoring program to gather data on the effects of launches on the Palmetto Pilings Historical Marker and address any structural damage appropriately</li> <li>• Creating a website on the history of the Palmito Ranch Battlefield NHL</li> </ul> <p>In addition, an Unanticipated Discoveries Plan will be prepared to outline the processes to be followed when previously unknown cultural resources or human remains are discovered during construction or operation of the Proposed Action.</p>
Air Quality	<p>BMPs would address potential air quality impacts during construction or operations. The emission of any air pollutants as a result of ground disturbance, use of equipment, coatings application, or other construction activities would be controlled by incorporating the following BMPs: minimal idling of engines, watering of soils to be disturbed, water and dust abatement applied to dirt roads, use of low volatility coatings, and other recognized controls.</p>
Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)	<p>Mitigation measures that could be implemented to avoid and minimize impacts to water resources include the following:</p> <ul style="list-style-type: none"> <li>• Further modification of project design to avoid and minimize direct and indirect wetland impacts</li> <li>• Checking construction equipment daily for leaks of petroleum products, fuels, coolants, hydraulic fluids</li> <li>• Construction of on-site infrastructure to prevent downstream high water velocity erosion and to retain sediment</li> <li>• Construction of vegetated infiltration swales and bio-retention cells (rain gardens) with native plantings</li> </ul> <p>If a Department of the Army permit is authorized, it would be conditioned to require compensatory mitigation to offset the loss of function to waters of the U.S, resulting from the Proposed Action. Currently, SpaceX's compensatory mitigation plan proposes to preserve in-kind, high-quality wetlands at a ratio of ten times the amount of wetlands impacted by the Proposed Action. The mitigation site would either be conveyed to a State or Federal natural resource agency or held by a third-party in a perpetual conservation easement. In the event of a flood or storm event, SpaceX would implement flood control measures, which could include locating water-sensitive equipment, supplies, chemicals, etc. above flood level, and moving hazardous waste outside of the floodplain when substantial storms are imminent. The implementation of these measures would reduce the likelihood that a flood or storm event might result in loss of life, injury to persons, or damage to property or otherwise be considered a "critical action" as defined in EO 11988, Floodplain Management.</p>
Biological Resources (Fish,	<p>The following SCMs would be implemented as part of the Proposed Action to avoid and minimize the effects of proposed construction and operational activities associated with the vertical launch and control center areas on vegetation, including wetlands; wildlife,</p>

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Wildlife, and Plants)	<p>including birds protected under the Migratory Bird Treaty Act (MBTA); and special-status species. In accordance with Section 7 of ESA, formal consultation was conducted between the USFWS and the FAA regarding potential impacts to ESA-listed species under the jurisdiction of the USFWS. Based on coordination and discussions with the USFWS during the EIS and ESA Section 7 formal consultation processes, a number of measures were proposed to avoid and minimize impacts to vegetation, including wetlands; wildlife, including birds protected under the MBTA; and special-status species. Based on the non-discretionary Reasonable and Prudent Measures from the USFWS' BCO at the completion of ESA Section 7 formal consultation (see Appendix G), FAA and SpaceX have agreed on the following SCMs, which are based on the Terms and Conditions that implement the above Reasonable and Prudent Measures of the BCO, would be implemented as part of the Proposed Action to avoid and minimize the impacts to biological resources with implementation of the proposed construction and operational activities:</p> <ol style="list-style-type: none"> <li>1) In conjunction with final design, a SWPPP will be prepared. The SWPPP will include BMPs for erosion and sedimentation controls, including techniques to diffuse and slow the velocity of stormwater to reduce potential impacts (e.g., soil loss and sedimentation) to water quality during construction. All construction activities with the potential of impacting water quality due to potential runoff from the site will be conducted in accordance with SWPPP requirements.</li> <li>2) To the maximum extent practicable the following would be followed: <ol style="list-style-type: none"> <li>a. The perimeter of all areas to be disturbed during construction or maintenance activities would be clearly demarcated using flagging or temporary construction fence, and no disturbance outside that perimeter would be authorized (in particular tidal flats and dunes). All access routes into and out of the proposed disturbance area would be flagged, and no construction travel outside those boundaries would be authorized. When available, areas already disturbed by past activities or those that would be used later in the construction period shall be used for staging, parking, and equipment storage.</li> <li>b. Roads would be designed and located where roadbed erosion into special-status species habitat is avoided or minimized and the potential for entrapment of surface flows within the roadbed due to grading would also be avoided or minimized.</li> <li>c. The depth of any pits created would be minimized so animals do not become trapped.</li> <li>d. Materials such as gravel or topsoil would be obtained from existing developed or previously used sources, not from undisturbed areas adjacent to the property.</li> <li>e. Drip pans underneath equipment, containment zones used when refueling vehicles or equipment, and other measures would be implemented.</li> <li>f. Non-hazardous waste materials, litter, and other discarded materials, such as construction waste, would be contained within secured containers until removed from the construction site. All trash containers would have secured closures to prevent animal foraging.</li> </ol> </li> <li>3) Operators of vehicles within and between the vertical launch and control center areas will observe speed limits not to exceed 25 miles per hour (mph).</li> <li>4) SpaceX employees and contractors will be educated on the potential for vehicle collisions with wildlife, particularly ocelot, jaguarundi, Texas indigo snake, and Texas tortoise. SpaceX employees will then be mandated, with strict internal repercussions, to obey speed limits on State Highway 4 and to reduce their speeds along State Highway 4 between the proposed vertical launch and control center areas to 25 mph. Vehicles will be restricted to existing paved and dirt roads, parking areas, and authorized construction sites.</li> </ol>
Biological Resources (Fish,	<ol style="list-style-type: none"> <li>5) SpaceX will coordinate with the TxDOT regarding funding the installation of "Watch Out for Ocelots/Jaguarundis" or "Watch out for Wildlife" signs along State Highway 4. The number and placement of the signs will be determined by SpaceX coordinating with</li> </ol>

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Wildlife, and Plants) (Continued)	<p>TxDOT and the USFWS.</p> <ol style="list-style-type: none"> <li>6) SpaceX will coordinate with the TxDOT to maintain clear shoulders on road edges to allow drivers to more easily see wildlife, such as ocelots and jaguarundis, along the road edge and reduce potential incidents of vehicle/wildlife collisions.</li> <li>7) Prior to entry into the project area, all equipment will be cleaned to prevent importation of non-native plant species, and inspected to ensure that hydraulic fittings are tight, hydraulic hoses are in good condition and replaced if damaged, and there are no petroleum leaks.</li> <li>8) No excavated or fill material will be placed in delineated CWA Section 404 waters of the U.S. except as authorized by a permit from the USACE.</li> <li>9) To reduce noise impacts from generators that may be used during construction or operations, all generators are to be in baffle boxes (a sound-resistant box that is placed over or around a generator), have an attached muffler, or use other noise-abatement methods in accordance with industry standards.</li> <li>10) SpaceX will designate a Field Contact Representative (FCR) that would be present during the beginning of the construction period to provide all construction personnel and SpaceX employees with an environmental worker-education briefing that will include, but not limited to, the following: <ol style="list-style-type: none"> <li>a. Information regarding federally and state-listed species with the potential to occur in the area, impacts that may occur, conservation measures being implemented, their responsibilities under the ESA, and avoidance and reporting procedures.</li> <li>b. Measures to prevent wildfires, including restricting smoking to areas clear of vegetation, ensuring no fires of any kind are ignited, and equipping vehicles with spark arrestors and fire extinguishers.</li> <li>c. Procedures to limit the spread of noxious weeds, including cleaning all equipment and vehicles at designated locations and inspecting all vehicles to ensure absence of loose soil and plant debris before leaving the project areas.</li> <li>d. Requirements for safe handling and disposal of hazardous wastes would be implemented.</li> </ol> </li> <li>11) If proposed construction activities occur during the recognized avian breeding season (15 February through 31 August), construction will occur in accordance with the MBTA to avoid impacts to nesting migratory birds within the project area. Specifically, a biologist will check the proposed areas of construction activities, including laydown areas, for nests (in shrubs and on the ground) once before the construction phase has begun. If the biologist finds an active nest, construction workers will not directly or indirectly disturb the nest or adjacent areas until the biologist determines the nest is no longer in use.</li> <li>12) To comply with the MBTA, project design and any above-ground utility upgrades within the control center area will incorporate raptor protection measures, as appropriate and applicable. For example, structures will be equipped with devices to discourage nest building and perching (e.g., monopole technology and visual fright devices).</li> <li>13) To avoid and minimize impacts to birds from the proposed four lightning protection towers, the towers would be constructed to comply, as practicable and applicable, with voluntary USFWS guidelines for communication tower siting, construction, operation, and decommission (USFWS 2012f).</li> <li>14) In coordination with NWR staff, FAA/SpaceX will identify further options that would assist in protecting refuge lands and species habitats from impacts that may occur from the public intrusions prior to closures. For example, vehicle barriers, in the form of short, spaced posts, sufficiently close together to prevent a truck or ATV from entering, but wide enough apart to allow for terrestrial animals to pass. This could be done alongside State Highway 4 or other identified roads where the footprint is already disturbed.</li> </ol>

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Biological Resources (Fish, Wildlife, and Plants) <i>(Continued)</i>	<p>15) A detailed Security Plan will be developed to fully describe agreements and plans with local authorities whose support is needed to ensure public safety during launch procedures, locations of checkpoints and roadblocks, who will secure those areas, exact type of unmanned and manned aerial and ground vehicles to be used to perform pre-launch security sweeps, and if necessary in the future, a location on private land for public viewing.</p> <p>16) Educate the public on safe and lawful areas where they may watch launches.</p> <p>17) Prior to construction, SpaceX will provide the USFWS with a Vegetation Monitoring Plan tracking potential induced vegetative changes in piping plover critical habitat as a result of proposed construction activities, stormwater discharge, and launch activities. Vegetation monitoring will be conducted within the area within 1,000 ft of the proposed SpaceX facilities. The Vegetation Monitoring Plan will detail monitoring methods, reporting requirements, and actions to be taken if changes in vegetation are observed and they are found to be directly related to SpaceX activities and operations. 18) A qualified biologist will conduct pre-, during, and post-construction surveys for piping plovers, red knots, and aplomado falcons. The monitoring would include presence/absence surveys and would record the number and location of all candidate and federally listed species observed, including the piping plover, red knot, and aplomado falcon, as well as all migratory birds.</p> <p>19) A qualified biologist will conduct pre- and post-launch surveys for piping plovers, red knots, and aplomado falcons. Monitoring would be conducted the day before the launch and the day after the launch. The monitoring would include presence/absence surveys and would record the number and location of all candidate and federally listed species observed, including the piping plover, red knot, and aplomado falcon, as well as all migratory birds. An Avian Monitoring Plan will be prepared detailing survey methods, survey routes, and monitoring and reporting requirements for construction- and operational-related surveys.</p> <p>20) To avoid and minimize potential impacts to piping plovers and red knots during pre-launch security patrols, security vehicles or other necessary equipment on the beach will be driven above the "wet line" to minimize disturbance of birds and protect feeding and roosting areas.</p> <p>21) As SpaceX will conduct pre-launch security patrols of Boca Chica Beach during sea turtle nesting season (March 15 to October 1), SpaceX will prepare a Sea Turtle Monitoring Plan. The plan will describe how sea turtle surveys will be conducted, when they will be conducted (i.e., pre- and post-launch), and by whom.</p> <p>22) Prior to construction and operational activities, a Lighting Management Plan will be prepared. The Final Lighting Management Plan would be approved by the USFWS (and NPS; see Section 6.4, <i>Light Emissions and Visual Impacts</i>) and implemented prior to nighttime construction activities to minimize overall lighting impact, including potential direct impacts and cumulative glow, on wildlife and adjacent sea turtle nesting beaches. Examples of lighting requirements that would be incorporated into the plan include:</p> <ul style="list-style-type: none"> <li>a. SpaceX would issue annual notices to all complex personnel prior to sea turtle nesting season reminding personnel of light use requirements and responsibilities.</li> <li>b. The USFWS may conduct on-site inspections coordinated with SpaceX to verify compliance and make recommendations for changes and revisions to the plan, limited to once per year.</li> <li>c. SpaceX would direct, shield, or position the lighting of facilities to the extent possible (without decreasing safety and security) to avoid visibility from the beach, minimizes lateral light spread, and decrease uplighting. Low-pressure sodium lighting would be used where possible.</li> <li>d. Where applicable, new lighting would be installed with multiple levels of control so that lighting levels can be matched with specific activities.</li> <li>e. Where lighting is not essential to safety or security, timers would be installed to switch lights off in the evening. Where</li> </ul>

**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
	<p>applicable and not a threat to security, motion-detector switches may be installed.</p> <p>f. Should there be the need for additional local temporary lighting to support construction activities, the following requirements would be adhered to:</p> <ul style="list-style-type: none"> <li>• Whenever possible, lights shall be placed in such a way that they do not shine directly towards the beach. Additionally, to the maximum extent possible, no uplighting would be used.</li> <li>• Lighting would be extinguished upon completion of work in that area.</li> <li>• The size, type and number of exterior lights would be minimized and would be restricted to low pressure sodium, to the extent practicable, during sea turtle nesting season.</li> <li>• Fixtures would be shielded or screened whenever practical.</li> <li>• Lighting would be monitored on a routine basis by anyone utilizing the lights.</li> </ul> <p>23) In coordination with private organizations (e.g., The Peregrine Fund) or state and federal agencies, FAA/SpaceX will assist efforts to increase releases (i.e., hack sites) or nest boxes in suitable northern aplomado falcon habitat.</p> <p>24) To the maximum extent possible, SpaceX would avoid launches at dusk and dawn during the most active time for jaguarundis and ocelots.</p> <p>25) In coordination with the ocelot/jaguarundi biologist, FAA/SpaceX will identify reasonable measures to protect and/or preserve suitable habitat within the Rio Grande Wildlife Corridor.</p> <p>26) In the event that proposed construction or operational activities result in the direct take (killing, harming, or maiming) of an ocelot, jaguarundi, aplomado falcon, piping plover, red knot, and/or nesting sea turtle, the FCR shall notify the USFWS immediately.</p> <p>27) The Draft Security Plan and all monitoring plans will be provided for review and comment by the USFWS within 60 days after issuance of the Final BCO. The final plans will be submitted to the USFWS within 30 days after receipt of USFWS comments on the draft plans, and any further coordination between the USFWS and FAA/SpaceX regarding the plans and their implementation.</p> <p>28) FAA/SpaceX will submit an annual summary report to the USFWS Coastal Ecological Services Field Office by December 31 of each year. The FAA/SpaceX summary report will include monitoring reports for each monitoring plan, conservation measures implemented during project activities, success of such measures, incidences, and any recommendations on improvements to those measures. Reports will be sent to: USFWS, Coastal Ecological Services Field Office, ATTN: Field Supervisor, Corpus Christi, Texas.</p> <p>29) SpaceX will designate an FCR who would be responsible for overseeing compliance with these SCMs and any other required terms and conditions resulting from consultation between the FAA/SpaceX and USFWS. The FCR will have the authority to halt construction, operation, or maintenance activities that are in violation of these requirements.</p>



**Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action**

Resource Area	Mitigation Measures and SCMs
Hazardous Materials, Pollution Prevention, and Solid Waste	<p>Measures that would be implemented to reduce impacts of hazardous materials and solid waste include the following:</p> <ol style="list-style-type: none"> <li>1) SpaceX would have spill response materials (e.g., sorbents, drain covers, mops, brooms, shovels, drum repair materials and tools, warning signs and tapes, and personal protective equipment) readily available for use in storage areas, during fueling, and during transport in the event of an unplanned release.</li> <li>2) SpaceX would implement a Hurricane Plan and SPCCP to prevent the accidental release of fuels. Measures could include: <ol style="list-style-type: none"> <li>a. Design of elevated and reinforced facilities to withstand wind and waves to mitigate damage and release of fuels</li> <li>b. Containment areas around fuel tanks would be sized to contain the volume of the largest tank plus sufficient freeboard for a 25-year, 24-hour storm event (7.6 inches)</li> <li>c. In advance of a storm alert, hazardous materials would be removed from the site or to high ground</li> <li>d. All equipment and loose objects would be secured to the ground or removed</li> <li>e. Propellant deliveries would be canceled</li> <li>f. Vehicles would be removed or stored in the hangar</li> <li>g. Storm preparations also include communication with local emergency management agencies, USFWS, and TPWD</li> </ol> </li> <li>3) If the site were to be permanently closed in the future, SpaceX would remove all hazards after the site is no longer in use and would coordinate with USFWS and other relevant parties regarding the future of the site.</li> <li>4) If a launch failure occurred, Space X and the FAA would contact USFWS to reinitiate ESA Section 7 consultation for emergency purposes to assess the impacts of the incident as well as the impacts from cleanup and restoration. In accordance with the BCO (Appendix G), FAA/SpaceX would develop a Hazardous Materials Emergency Response Plan for the launch facility and the control site. The plan would include the policies, process, and procedures used in handling hazardous materials during operations and in the event of an unplanned or uncontrolled release, a list of hazardous materials stored on site, and a launch vehicle failure response plan in the event of a mishap. USFWS and TCEQ would be contacted if impacts extend beyond the fence line and would be participants in developing the cleanup and mitigation plans.</li> </ol>

## **ES.9 UNAVOIDABLE ADVERSE IMPACTS**

Significant increases in noise from launch vehicle operations would result in an unavoidable adverse impact for Boca Chica Village residents. However, hearing protection measures would be implemented to ensure the health and safety of Boca Chica Village residents during launch activities.

The proposed vertical launch and control center areas would likely have a significant adverse impact on the visual resources of the ROI. Construction of the facilities at the vertical launch and control center areas would markedly contrast with the existing landscape. The buildings and structures would introduce new features into what is generally an open, undeveloped landscape. The boxy forms, straight lines, and smooth textures of the facilities would stand in strong contrast to the gently undulating, horizontal lines of the sand dunes and tidal flats that currently characterize the landscape. There would be less of a contrast between the buildings and features of the control center area with those of the Boca Chica Village.

Construction of the proposed vertical launch and control center areas would indirectly impact the setting and feeling of the Palmito Ranch Battlefield NHL. Three historic properties in proximity to the vertical launch area (the Cypress Pilings, Palmetto Pilings, and Palmetto Pilings Historical Marker) could be impacted by vibrations from high noise levels, which could cause physical damage to structural features.

A total of 15.74 acres of upland habitat and 6.19 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. Approximately 0.70 acre of critical habitat (unvegetated flats and depressional wetlands) for the threatened piping plover occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA to minimize the impacts to the piping plover. The USFWS concluded in their BCO (Appendix G) that “the project is not likely to jeopardize the continued existence of any listed or proposed to be listed species nor adversely modify piping plover critical habitat.” The BCO includes a statement of anticipated incidental take of species and critical habitat.

Approximately 4.22 acres of floodplain Zone V10 would be filled in the proposed vertical launch area and approximately 4.37 acres of Zone A8 would be filled in the western portion of the vertical launch area. Based on the expected notable adverse impacts on the floodplain, the Proposed Action would result in significant floodplain encroachment per DOT Order 5650.2.

## **ES.10 RELATIONSHIP BETWEEN LOCAL SHORT-TERM USES OF THE ENVIRONMENT AND ENHANCEMENT OF LONG-TERM PRODUCTIVITY**

There would be minor short-term impacts to land use during launches since public access to Boca Chica State Park, Lower Rio Grande Valley NWR, and Brazos Island State Park would be closed during launch operations for up to 180 hours per year for safety and security reasons. In addition, short-term increases in the noise levels received in the community from the proposed launch of the Falcon Heavy are anticipated to be significant in terms of Federal government limits for permissible noise exposure.

From a long-term perspective, the Proposed Action would fulfill the mission of the FAA, which is to ensure protection of the public, property, and the national security and foreign policy interests of the U.S. during commercial launch and reentry activities and to encourage, facilitate, and promote commercial space transportation. Some long-term negative impacts of fulfilling this mission for the Proposed Action would be the permanent fill of wetlands and floodplains, changes to the viewshed, nighttime light emissions, traffic, and numbers of people in the vicinity. These changes would affect Boca Chica Village residents, the surrounding parks, cultural resources, and National Wildlife Refuges.

#### **ES.11 IRREVERSIBLE AND IRRETRIEVABLE COMMITMENT OF RESOURCES**

The Proposed Action would involve irretrievable commitments of both nonrenewable and renewable resources. Fuel, construction materials, and labor would be expended during construction of facilities. Operating the new facilities would require energy to heat, cool, and light the buildings. Conducting maintenance activities and launch operations would also expend fuel, construction materials, and labor. Commitment of these resources would not be considered significant. The total amount of construction materials (e.g., concrete, insulation, wiring, etc.) required for the Proposed Action is relatively small when compared to the resources available in the region. The construction materials and energy required for facility development and operations are not in short supply. Moreover, the use of construction materials and energy is not anticipated to be excessive in terms of region-wide usage and would not have an adverse impact on the continued availability of these resources.

A total of 15.74 acres of upland habitat and 6.19 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. SpaceX has been working with the USACE to obtain an Section 404 CWA individual permit, which has required additional efforts to avoid and minimize wetland impacts (refer to Section 4.7, *Water Resources-Wetlands*). Approximately 0.70 acre of critical habitat (unvegetated flats and depressional wetlands) for the threatened piping plover occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA to minimize the impacts to the piping plover. The conclusion of the consultation and associated BCO from the USFWS is provided in Appendix G. A total of approximately 8.59 acres in two different floodplain zones would be permanently filled for construction of the vertical launch area. The Proposed Action would not result in the destruction of environmental resources such that the range of potential uses of the environment would be limited, nor impact the biodiversity of the region.

THIS PAGE INTENTIONALLY LEFT BLANK

## TABLE OF CONTENTS

### VOLUME I: CHAPTERS 1 – 14

<b>EXECUTIVE SUMMARY .....</b>	<b>ES-1</b>
<b>ES.1 Purpose and Need .....</b>	<b>ES-1</b>
<b>ES.2 Proposed Action .....</b>	<b>ES-3</b>
<b>ES.3 No Action Alternative .....</b>	<b>ES-7</b>
<b>ES.4 Public Involvement .....</b>	<b>ES-7</b>
<b>ES.5 Other Environmental Requirements .....</b>	<b>ES-10</b>
<b>ES.6 Summary of Potential Environmental Effects.....</b>	<b>ES-10</b>
<b>ES.7 Cumulative impacts .....</b>	<b>ES-20</b>
<b>ES.8 Mitigation and Special Conservation Measures .....</b>	<b>ES-25</b>
<b>ES.9 Unavoidable Adverse Impacts .....</b>	<b>ES-34</b>
<b>ES.10 Relationship Between Local Short-term Uses of the Environment and             Enhancement of Long-term Productivity .....</b>	<b>ES-34</b>
<b>ES.11 Irreversible and Irretrievable Commitment of Resources .....</b>	<b>ES-35</b>
<b>1.0 INTRODUCTION .....</b>	<b>1-1</b>
<b>1.1 Background.....</b>	<b>1-1</b>
<b>1.2 Federal Agency Involvement.....</b>	<b>1-5</b>
<b>1.2.1 Role of the FAA.....</b>	<b>1-5</b>
<b>1.2.2 Role of Cooperating Agencies .....</b>	<b>1-6</b>
<b>1.3 Purpose and Need .....</b>	<b>1-7</b>
<b>1.3.1 SpaceX Purpose and Need .....</b>	<b>1-7</b>
<b>1.3.2 FAA Purpose and Need .....</b>	<b>1-8</b>
<b>1.4 FAA Licenses, Permits, Regulations, and Approvals .....</b>	<b>1-8</b>
<b>1.5 Other Environmental Requirements .....</b>	<b>1-8</b>
<b>1.6 Public Involvement In this EIS Process .....</b>	<b>1-9</b>
<b>1.6.1 Scoping Process .....</b>	<b>1-9</b>
<b>1.6.2 Scoping Notification .....</b>	<b>1-9</b>
1.6.2.1 Scoping Meetings .....	1-11
1.6.2.2 Scoping Public Comments .....	1-11
<b>1.6.3 Draft EIS Public Comment Period.....</b>	<b>1-12</b>
1.6.3.1 Agency Meeting and Public Hearing.....	1-13
1.6.3.2 Draft EIS Public Comments .....	1-14
<b>1.7 EIS Document Structure.....</b>	<b>1-14</b>
<b>2.0 PROPOSED ACTION AND ALTERNATIVES .....</b>	<b>2-1</b>
<b>2.1 Proposed Action .....</b>	<b>2-1</b>
<b>2.1.1 Operational Activities.....</b>	<b>2-2</b>
2.1.1.1 Falcon 9 Launch Vehicle .....	2-2
2.1.1.2 Falcon Heavy .....	2-3
2.1.1.3 Payloads.....	2-4
2.1.1.4 Propellant, Gas, Fuel, Oil, and Solvent Storage .....	2-6
2.1.1.5 Pre-Launch Activities .....	2-8
2.1.1.6 Nominal Trajectories .....	2-13
2.1.1.7 Launch Failures.....	2-15

2.1.1.8	Recovery Efforts .....	2-15
<b>2.1.2</b>	<b>Construction Activities .....</b>	<b>2-16</b>
2.1.2.1	Vertical Launch Area.....	2-16
2.1.2.2	Control Center Area.....	2-21
<b>2.1.3</b>	<b>Personnel Levels.....</b>	<b>2-25</b>
<b>2.2</b>	<b>No Action Alternative .....</b>	<b>2-26</b>
<b>2.3</b>	<b>Alternatives Considered but Not Carried Forward .....</b>	<b>2-26</b>
<b>2.3.1</b>	<b>SpaceX Off-Site Alternatives.....</b>	<b>2-28</b>
2.3.1.1	Puerto Rico .....	2-29
2.3.1.2	Florida.....	2-29
2.3.1.3	McGregor, Texas.....	2-29
2.3.1.4	Kenedy County and Willacy County, Texas.....	2-30
<b>2.3.2</b>	<b>SpaceX On-site Alternatives .....</b>	<b>2-31</b>
2.3.2.1	SpaceX Former On-Site Layout Alternative 1 .....	2-31
2.3.2.2	SpaceX Former On-Site Layout Alternative 2 .....	2-31
<b>3.0</b>	<b>AFFECTED ENVIRONMENT .....</b>	<b>3-1</b>
<b>3.1</b>	<b>Compatible Land Use (Including Farmlands and Coastal Resources).....</b>	<b>3-1</b>
3.1.1	Definition and Description.....	3-1
3.1.2	Regulatory Setting.....	3-2
3.1.3	Region of Influence.....	3-4
3.1.4	Existing Conditions .....	3-4
3.1.4.1	Overview.....	3-4
3.1.4.2	Land Ownership.....	3-7
<b>3.2</b>	<b>Section 4(f) Properties .....</b>	<b>3-9</b>
3.2.1	Definition and Description.....	3-9
3.2.2	Regulatory Setting.....	3-9
3.2.3	Region of Influence.....	3-10
3.2.4	Existing Conditions .....	3-12
3.2.4.1	Public Parks, Recreation Areas, and Refuges .....	3-12
3.2.4.2	Historic Sites .....	3-12
<b>3.3</b>	<b>Noise .....</b>	<b>3-13</b>
3.3.1	Definition and Description.....	3-13
3.3.2	Regulatory Setting.....	3-15
3.3.3	Region of Influence.....	3-17
3.3.4	Existing Conditions .....	3-17
<b>3.4</b>	<b>Light Emissions and Visual Impacts.....</b>	<b>3-18</b>
3.4.1	Definition and Description.....	3-18
3.4.2	Regulatory Setting.....	3-18
3.4.3	Region of Influence.....	3-18
3.4.4	Existing Conditions .....	3-19
<b>3.5</b>	<b>Historical, Architectural, Archaeological, and Cultural Resources .....</b>	<b>3-25</b>
3.5.1	Definition and Description.....	3-25
3.5.2	Regulatory Setting.....	3-26
3.5.3	Region of Influence.....	3-27
3.5.4	Historic Context.....	3-28

3.5.5	Existing Conditions .....	3-34
3.5.5.1	Architectural Resources.....	3-34
3.5.5.2	Archaeological Resources.....	3-36
3.5.5.3	Palmito Ranch Battlefield NHL .....	3-39
3.5.5.4	Tribal Consultation .....	3-39
3.6	Air Quality .....	3-41
3.6.1	Definition and Description.....	3-41
3.6.2	Regulatory Setting.....	3-41
3.6.2.1	Criteria Pollutants.....	3-41
3.6.2.2	Hazardous Air Pollutants (HAPs) .....	3-42
3.6.2.3	New Source Review (NSR) .....	3-43
3.6.2.4	Greenhouse Gases.....	3-43
3.6.3	Region of Influence.....	3-43
3.6.4	Existing Conditions .....	3-43
3.7	Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers) .....	3-45
3.7.1	Definition and Description.....	3-45
3.7.2	Regulatory Setting.....	3-46
3.7.3	Region of Influence.....	3-48
3.7.4	Existing Conditions .....	3-50
3.7.4.1	Surface Waters .....	3-50
3.7.4.2	Groundwater .....	3-50
3.7.4.3	Wetlands .....	3-57
3.7.4.4	Floodplains .....	3-60
3.7.4.5	Wild and Scenic Rivers.....	3-64
3.8	Biological Resources (Fish, Wildlife, and Plants) .....	3-64
3.8.1	Definition and Description.....	3-64
3.8.2	Regulatory Setting.....	3-65
3.8.3	Region of Influence.....	3-66
3.8.4	Existing Conditions .....	3-68
3.8.4.1	Vegetation .....	3-68
3.8.4.2	Wildlife .....	3-69
3.8.4.3	Special-Status Species .....	3-70
3.9	Hazardous Materials, Pollution Prevention, and Solid Waste .....	3-82
3.9.1	Definition and Description.....	3-82
3.9.2	Regulatory Setting.....	3-84
3.9.3	Region of Influence.....	3-84
3.9.4	Existing Conditions .....	3-84
3.9.4.1	Hazardous Materials.....	3-84
3.9.4.2	Hazardous Substances.....	3-85
3.9.4.3	Hazardous Waste.....	3-85
3.9.4.4	Pollution Prevention.....	3-86
3.9.4.5	Solid Waste.....	3-86

<b>3.10</b>	<b>Socioeconomics, Environmental Justice, and Children’s Environmental Health</b>	
	<b>Risks and Safety Risks .....</b>	<b>3-87</b>
<b>3.10.1</b>	<b>Definition and Description.....</b>	<b>3-87</b>
<b>3.10.2</b>	<b>Regulatory Setting.....</b>	<b>3-87</b>
<b>3.10.3</b>	<b>Region of Influence.....</b>	<b>3-87</b>
<b>3.10.4</b>	<b>Existing Conditions .....</b>	<b>3-88</b>
3.10.4.1	Population .....	3-88
3.10.4.2	Employment and Income .....	3-90
3.10.4.3	Housing.....	3-91
3.10.4.4	Emergency Response.....	3-91
3.10.4.5	Medical Facilities .....	3-92
3.10.4.6	Public Schools .....	3-92
3.10.4.7	Minority Populations.....	3-93
3.10.4.8	Low Income Populations .....	3-94
3.10.4.9	Children’s Environmental Health Risks and Safety Risks .....	3-94
<b>3.11</b>	<b>Natural Resources and Energy Supply.....</b>	<b>3-95</b>
<b>3.11.1</b>	<b>Definition and Description.....</b>	<b>3-95</b>
<b>3.11.2</b>	<b>Regulatory Setting.....</b>	<b>3-95</b>
<b>3.11.3</b>	<b>Region of Influence.....</b>	<b>3-96</b>
<b>3.11.4</b>	<b>Existing Conditions .....</b>	<b>3-96</b>
3.11.4.1	Energy Supply .....	3-96
3.11.4.2	Natural Resources .....	3-96
3.11.4.3	Aggregate Supply.....	3-97
<b>4.0</b>	<b>ENVIRONMENTAL CONSEQUENCES .....</b>	<b>4-1</b>
<b>4.1</b>	<b>Compatible Land Use (Including Farmlands and Coastal Resources) .....</b>	<b>4-2</b>
<b>4.1.1</b>	<b>Proposed Action .....</b>	<b>4-2</b>
4.1.1.1	Construction .....	4-2
4.1.1.2	Operation .....	4-5
<b>4.1.2</b>	<b>No Action Alternative .....</b>	<b>4-11</b>
<b>4.2</b>	<b>Section 4(f) Properties .....</b>	<b>4-12</b>
<b>4.2.1</b>	<b>Proposed Action .....</b>	<b>4-12</b>
4.2.1.1	Construction .....	4-12
4.2.1.2	Operation .....	4-14
<b>4.2.2</b>	<b>No Action Alternative .....</b>	<b>4-17</b>
<b>4.3</b>	<b>Noise .....</b>	<b>4-17</b>
<b>4.3.1</b>	<b>Proposed Action .....</b>	<b>4-17</b>
4.3.1.1	Construction .....	4-17
4.3.1.2	Operation .....	4-18
<b>4.3.2</b>	<b>No Action Alternative .....</b>	<b>4-28</b>
<b>4.4</b>	<b>Light Emissions and Visual Impacts.....</b>	<b>4-28</b>
<b>4.4.1</b>	<b>Proposed Action .....</b>	<b>4-28</b>
4.4.1.1	Construction .....	4-28
4.4.1.2	Operation .....	4-29



	<b>4.4.2 No Action Alternative .....</b>	<b>4-33</b>
<b>4.5</b>	<b>Historical, Architectural, Archaeological, and Cultural Resources .....</b>	<b>4-33</b>
	<b>4.5.1 Proposed Action .....</b>	<b>4-33</b>
	4.5.1.1 Construction .....	4-34
	4.5.1.2 Operation .....	4-35
	<b>4.5.2 No Action Alternative .....</b>	<b>4-37</b>
<b>4.6</b>	<b>Air Quality .....</b>	<b>4-37</b>
	<b>4.6.1 Proposed Action .....</b>	<b>4-37</b>
	4.6.1.1 Construction .....	4-37
	4.6.1.2 Operation .....	4-39
	<b>4.6.2 No Action Alternative .....</b>	<b>4-42</b>
<b>4.7</b>	<b>Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers) .....</b>	<b>4-42</b>
	<b>4.7.1 Proposed Action .....</b>	<b>4-42</b>
	4.7.1.1 Construction .....	4-42
	4.7.1.2 Operation .....	4-52
	<b>4.7.2 No Action Alternative .....</b>	<b>4-57</b>
<b>4.8</b>	<b>Biological Resources (Fish, Wildlife, and Plants) .....</b>	<b>4-57</b>
	<b>4.8.1 Proposed Action .....</b>	<b>4-57</b>
	4.8.1.1 Construction .....	4-57
	4.8.1.2 Operation .....	4-65
	<b>4.8.2 No Action Alternative .....</b>	<b>4-73</b>
<b>4.9</b>	<b>Hazardous Materials, Pollution Prevention, and Solid Waste .....</b>	<b>4-74</b>
	<b>4.9.1 Proposed Action .....</b>	<b>4-74</b>
	4.9.1.1 Construction .....	4-74
	4.9.1.2 Operation .....	4-76
	<b>4.9.2 No Action Alternative .....</b>	<b>4-83</b>
<b>4.10</b>	<b>Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks .....</b>	<b>4-83</b>
	<b>4.10.1 Proposed Action .....</b>	<b>4-84</b>
	4.10.1.1 Construction .....	4-84
	4.10.1.2 Operation .....	4-88
	<b>4.10.2 No Action Alternative .....</b>	<b>4-94</b>
<b>4.11</b>	<b>Natural Resources and Energy Supply .....</b>	<b>4-94</b>
	<b>4.11.1 Proposed Action .....</b>	<b>4-95</b>
	4.11.1.1 Construction .....	4-95
	4.11.1.2 Operation .....	4-96
	<b>4.11.2 No Action Alternative .....</b>	<b>4-99</b>
<b>4.12</b>	<b>Secondary (Induced) Impacts .....</b>	<b>4-99</b>
	<b>4.12.1 Proposed Action .....</b>	<b>4-100</b>
	4.12.1.1 Construction .....	4-100
	4.12.1.2 Operation .....	4-100

4.12.2	No Action Alternative .....	4-101
5.0	CUMULATIVE IMPACTS.....	5-1
5.1	Past, Present and Reasonably Foreseeable Future Actions .....	5-1
5.1.1	Past and Present Actions Relevant to the Proposed Action .....	5-2
5.1.2	Reasonably Foreseeable Future Actions Relevant to the Proposed Action .....	5-3
5.2	Cumulative Impact Analysis for the Proposed Action .....	5-5
5.2.1	Compatible Land Use (Including Farmlands and Coastal Resources) .....	5-6
5.2.2	Section 4(f) Properties .....	5-8
5.2.3	Noise .....	5-8
5.2.4	Light Emissions and Visual Impacts.....	5-9
5.2.5	Historical, Architectural, Archaeological, and Cultural Resources .....	5-10
5.2.6	Air Quality .....	5-11
5.2.7	Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers) .....	5-11
5.2.8	Biological Resources (Fish, Wildlife, and Plants) .....	5-13
5.2.9	Hazardous Materials, Pollution Prevention, and Solid Waste .....	5-15
5.2.10	Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks .....	5-16
5.2.11	Natural Resources and Energy Supply .....	5-17
6.0	MITIGATION AND SPECIAL CONSERVATION MEASURES .....	6-1
6.1	Compatible Land Use (Including Farmlands and Coastal Resources) .....	6-1
6.2	Section 4(f) Properties .....	6-2
6.3	Noise .....	6-2
6.4	Light Emissions and Visual Impacts.....	6-2
6.5	Historical, Architectural, Archaeological and Cultural Resources .....	6-3
6.6	Air Quality .....	6-4
6.7	Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers) .....	6-4
6.8	Biological Resources (Fish, Wildlife, and Plants) .....	6-5
6.8.1	Special Conservation Measures .....	6-5
6.8.2	Mitigation Measures .....	6-10
6.9	Hazardous Materials, Pollution Prevention, and Solid Waste .....	6-10
7.0	UNAVOIDABLE ADVERSE IMPACTS .....	7-1
8.0	RELATIONSHIP BETWEEN LOCAL SHORT-TERM USES OF THE ENVIRONMENT AND ENHANCEMENT OF LONG-TERM PRODUCTIVITY .....	8-1
9.0	IRREVERSIBLE AND IRRETRIEVABLE COMMITMENT OF RESOURCES .....	9-1
10.0	LIST OF PREPARERS AND CONTRIBUTORS.....	10-1
11.0	LIST OF AGENCIES, ORGANIZATIONS AND PERSONS WHOM COPIES OF THIS EIS WERE SENT .....	11-1
12.0	REFERENCES .....	12-1
13.0	GLOSSARY OF TERMS .....	13-1
14.0	INDEX .....	14-1

## LIST OF APPENDICES

APPENDIX A – PUBLIC INVOLVEMENT .....	A-1
APPENDIX B – FEDERAL CONSISTENCY REVIEW:TEXAS COASTAL MANAGEMENT PROGRAM .....	B-1
APPENDIX C – SECTION 106 AND SECTION 4(F) CONSULTATION .....	C-1
APPENDIX D – LAUNCH NOISE MODELING REPORT.....	D-1
APPENDIX E – AIR EMISSIONS CALCULATIONS AND ASSUMPTIONS.....	E-1
APPENDIX F – JURISDICTIONAL WETLAND DETERMINATION .....	F-1
APPENDIX G – USFWS AND NMFS CORRESPONDENCE .....	G-1
APPENDIX H – EDR REPORTS.....	H-1
APPENDIX I – AIRSPACE .....	I-1
APPENDIX J – HEALTH AND SAFETY.....	J-1
APPENDIX K – GROUND TRAFFIC AND TRANSPORTATION .....	K-1
APPENDIX L – CLIMATE .....	L-1
APPENDIX M – SPACEX WETLAND MITIGATION PLAN.....	M-1

## LIST OF EXHIBITS

Exhibit ES-1. Regional Location of Proposed Launch Site.....	ES-2
Exhibit 1.0-1. Regional Location of Proposed Launch Site.....	1-2
Exhibit 1.0-2. Location of Proposed Vertical Launch Area and Control Center Area.....	1-3
Exhibit 2.1-1. Proposed Launch Operations Closure Areas .....	2-12
Exhibit 2.1-2. Example Falcon Heavy Trajectory.....	2-14
Exhibit 2.1-3. Proposed Vertical Launch Area Site Layout.....	2-17
Exhibit 2.1-4a. Control Center Area Site Layout – Parcels 2 and 3 .....	2-22
Exhibit 2.1-4b. Control Center Area Site Layout – Parcel 1 .....	2-23
Exhibit 2.3-1. SpaceX Former On-Site Layout Alternative 1 .....	2-32
Exhibit 2.3-2. SpaceX Former On-Site Layout Alternative 2 .....	2-33
Exhibit 3.1-1. Land Use within the ROI for the Proposed Action.....	3-6
Exhibit 3.1-2. TGLO Managed Land within the Vicinity of the ROI .....	3-8
Exhibit 3.2-1. APE for Indirect Effects.....	3-11
Exhibit 3.3-1. A-Weighted Sound Levels from Typical Sources .....	3-15
Exhibit 3.4-1. View to north from 1960s house foundation across State Highway 4 from the Vertical Launch Area; hotels on South Padre Island visible in center.....	3-20
Exhibit 3.4-2. View to west from Palmetto Pilings Historical Marker adjacent to Vertical Launch Area.....	3-21
Exhibit 3.4-3. View to east from State Highway 4 at Vertical Launch Area .....	3-22
Exhibit 3.4-4. View to north from Eichorn Boulevard between control center area Parcels 2 and 3 at Boca Chica Village .....	3-23
Exhibit 3.4-5. View to south from Eichorn Boulevard between control center area Parcels 2 and 3 at Boca Chica Village .....	3-24
Exhibit 3.4-6. View to west/southwest from Eichorn Boulevard between Parcels 2 and 3 at the Boca Chica Village .....	3-25
Exhibit 3.5-1. Historic Sites within 5 Miles of the Vertical Launch Area including the Palmito Ranch Battlefield.....	3-40
Exhibit 3.7-1. ROI for Water Resources .....	3-49
Exhibit 3.7-2. East-West Cross Section Showing Geometry and Stratigraphic Distribution of the Aquifers in the Lower Rio Grande Valley of Texas (Choudhury and Mace 2007) .....	3-52
Exhibit 3.7-3. Stratigraphic and Hydrostratigraphic Classification of the Gulf Coast Aquifer in South Texas (Choudhury and Mace 2003) .....	3-53

Exhibit 3.7-4. Vertical Launch Area Wetland Delineation.....	3-58
Exhibit 3.7-5. Control Center Area Wetland Delineation .....	3-59
Exhibit 3.7-6. Vertical Launch Area Wetland Vegetation Communities .....	3-61
Exhibit 3.7-7. Control Center Area Wetland Vegetation Communities .....	3-62
Exhibit 3.7-8. Floodplains within the Vertical Launch and Control Center Areas.....	3-63
Exhibit 3.8-1. ROI for Biological Resources .....	3-67
Exhibit 3.8-2. Piping Plover Critical Habitat within the ROI.....	3-76
Exhibit 3.8-3. Occurrence of Seagrass Beds within and in the Vicinity of the ROI.....	3-79
Exhibit 3.10-1. Socioeconomics and Environmental Justice Region of Influence.....	3-89
Exhibit 4.1-1 DNL 65 dBA Noise Contours for the Three Annual Operations Scenarios.....	4-8
Exhibit 4.3-1. Modeled OASPL Noise Contours for a Falcon 9 Launch (A-weighted $L_{A,max}$ ) .....	4-20
Exhibit 4.3-2. Modeled OASPL Noise Contours for Falcon Heavy Launch Vehicle (A-weighted $L_{A,max}$ ).....	4-21
Exhibit 4.3-3. Modeled OASPL Noise Contours for Falcon 9 Launch Vehicle (Unweighted $L_{max}$ ).....	4-24
Exhibit 4.3-4. Modeled Noise Contours for Falcon Heavy Launch Vehicle (Unweighted $L_{max}$ ).....	4-25
Exhibit 4.4-1. Visual Simulation of the Vertical Launch Area from a Point Along State Highway 4 at the Eastern End of the Palmito Ranch Battlefield NHL.....	4-31
Exhibit 4.7-1. Vertical Launch Area Wetland Impacts .....	4-46
Exhibit 4.7-2. Control Center Area Wetland Impacts .....	4-47
Exhibit 4.7-3. Vertical Launch Area Indirect Wetland Impacts .....	4-48

## LIST OF TABLES

Table ES.6-1. Summary of Potential Environmental Impacts from the Proposed Action and the No Action Alternative .....	ES-12
Table ES.8-1. Mitigation Measures and SCMs to Reduce Potential Impacts from the Proposed Action .....	ES-27
Table 1.6-1. Scoping Meeting Notice—Publication Dates for Newspapers.....	1-10
Table 1.6-2. Summary of Scoping Comments Received .....	1-12
Table 1.6-3. Public Meeting Notice—Publication Dates for Newspapers .....	1-12
Table 2.1-1. General Characteristics of Launch Vehicles, including the Falcon 9 and Falcon Heavy* .....	2-4
Table 2.1-2. Launch Day Security Timeline .....	2-11
Table 2.1-3. Personnel for Proposed SpaceX Texas Launch Site Operations.....	2-26
Table 3.2-1. Section 4(f) Historic Sites in the APE.....	3-13
Table 3.5-1. Prehistoric Chronology of the Texas Lower Coast (from Ricklis 2009) .....	3-28
Table 3.5-2. Summary of Cultural Resources within the 5-mile Indirect Effects APE .....	3-37
Table 3.6-1. National Ambient Air Quality Standards.....	3-41
Table 3.7-1. Summary of Historical Water Use (acre feet) by Groundwater and Surface Water (2000-2004).....	3-55
Table 3.7-2. Cameron County Water Demand Projections for 2010-2060 (acre feet) .....	3-56
Table 3.8-1 Birds of Conservation Concern Bird Conservation Region 37—Gulf Coastal Prairie- U.S. ....	3-71
Table 3.8-2. Federally and State-Listed Species Known to Occur or Potentially Occurring in Cameron County, Texas .....	3-72
Table 3.10-1. Population and Population Density, 2010 .....	3-88
Table 3.10-2. Population Growth Rates, 2000–2010.....	3-90
Table 3.10-3. Percent of Workers Employed by Occupation, 2010.....	3-90
Table 3.10-4. Unemployment Rates .....	3-91
Table 3.10-5. Per Capita and Median Household Income, 2010 .....	3-91
Table 3.10-6. General Housing Profile, 2010 .....	3-91
Table 3.10-7. Public School District Profile, 2010-2011 School Year (Excludes Charter Schools).....	3-92

Table 3.10-8. Race and Ethnicity, 2010 <sup>a</sup> .....	3-93
Table 3.10-9. Families and Individuals below Poverty Level .....	3-94
Table 3.10-10. Percent Distribution of Population by Age, 2010 .....	3-95
Table 4.1-1. Annual Operations Scenarios for DNL Noise Contours.....	4-6
Table 4.3-1. Falcon 9 and Falcon Heavy Maximum Predicted $L_{A,max}$ by distance (Maximum A- Weighted OASPL) .....	4-22
Table 4.3-2. Falcon 9 and Falcon Heavy Maximum Predicted $L_{max}$ by distance (Maximum Unweighted OASPL) .....	4-23
Table 4.3-3. Supplemental Noise Metrics for Palmito Ranch Battlefield and Palo Alto Battlefield (Maximum A-weighted and Unweighted OASPL, SEL, and Time Above).....	4-27
Table 4.5-1. NRHP-Listed and Eligible Cultural Resources Affected by the Proposed Action.....	4-33
Table 4.6-1. Estimated Annual Construction Emissions (January 2014–December 2015) .....	4-38
Table 4.6-2. Projected Annual Operational Air Emissions (Tons per Year) .....	4-40
Table 4.7-1. Vertical Launch Area and Control Center Area Wetland Impacts (Indirect and Direct) (acres).....	4-45
Table 4.7-2 Fill Material for the Vertical Launch and Control Center Areas by Zone A8 and Zone V10 .....	4-49
Table 4.7-3. Aquifer Drawdown from Proposed Action .....	4-55
Table 4.8-1. Potential Direct Impacts to Vegetation and Wetlands with Implementation of the Proposed Action (acres).....	4-58
Table 4.9-1 Hazardous Materials Associated with Proposed Operations.....	4-78
Table 4.11-1. Aquifer Drawdown from Proposed Action .....	4-99
Table 5.1-1. Other Actions Relevant to Cumulative Impact Analysis .....	5-2
Table 5.2-1: Summary of Past, Present, and Reasonably Foreseeable Future Projects and Associated Potential Impacts to Resources .....	5-6

THIS PAGE INTENTIONALLY LEFT BLANK

## ACRONYMS AND ABBREVIATIONS

$\mu\text{g}/\text{m}^3$	micrograms per cubic meters	EPA	U.S. Environmental Protection Agency
ACHP	Advisory Council on Historic Preservation	ESA	Endangered Species Act
afy	Acre-feet per year	$^{\circ}\text{F}$	degrees Fahrenheit
AGL	above ground level	FAA	Federal Aviation Administration
APE	Area of Potential Effects	FCR	Field Contact Representative
ARTCC	Air Route Traffic Control Center	FEMA	Federal Emergency Management Agency
ASME	American Society of Mechanical Engineers	FICAN	Federal Interagency Committee on Aviation Noise
AST	Office of Commercial Space Transportation	FICON	Federal Interagency Committee on Noise
ASTDR	Agency for Toxic Substances and Disease Registry	ft	foot/feet
ATV	all-terrain vehicle	$\text{ft}^2$	square foot/feet
BA	Biological Assessment	$\text{ft}^3$	cubic foot/feet
BCO	Biological and Conference Opinion	FTA	Federal Transit Administration
BLM	Bureau of Land Management	FWCA	Fish and Wildlife Coordination Act
BLS	Bureau of Labor Statistics	gal	gallons
BMPs	Best Management Practices	GCDs	Groundwater Conservation Districts
Ca.	circa	GEO	Geostationary Earth Orbit
CAA	Clean Air Act	GHG	greenhouse gas
CBRA	Coastal Barrier Resources Act	gpd	gallons per day
CCAFS	Cape Canaveral Air Force Station	gpm	gallons per minute
CEQ	Council on Environmental Quality	gpy	gallons per year
CERCLA	Comprehensive Environmental Response, Compensation, and Liability Act	GTO	Geostationary Transfer Orbit
CFR	Code of Federal Regulations	HAP	hazardous air pollutant
CNRAs	Coastal Natural Resource Areas	HMERP	Hazardous Materials Emergency Response Plan
CO	carbon monoxide	HMMP	Hazardous Materials Management Plan
$\text{CO}_2$	carbon dioxide	HPS	High Pressure Sodium
COTS	Commercial Orbital Transportation Services	Hz	Hertz
CWA	Clean Water Act	ISS	International Space Station
CZMA	Coastal Zone Management Act	ITEC	International Technology, Education, and Commerce Center
dB	decibel	km	kilometers
dBA	A-weighted decibel	$L_{A\text{max}}$	A-weighted maximum sound level
DNL	Day-Night Average Sound Level	lbs	pounds
DOE	U.S. Department of Energy	LEO	low Earth orbit
DOT	U.S. Department of Transportation	$L_{\text{max}}$	maximum sound level
$E_c$	Expected Casualty	LNG	liquefied natural gas
EDR	Environmental Data Report	LOA	Letter of Authorization
EIS	Environmental Impact Statement	LOX	liquid oxygen
EO	Executive Order		

LRGVDC	Lower Rio Grande Valley Development Council	O <sub>3</sub>	ozone
MBTA	Migratory Bird Treaty Act	OASPL	overall sound pressure level
MGD	million gallons per day	OSHA	Occupational Safety and Health Administration
mg/L	milligrams per liter	PA	Programmatic Agreement
MGY	million gallons per year	PM <sub>2.5</sub>	particulate matter 2.5 microns or less in diameter
MMH	monomethylhydrazine	PM <sub>10</sub>	particulate matter less than 10 and greater than 2.5 microns in diameter
MOA	Memorandum of Agreement	ppb	parts per billion
MOVES	Motor Vehicle Emissions Simulator	ppm	parts per million
mph	miles per hour	PSD	Prevention of Significant Deterioration
MSAT	Mobile Source Air Toxic	PSF	Permanent School Fund
MVEC	Magic Valley Electric Cooperative	RCRA	Resource Conservation and Recovery Act
NAAQS	National Ambient Air Quality Standards	RF	radio frequency
NASA	National Aeronautics and Space Administration	RLV	reusable launch vehicle
NCDC	National Climate Data Center	ROD	record of decision
NEPA	National Environmental Policy Act	ROI	Region of Influence
NESHAP	National Emissions Standards for Hazardous Air Pollutants	ROW	Right-of-Way
NFIP	National Flood Insurance Program	RP-1	rocket propellant/refined petroleum-1
NHL	National Historic Landmark	SCM	Special Conservation Measure
NHPA	National Historic Preservation Act	SDWA	Safe Drinking Water Act
NIHL	noise-induced hearing loss	SEDUE	La Secretaria de Desarrollo Urbano y Ecologia
NIOSH	National Institute for Occupational Safety and Health	SEL	Sound Exposure Level
NMFS	National Marine Fisheries Service	SEMARNAT	La Secretaria de Medio Ambiente y Recursos Naturales
NO <sub>2</sub>	nitrogen dioxide	SLC	Space Launch Complex
NO <sub>x</sub>	nitrogen oxide	SO <sub>2</sub>	sulfur dioxide
NOA	Notice of Availability	SpaceX	Space Exploration Technologies Corp.
NOAA	National Oceanic and Atmospheric Administration	SPCCP	Spill Prevention, Control, and Countermeasures Plan
NOI	Notice of Intent	STEC	South Texas Electric Cooperative
NOTAM	Notice to Airmen	SUV	sport utility vehicle
NOTMAR	Notice to Mariners	SWAC	Solid Waste Advisory Committee
NPDES	National Pollutant Discharge Elimination System	SWMP	Stormwater Management Plan
NPS	National Park Service	SWPPP	Stormwater Pollution Prevention Plan
NRCS	Natural Resources Conservation Service	TAC	Texas Administrative Code
NRHP	National Register of Historic Places	TCEQ	Texas Commission on Environmental Quality
NRI	Nationwide River Inventory	TCMP	Texas Coastal Management Program
NSR	New Source Review	TDS	total dissolved solids
NTO	nitrogen tetroxide	TGLO	Texas General Land Office
NWR	National Wildlife Refuge		



THC	Texas Historical Commission	USAF	U.S. Air Force
TNC	The Nature Conservancy	U.S.C.	U.S. Code
TPDES	Texas Pollutant Discharge Elimination System	USCB	U.S. Census Bureau
TPWD	Texas Parks and Wildlife Department	USCG	U.S. Coast Guard
TRI	Toxic Release Inventory	USDA	U.S. Department of Agriculture
TSCA	Toxic Substances Control Act	USFWS	U.S. Fish and Wildlife Service
TSD	treatment, storage, and disposal	UTB	University of Texas-Brownsville
TWDB	Texas Water Development Board	VAFB	Vandenberg Air Force Base
TxDOT	Texas Department of Transportation	VCR	Visual Contrast Rating
UDMH	unsymmetrical dimethyl hydrazine	VOC	volatile organic compound
U.S.	United States	W	watt
USACE	U.S. Army Corps of Engineers	WRAP	Western Regional Air Partnership
USACHPPM	U.S. Army Center for Health Promotion and Preventive Medicine	WSMR	White Sands Missile Range
		yd <sup>3</sup>	cubic yards

THIS PAGE INTENTIONALLY LEFT BLANK

## **1.0 INTRODUCTION**

Space Exploration Technologies Corp. (SpaceX) has proposed to construct and operate a private launch site in order to accommodate the number of launches that the company has on its launch manifest. SpaceX's orbital launch manifest is continually growing, with approximately 40–60 launches financially committed and under contract. The proposed private launch site is needed to provide SpaceX with an exclusive launch facility that would allow the company to accommodate these launches which have tight launch windows. SpaceX intends to apply to the Federal Aviation Administration (FAA) Office of Commercial Space Transportation (AST) for launch licenses and/or experimental permits to conduct launches of the Falcon Program launch vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site.

Issuing launch licenses and experimental permits is considered a major Federal action subject to environmental review under the National Environmental Policy Act (NEPA) of 1969 as amended (42 United States Code [U.S.C.] §4321 *et seq.*). The FAA prepared this Environmental Impact Statement (EIS) in accordance with NEPA, Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA (40 Code of Federal Regulations [CFR] Parts 1500-1508), and FAA Order 1050.1E, Change 1, *Environmental Impacts: Policies and Procedures*.

This EIS evaluates the potential direct, indirect, and cumulative environmental effects that may result from the FAA Proposed Action of issuing launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a launch site on privately owned property in Cameron County, Texas (Exhibit 1.0-1). SpaceX proposes to construct a vertical launch area and a control center area to support up to 12 commercial launch operations per year with a maximum of two Falcon Heavy launches (Exhibit 1.0-2). Launch operations include not only launches, but also pre-flight activities such as mission rehearsals and static fire engine tests. The environmental analysis in this EIS for the proposed issuance of launch licenses and/or experimental permits to SpaceX focuses on proposed construction and operational activities associated with the Proposed Action, and includes all related actions considered connected to the Proposed Action.

### **1.1 BACKGROUND**

Founded in 2002, SpaceX is a commercial space transportation company headquartered in Hawthorne, California. SpaceX developed the Falcon 1 and Falcon 9 vertical orbital launch vehicles, both of which were built with the goal of becoming reusable launch vehicles.

In order to control quality and costs, SpaceX designs, tests, and fabricates the majority of its components in-house, including the Merlin, Kestrel, and Draco rocket engines used on the Falcon launch vehicles and the Dragon spacecraft (SpaceX 2012). In 2006, the National Aeronautics and Space Administration (NASA) awarded SpaceX a Commercial Orbital Transportation Services (COTS) contract to design and demonstrate a launch system to resupply cargo to the International Space Station (ISS).





Exhibit 1.0-2. Location of Proposed Vertical Launch Area and Control Center Area

On December 8, 2010, with the launch of the COTS Demo Flight 1 (C1) mission, SpaceX became the first privately funded company to successfully launch, orbit, and recover a spacecraft, called the Dragon capsule. In addition, on May 31, 2012, SpaceX successfully completed the COTS 2/3 mission that made Dragon the first commercial spacecraft to visit the ISS, as well as the first commercial cargo resupply vehicle to return to Earth from the ISS. NASA also awarded SpaceX a contract to develop and demonstrate a human-rated Dragon capsule as part of its Commercial Crew Development program to transport crew to the ISS. SpaceX is planning its first Falcon 9 flight with a crewed Dragon in 2016, when it expects to have a fully certified, human-rated launch escape system incorporated into the spacecraft. This launch would take place at Cape Canaveral Air Force Station (CCAFS) in Florida.

Besides NASA contracts, SpaceX has signed contracts with private sector companies, foreign government agencies, and the United States (U.S.) military for its launch services at its collective launch locations. In 2009, SpaceX launched, for a paying customer, a satellite into low Earth orbit (LEO) with its Falcon 1 booster.

SpaceX launched its first commercial geostationary satellite in 2013 from a Falcon 9 (SpaceX 2013). SpaceX executed nine back-to-back successful launches of its Falcon 9 vehicle and was the first commercial company in history to reenter a spacecraft from Earth orbit.

SpaceX has one former launch site, two current launch sites, and one testing facility, including:

- Omelek Island, Kwajalein Atoll, Marshall Islands – for launch of the Falcon 1 vehicle
- Space Launch Complex (SLC)-40, CCAFS, Florida – for launch of the Falcon 9 vehicle
- SLC-4E, Vandenberg Air Force Base (VAFB), California – currently under construction for launch of the Falcon 9 and Falcon Heavy vehicles
- McGregor Test Site, McGregor, Texas – for testing and development of SpaceX flight hardware

Five Falcon 1 launches occurred at Omelek Island, Kwajalein Atoll. After these launches of the Falcon 1, the site was no longer needed and SpaceX closed the site and returned the property to pre-launch conditions.

Falcon 9 launches on the SpaceX manifest are currently planned for CCAFS SLC-40 and VAFB SLC-4E (Polar Launches); both the Falcon 9 maiden flights on June 4, 2010, and December 8, 2010, took place at CCAFS SLC-40. CCAFS is SpaceX's launch site for NASA flights, including all flights to the ISS.

SpaceX broke ground on a launch site at VAFB, on July 13, 2011. In addition to Falcon 9 launches, the SLC-4E launch site is also intended for use by the Falcon Heavy launch vehicle, with a test flight to be scheduled in 2014. SpaceX plans to launch up to 16 flights per year by 2015 from VAFB (SpaceX 2013a).

Since 2003, SpaceX has leased a 650-acre engine test site in McGregor, Texas from the City of McGregor. The test site is a portion of a larger area of property (approximately 9,700 acres) that was previously owned by the U.S. Navy and was the site of a Naval Weapons Industrial Reserve Plant from 1966 to 1995. The McGregor test site refitted the largest test stand at the facilities for Falcon 9 testing. Currently, SpaceX uses the site to test engines that are used in SpaceX launch vehicles. In 2012, SpaceX constructed a concrete launch pad and additional support infrastructure at the facility for testing of the Grasshopper reusable launch vehicle (RLV). On October 18, 2013, the FAA issued SpaceX an

experimental permit to conduct suborbital launches and landings of the Grasshopper RLV from the McGregor test site. The environmental analysis for the experimental permit analyzed up to 70 annual suborbital launches and landings of the Grasshopper RLV. To date, SpaceX has conducted nine Grasshopper RLV launches under the experimental permit. The McGregor test site is approximately 443 miles from the proposed launch site in Cameron County, Texas.

SpaceX's orbital launch manifest is continually growing, with approximately 40–60 launches financially committed and under contract. In order to accommodate these commercial launches with very tight launch windows, SpaceX proposes to construct and operate its own exclusive launch site. SpaceX's private launch site would allow SpaceX to do the following:

- Perform aerospace operations work
- Develop and operate a safe, economically -viable commercial launch site
- Develop a safe, economically -viable operations site
- Expand the commercial space launch industry by meeting SpaceX's demand for launch site services

SpaceX identified and screened potential sites for commercial launch activities. After extensive evaluation, which included consideration of economic and technological constraints, the proposed location in southern Texas was identified by SpaceX as the only viable location for SpaceX to construct and operate its commercial Falcon vehicles. Please refer to Section 2.3, *Alternatives Considered but Not Carried Forward*, for information on alternative sites considered by SpaceX.

## **1.2 FEDERAL AGENCY INVOLVEMENT**

### **1.2.1 Role of the FAA**

The FAA licenses and regulates U.S. commercial space launch and reentry activity, as well as the operation of non-Federal launch and reentry sites, as authorized by Executive Order (EO) 12465, *Commercial Expendable Launch Vehicle Activities*, and the Commercial Space Launch Act of 2011 (51 U.S.C. Subtitle V, ch. 509, §§50901-50923). The FAA's mission is to ensure public health and safety and the safety of property while protecting the national security and foreign policy interests of the U.S. during commercial launch and reentry operations. In addition, the FAA is directed to encourage, facilitate, and promote commercial space launches and reentries.

The FAA has the responsibility, under the Commercial Space Launch Act, to do the following:

- Promote economic growth and entrepreneurial activity through use of the space environment for peaceful purposes
- Encourage the U.S. private sector to provide launch vehicles, reentry vehicles, and associated services by
  - simplifying and expediting the issuance and transfer of commercial licenses, and
  - facilitating and encouraging the use of government-developed space technology
- Ensure that the Secretary of Transportation provides oversight and coordinates the conduct of commercial launch and reentry operations, issue and transfer commercial licenses authorizing

those operations, and protects the public health and safety, safety of property, and national security and foreign policy interests of the U.S.

- Facilitate the strengthening and expansion of the U.S. space transportation infrastructure, including the enhancement of U.S. launch sites and launch-site support facilities, and development of reentry sites, with Federal, State, and private sector involvement, to support the full range of U.S. space-related activities

The decision for the FAA to issue launch licenses and/or experimental permits is considered a major Federal action under NEPA. The FAA is responsible for analyzing the potential environmental impacts associated with licensing and permitting of commercial launch vehicles.

### **1.2.2 Role of Cooperating Agencies**

As defined in 40 CFR § 1508.6, a cooperating agency may be any Federal agency other than the lead agency that has jurisdiction by law or special expertise with respect to the environmental impacts expected to result from a proposal. An agency has “jurisdiction by law” if it has the authority to approve, veto, or finance all or part of the proposal (40 CFR §1508.15). An agency has “special expertise” if it has statutory responsibility, agency mission, or related program experience with regard to a proposal (40 CFR §1508.26). A lead agency must request the participation of cooperating agencies as early as possible in the NEPA process, use the environmental analyses and proposals prepared by cooperating agencies as much as possible, and meet with cooperating agencies at their request (40 CFR §1501.6[a]). A cooperating agency’s responsibility includes participation in the NEPA process as early as possible, participation in the scoping process, and, on the lead agency’s request, development of information to be included in the EIS and providing staff support in its preparation (40 CFR §1501.6[b]).

Four cooperating agencies are involved in this Proposed Action: NASA, National Park Service (NPS), U.S. Army White Sands Missile Range (WSMR), and the U.S. Army Corps of Engineers (USACE).

NASA provides special expertise with respect to potential environmental impacts from space launches and the operation of a launch site. NASA also has special expertise and interest in the operation of reusable suborbital rockets through its programs, which are intended to help foster the development of the commercial reusable suborbital transportation industry. Additionally, NASA uses Space Act Agreements and contracts, as well as competitions to promote technology development and demonstration. NASA’s partnerships with commercial suppliers and private enterprises are expanding such that NASA may have a direct or indirect contribution to a commercial payload. For these reasons, NASA requested to be a cooperating agency in the development of this EIS.

The NPS is a bureau of the U.S. Department of the Interior and manages the 397 units of the National Park System. NPS provides special expertise with respect to the National Register of Historic Places (NRHP), National Heritage Areas, National Wild and Scenic Rivers, National Historic Landmarks, and National Trails. NPS requested to be a cooperating agency in the development of this EIS based on the proximity of the proposed project area to the Palmito Ranch Battlefield National Historic Landmark (NHL) and other historic properties.



The U.S. Army's WSMR provides special expertise with respect to environmental issues concerning space launch vehicles. WSMR provides relevant information and analysis regarding any EIS documentation requirements that are unique to its NEPA implementation procedures that would not normally be addressed by the FAA. WSMR requested to be a cooperating agency in the development of this EIS.

The USACE is responsible for regulating structures and work, including the deposition of dredge and/or fill material, in waters of the U.S. and provides special expertise with respect to environmental issues concerning these impacts. The FAA requested by letter that the USACE Regulatory Branch, Galveston District be a cooperating agency. USACE has agreed to participate as a cooperating agency. In addition, the USACE would be responsible for issuing Section 404 (Clean Water Act [CWA]) and Section 10 (Rivers and Harbors Act) permits for fill of waters of the U.S., including wetlands. The USACE may adopt this EIS for the issuance of any permits. The USACE Basic Project Purpose is to construct and operate an exclusive launch site on privately owned property. The project is considered to be "non-water dependent" as it does not require siting in or on a special aquatic site, such as a wetland, to meet the basic project purpose. The USACE Overall Project Purpose is to construct and operate a vertical launch area and control center area to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a launch site on privately owned property. The proposed private launch site is needed to provide SpaceX with an exclusive launch site that would allow the company to meet tight launch windows.

The FAA entered into a Memorandum of Agreement (MOA) with each of these cooperating agencies. The cooperating agencies are responsible for developing and verifying information, including portions of the EIS for which the cooperating agency has special expertise under 40 CFR §1506.1.

In addition, the FAA sent a letter to the U.S. Fish and Wildlife Service (USFWS) on April 30, 2012, requesting that USFWS participate as a cooperating agency in the development of the EIS. On May 7, 2012, the USFWS notified the FAA that the USFWS would not be participating as a cooperating agency. However, the FAA and USFWS continue to coordinate on the project and will conduct all required regulatory consultations as required by law.

### **1.3 PURPOSE AND NEED**

#### **1.3.1 SpaceX Purpose and Need**

SpaceX has proposed to construct and operate a private launch site in order to accommodate the number of launches that the company has on its launch manifest. The proposed private launch site is needed to provide SpaceX with an exclusive launch site that would allow the company to accommodate its launch manifest and meet tight launch windows. To be successful as a commercial space launch site, the area must meet the locational, technical, and operational criteria of the Falcon launch vehicle program. These criteria are presented in Section 2.3, *Alternatives Considered but Not Carried Forward*. SpaceX intends to apply to the FAA for launch licenses and/or experimental permits to conduct launches of the Falcon Program vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site on privately owned property in Cameron County, Texas. The FAA would likely issue launch specific licenses for the first few years of operation from the exclusive launch site. SpaceX may then apply for a launch operator license, which lasts for five years and covers the same family of vehicles.

### 1.3.2 FAA Purpose and Need

The **purpose** of the FAA's Proposed Action of issuing launch licenses and/or experimental permits to SpaceX to conduct launches from the exclusive use launch site in Cameron County, Texas is to fulfill the FAA's responsibilities as authorized by EO 12465 (*Commercial Expendable Launch Vehicle Activities*, 49 FR 7099, 3 CFR, 1984 Comp., p. 163) and the Commercial Space Launch Act (51 U.S.C. Subtitle V, ch. 509 §§50901-50923) for oversight of commercial space launch activities, including issuing launch licenses and experimental permits to operate reusable orbital and suborbital launch vehicles. The Proposed Action would be consistent with the objectives of the Commercial Space Launch Act.

The **need** for the Proposed Action results from the statutory direction from Congress under the Commercial Space Launch Act to protect the public health and safety, safety of property, and national security and foreign policy interest of the U.S. and to encourage, facilitate, and promote commercial space launch and reentry activities by the private sector in order to strengthen and expand U.S. space transportation infrastructure. The FAA expects to receive applications for launch licenses and experimental permits from SpaceX to conduct launches of the Falcon Program vehicles and a variety of reusable suborbital launch vehicles from the proposed launch site. The FAA must review each application and determine whether to issue the license or permit.

### 1.4 FAA LICENSES, PERMITS, REGULATIONS, AND APPROVALS

The FAA statutory and regulatory requirements pertaining to commercial launches and individual launch operators are described in 14 CFR Chapter III, Parts 400-450. Under the Proposed Action, SpaceX would be the exclusive user of the site. Therefore, SpaceX is not required to apply for and obtain a Launch Site Operator License (14 CFR Part 420). SpaceX could apply for and obtain the following types of licenses and/or experimental permits:

- Launch-Specific License — “authorizes a licensee to conduct one or more launches, having the same launch parameters, of one type of launch vehicle from one launch site” (14 CFR §415.3[a]). A licensee's authorization to launch terminates upon completion of all launches authorized by the license or the expiration date stated in the license, whichever occurs first.
- Launch Operator License — “authorizes a licensee to conduct launches from one launch site, within a range of launch parameters, of launch vehicles from the same family of vehicles transporting specified classes of payloads” (14 CFR §415.3[b]). A launch operator license remains in effect for five years from the date of issuance.
- Experimental Permit — “authorizes launch and reentry of a reusable suborbital rocket” (14 CFR §437.7). An experimental permit lasts for one year from the date it is issued.

### 1.5 OTHER ENVIRONMENTAL REQUIREMENTS

Preparation of this EIS, public review and comment, and issuance of a Record of Decision (ROD) would fulfill the FAA's requirements under NEPA. However, if the FAA decides to issue launch licenses and/or experimental permits to SpaceX, acquisition of other permits under other regulations would also be required, including, but not limited to, the following:

- Air quality permit(s) issued by the Texas Commission on Environmental Quality (TCEQ) for air emission sources (Texas Clean Air Act [CAA])
- Section 404 CWA and Section 10 (Rivers and Harbors Act) permits issued by USACE for fill of wetlands
- Permits issued by the Texas General Land Office (TGLO) for coastal construction and operation (Coastal Zone Management Act [CZMA], Texas Open Beaches Act, and the Dune Protection Act)
- Texas Pollutant Discharge Elimination System (TPDES) permit issued by TCEQ for water pollutant discharges (CWA)
- Construction permit issued by Cameron County for construction in the floodplain (EO 11988, U.S. Department of Transportation [DOT] Order 5650.2, and the National Flood Insurance Program [NFIP])
- Utility permits issued by the Texas Department of Transportation (TxDOT) for installation of utility lines
- Permit issued by the Cameron County Department of Health and Human Services for the design and operation of a septic system

## **1.6 PUBLIC INVOLVEMENT IN THIS EIS PROCESS**

The FAA follows NEPA, the CEQ Regulations for Implementing the Procedural Provisions of NEPA (40 CFR §1506.6), and FAA Order 1050.1E, which directs agencies to involve the public in preparing and implementing their NEPA procedures. The FAA provided opportunities for the public to give input on the proposed project through the public scoping period in May 2012 and again in the public comment period for the Draft EIS in May 2013. The FAA has also worked closely with the cooperating agencies and consulting agencies in the preparation of this EIS. The following sections summarize the public involvement conducted for this EIS.

### **1.6.1 Scoping Process**

NEPA allows for an early and open process for determining the scope of issues to be addressed in an EIS and for identifying the significant issues related to a Proposed Action. This public participation process is called scoping.

Scoping is a fundamental part of the EIS development process and promotes better decision making. Scoping not only informs the public about the Proposed Action and alternatives but also identifies issues and concerns early in the EIS process that are of particular interest to affected communities. Public input is used to assist resource specialists in data collection and analysis during the development of the Draft EIS.

### **1.6.2 Scoping Notification**

Scoping for the development of the EIS began with the publication of the Notice of Intent (NOI) in the *Federal Register* on April 10, 2012 (FAA 2012a). In the NOI, the FAA invited the participation of Federal, State, and local agencies, Native American tribes, environmental groups, citizens, and other interested parties to assist in determining the scope and significant issues to be evaluated in the EIS.

The FAA provided several notifications of its intent to prepare an EIS and conduct scoping, including the following:

- Publishing in the *Federal Register*
- Posting flyers for the scoping meetings in local libraries, gas stations, and within the surrounding communities (e.g., Boca Chica Village)
- Hand-delivering notices to the residents of Boca Chica Village
- Advertising in local newspapers
- Mailing notification and coordination letters
- Publishing information on the FAA website:
  - [http://www.faa.gov/about/office\\_org/headquarters\\_offices/ast/environmental/nepa\\_docs/review/documents\\_progress/spacex\\_texas\\_launch\\_site\\_environmental\\_impact\\_statement/](http://www.faa.gov/about/office_org/headquarters_offices/ast/environmental/nepa_docs/review/documents_progress/spacex_texas_launch_site_environmental_impact_statement/)

The flyers and newspaper advertisements announced the FAA's intent to prepare an EIS; the date, times, and location for the public scoping meeting; and the various ways for the public to provide comments (Appendix A). Flyers were posted at the following locations:

- Main utility pole at each entrance of Boca Chica Village
- Nine mailboxes in Boca Chica Village
- Brownsville Public Library, Main Branch, Public Bulletin Board
- Brownsville Public Library, Southmost Branch, Public Bulletin Board
- South Padre Island City Hall
- South Padre Island Mayor's Office
- Port Isabel City Hall
- Brownsville School District Office
- International Technology, Education, and Commerce (ITEC) Center, Brownsville, Texas

Advertisements were placed in three local newspapers a week before the scoping meeting for three consecutive days (Table 1.6-1).

**Table 1.6-1. Scoping Meeting Notice—Publication Dates for Newspapers**

Newspaper	Dates	Page Number <sup>1</sup>
<i>The Brownsville Herald</i>	May 9, 2012	C8
	May 10, 2012	C3
	May 11, 2012	C2
<i>Valley Morning Star</i>	May 9, 2012	B5
	May 10, 2012	B5
	May 11, 2012	B5
<i>El Bravo</i> (Spanish language)	May 9, 2012	7
	May 10, 2012	5
	May 11, 2012	5

Note: <sup>1</sup>Page number as published in the newspaper.

Notification and coordination letters were sent to Federal, State, and local agencies; elected officials; American Indian Tribes; and special interest groups that the FAA determined would most likely be interested in the Proposed Action. These letters were sent following the publication of the NOI in the

*Federal Register*. Each letter provided the FAA's notification of its intent to prepare an EIS and described the Proposed Action and No Action Alternative, background information on the Proposed Action, and details on public participation opportunities.

#### 1.6.2.1 Scoping Meetings

An agency scoping meeting was conducted on May 15, 2012, from 9:00 a.m. to 11:00 a.m., at the Brownsville Economic Development Council Board Room, 301 Mexico Boulevard, Suite F-1, Brownsville, Texas. The following agencies attended the meeting: USACE, USFWS, National Oceanic and Atmospheric Administration (NOAA), NPS, TGLO, Texas Parks and Wildlife Department (TPWD), and the Texas Historical Commission (THC). During this meeting, the FAA gave a brief presentation of the Proposed Action and had an open discussion with agencies regarding issues and concerns. Following the agency scoping meeting, a site visit was conducted to introduce the agencies to the proposed vertical launch area and control center area.

A public scoping meeting was held to solicit input from the public on potential issues that may need to be evaluated in the EIS (Appendix A). The scoping meeting was held on May 15, 2012, from 5:00 p.m. to 8:00 p.m., at the ITEC Center, located at 301 Mexico Boulevard, Suite G-1, Brownsville, Texas. The meeting format included an "open house" workshop. The "open house" format created a comfortable atmosphere for attendees—one in which they could speak individually with FAA and SpaceX representatives. During the scoping meeting, FAA and SpaceX project team representatives (i.e., FAA personnel, SpaceX personnel, and support contractors) were available to explain the proposed project and alternatives, answer questions about the project, and describe the environmental impact analysis process and related time line. Two Spanish-speaking project team representatives were available at the scoping meetings to aid in the discussions and help translate project information to Spanish speaking community members. Poster displays located throughout the open house provided information on the NEPA—Areas of Analysis, Proposed Action and Alternatives, Licensing and Permitting Process, Public Involvement Process, and SpaceX information. In addition to poster displays, a video was provided by SpaceX highlighting SpaceX's mission and activities. The FAA provided an informational overview presentation from 6:00 p.m. to 6:15 p.m., followed by a public comment period from 6:15 p.m. to 8:00 p.m.

A total of 519 individuals signed in at the meetings, including Federal and State elected officials, the media, city government agencies, local community planning groups, and local school representatives. The public comment portion of the meeting from 6:15 p.m. to 8:00 p.m. allowed a 3-minute statement from attendees who signed up to speak. A stenographer captured these oral comments verbatim. The meeting yielded 52 oral comments and 301 written comments. Most comments expressed general support for the proposal. Several elected officials and local community leaders also expressed their support for the Proposed Action.

#### 1.6.2.2 Scoping Public Comments

The public had five ways to provide comments during the scoping period: 1) provide written comments during the scoping meeting, 2) provide comments orally during the scoping meeting, 3) submit

comments via email to faaspacexeis@cardnotec.com, 4) fax comments to (410) 990-0455, and 5) mail written comments to: Ms. Stacey M. Zee, Environmental Protection Specialist, Federal Aviation Administration, SpaceX EIS–c/o Cardno TEC, Inc., 275 West Street–Suite 110, Annapolis, MD 21401.

Overall, there were a total of 588 comments, resolutions, and letters of support received during the comment period from April 10, 2012, to May 30, 2012. Numerous comments were received after the scoping comment period ended and have been addressed in this EIS. Table 1.6-2 summarizes the number of comments submitted through the various methods made available to the public.

**Table 1.6-2. Summary of Scoping Comments Received**

Method of Comment Submittal	Supporting Comments	Opposing Comments	General	Total Number of Comments Received
Written Comment at Scoping Meeting	298	1	2	301
Oral Comment at Scoping Meeting	51	0	1	52
Email	90	20	15	125
Fax	6	0	0	6
Mail	103	1	0	104
<b>Total</b>	<b>548</b>	<b>22</b>	<b>18</b>	<b>588</b>

Note: Duplicate comments submitted via different methods were only counted once.

The public generally expressed support for the Proposed Action in their communities. The primary issues raised during scoping consisted of: socioeconomic benefits to Brownsville and nearby communities; potential unavoidable effects to pristine, sensitive habitat and the species that depend on it; nearby cultural resources; beach closures at Boca Chica Beach prior to and during launch operations; security due to the location in relation to the U.S./Mexico border; and decline of property values and quality of life in Boca Chica Village. To a lesser extent, scoping comments focused on increased traffic on State Highway 4, noise, and the evaluation of cumulative effects.

### 1.6.3 Draft EIS Public Comment Period

A Notice of Availability (NOA) of the Draft EIS was published in the *Federal Register* on April 19, 2013 (FAA 2013a; Appendix A). The NOA described the Proposed Action, provided the public hearing date and time (May 7, 2013 from 5:00 p.m. to 8:00 p.m.), informed the public on how to obtain a copy of the Draft EIS, and initiated the public comment period. Copies of the Draft EIS were distributed the week of April 8, 2013. Advertisements were published in the following newspapers one week before the public hearing for three consecutive days (Table 1.6-3).

**Table 1.6-3. Public Meeting Notice—Publication Dates for Newspapers**

Newspaper	Dates	Page Number <sup>1</sup>
<i>The Brownsville Herald</i>	May 1, 2013	C5
	May 2, 2013	C3
	May 3, 2013	C2
<i>Valley Morning Star</i>	May 1, 2013	B5
	May 2, 2013	B5
	May 3, 2013	B4

**Table 1.6-3. Public Meeting Notice—Publication Dates for Newspapers**

Newspaper	Dates	Page Number <sup>1</sup>
<i>El Bravo</i> (Spanish language)	May 1, 2013	7
	May 2, 2013	7
	May 3, 2013	5

Note: <sup>1</sup>Page number as published in the newspaper.

The advertisements summarized the Proposed Action, provided public hearing date and time, informed the public on how to obtain a copy of the Draft EIS, and described the five ways to submit public comments. Flyers were also used to announce the NOA and comment period for the Draft EIS. Flyers were posted at the following locations:

- Main utility pole at each entrance of Boca Chica Village
- Residences in Boca Chica Village
- Main Public Library Public Bulletin Board
- Southmost Library Public Bulletin Board
- ITEC Center

The FAA also sent notification letters, e-mails, and compact discs (CDs) containing the Draft EIS to individuals; Federal, State, and local agencies; elected officials; and various interest groups that were part of the mailing list compiled during the scoping period (refer to Chapter 11). In addition, the FAA mailed CDs of the Draft EIS to the following American Indian tribes: the Chairman of the Apache Tribe of Oklahoma, the Chairman of the Comanche Nation of Oklahoma, the Tribal Historic Preservation Officer of the Kiowa Tribe of Oklahoma, the President of the Mescalero Apache Tribe, and the President of the Tonkawa Tribe of Oklahoma.

#### 1.6.3.1 Agency Meeting and Public Hearing

On May 7, 2013, from 10:00 a.m. to 12:00 p.m., the FAA conducted an agency meeting at the Brownsville Economic Development Council Boardroom, located at 301 Mexico Blvd., Suite F-1, Brownsville, TX. The agency meeting was attended by representatives from the U.S. Environmental Protection Agency (EPA) Region 6, TPWD, USFWS, USACE, TGLO, NPS, and THC.

The FAA held a public hearing in an open house format, followed by a short presentation and a formal public comment period in Brownsville, TX on May 7, 2013. The open house consisted of a sign in table, poster stations, and comment tables. Poster displays located throughout the open house provided information on the Proposed Action, Licensing and Permitting Process, Environmental Effects for Water and Biological Resources, Environmental Effects for Noise and Compatible Land Use and Visual and Cultural Resources, SpaceX information, and Public Involvement in the Draft EIS. In addition to poster displays, factsheets were provided, and a video of a Falcon 9 launch was provided by SpaceX. Copies of the meeting posters and factsheets were also available on the FAA website: [http://www.faa.gov/about/office\\_org/headquarters\\_offices/ast/environmental/nepa\\_docs/review/documents\\_progress/spacex\\_texas\\_launch\\_site\\_environmental\\_impact\\_statement/](http://www.faa.gov/about/office_org/headquarters_offices/ast/environmental/nepa_docs/review/documents_progress/spacex_texas_launch_site_environmental_impact_statement/).

Attendees were encouraged to write their comments using a comment form included in the factsheet or to provide verbal comments to a court reporter. A total of 539 individuals signed in at the hearing, including Federal and State elected officials, the media, city government agencies, local community planning groups, and local school representatives.

#### 1.6.3.2 Draft EIS Public Comments

The Draft EIS was made available for review by all stakeholders, including Federal, State, and local government agencies, special interest groups, and private citizens interested in the Proposed Action. The Draft EIS public comment period allowed the public to consider the analysis provided in the Draft EIS and ask questions or provide comments to FAA. The public was provided several ways to comment on the Draft EIS: 1) Provide written or verbal comments at the public hearing; 2) Submit comments via email to [faaspacexeis@cardnotec.com](mailto:faaspacexeis@cardnotec.com); 3) Fax comments to (410) 990-0455; or 4) Mail written comments.

On May 20, 2013, the EPA Region 6 requested a 21-day extension of the review period ending Monday, June 24, 2013. On June 11, 2013, the FAA published a formal notice of the comment period extension in the *Federal Register* and informed agencies and public stakeholders (FAA 2013b; Appendix A).

During the public comment period, the FAA received a total of 337 comments. Comments were received from 4 Federal agencies, 3 State agencies, 7 local agencies, 5 elected officials, 24 non-government agencies, and 294 individuals. All comments received during the Draft EIS comment period between April 19, 2013 and June 24, 2013 are included in Volume III, *Comments on the Draft EIS*. The FAA assessed and considered public and agency comments on the Draft EIS both individually and collectively. Due to the large number of comment submittals (letters, e-mails, comment forms, public hearing transcripts) that were received and the similarity of many comments, the FAA elected to categorize and group similar comments for response. Where comments led to modifications in the EIS, the response briefly describes the change and identifies the section of the EIS where the change can be found. Responses are provided in Volume II, Appendix A, *Public Involvement*.

## 1.7 EIS DOCUMENT STRUCTURE

The EIS is broken down into three Volumes with the following Chapters and Appendices:

Volume I includes the Executive Summary and Chapters 1 through 14:

- Chapter 2 describes the Proposed Action and reasonable alternatives, including the No Action Alternative
- Chapter 3 presents the environmental baseline or affected environment for the environmental resource areas subject to potential impacts from implementation of the Proposed Action
- Chapter 4 provides the analysis of potential environmental impacts to the environmental resources with implementation of the Proposed Action and the No Action Alternative
- Chapter 5 describes the potential cumulative impacts that could arise from implementing the action alternatives



- Chapter 6 discusses mitigation measures and environmental commitments that would be undertaken by SpaceX to address identified environmental impacts, should the FAA decide to issue launch licenses and/or experimental permits to SpaceX
- Chapter 7 discusses unavoidable adverse impacts
- Chapter 8 addresses the relationship between local short-term uses of the environment and enhancement of long-term productivity
- Chapter 9 presents irreversible and irretrievable commitment of resources
- Chapter 10 contains the list of preparers and contributors
- Chapter 11 lists those agencies, organizations, and persons who requested copies of this EIS
- Chapter 12 lists the references cited in the document
- Chapter 13 presents a glossary of terms used in the EIS
- Chapter 14 contains an index of common terms

Volume II includes Appendix A through K:

- Appendix A, Public Involvement
- Appendix B, Federal Consistency Review: Texas Coastal Management Program
- Appendix C, Section 106 and Section 4(f) Consultation
- Appendix D, Launch Noise Modeling Report
- Appendix E, Air Emissions Calculations and Assumptions
- Appendix F, Jurisdictional Wetland Determination
- Appendix G, USFWS and NMFS Correspondence
- Appendix H, EDR Reports
- Appendix I, Airspace
- Appendix J, Health and Safety
- Appendix K, Ground and Traffic Transportation
- Appendix L, Climate
- Appendix M, SpaceX Wetland Mitigation Plan

Volume III contains copies of comments received on the Draft EIS.

The resources areas addressed in this EIS are consistent with the requirements of FAA Order 1050.1E, Change 1, and include analyses of the environmental resource areas listed below:

- Compatible Land Use (Including Farmlands and Coastal Resources)
- Section 4(f) Properties

- Noise
- Light Emissions and Visual Impacts
- Historical, Architectural, Archaeological, and Cultural Resources
- Air Quality
- Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)
- Biological Resources (Fish, Wildlife, and Plants)
- Hazardous Materials, Pollution Prevention, and Solid Waste
- Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks
- Natural Resources and Energy Supply
- Secondary (Induced) Impacts

Additional resources areas were also considered including airspace, health and safety, and ground traffic and transportation.

NEPA requires that Federal agencies to include analysis of potential transboundary effects extending across the border and affecting another country's environment. Because of the proximity of the proposed vertical launch area to the U.S./Mexico border, the FAA has considered the potential for transboundary impacts. For the purposes of this EIS, transboundary impacts are addressed in Section 3.3 and 4.3, *Noise*, as the potential for transboundary impacts would occur from noise during launches. Potential transboundary impacts on migratory birds are addressed in Section 4.8, *Biological Resources (Fish, Wildlife, and Plants)*.

## 2.0 PROPOSED ACTION AND ALTERNATIVES

This chapter describes the Proposed Action, the No Action Alternative, and alternatives considered but not carried forward for further analysis. A comparative summary of the impacts of the alternatives is provided in the Executive Summary (see Section ES.6, *Summary of Potential Environmental Effects*).

The CEQ regulations establish a number of policies for Federal agencies, including “...using the NEPA process to identify and assess reasonable alternatives to the Proposed Action that will avoid or minimize adverse effects of these actions on the quality of the human environment” (40 CFR §1500.2 [e]). SpaceX developed evaluation factors that were applied to the potential locations for operation of the Falcon 9 and Falcon Heavy launch vehicle program. With these factors in mind, alternative sites were examined by SpaceX. Section 2.3, *Alternatives Considered but Not Carried Forward*, describes alternative sites considered by SpaceX in its planning process and the reasons for which those sites were found to be infeasible. The alternatives carried forward in the EIS are based on the purpose and need as outlined in Section 1.3, *Purpose and Need*.

### 2.1 PROPOSED ACTION

The Proposed Action, which is the Preferred Alternative, is for the FAA to issue launch licenses and/or experimental permits to SpaceX that would allow SpaceX to conduct launches of the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles from a private launch site on privately owned property in Cameron County, Texas (Exhibit 1.0-1). Section 1.4, *FAA Licenses, Permits, Regulations, and Approvals*, lists the types of launch licenses and/or experimental permits the FAA could issue to SpaceX. In addition to issuing new launch licenses and/or experimental permits, this EIS also includes the renewal of launch licenses and/or experimental permits, through 2025. The FAA could renew a launch license and/or experimental permit if requested, in writing, by SpaceX at least 60 days (for experimental permits) or 90 days (for launch licenses) before the permit or license expires. Any future activities proposed by SpaceX that require FAA approval, and are not covered in this EIS, would require additional environmental analysis conducted in compliance with NEPA, CEQ Regulations, and FAA Order 1050.1E, Change 1.

As part of the Proposed Action, SpaceX would construct a vertical launch area and a control center area (Exhibit 1.0-2) to support its launch activities. All facilities would be constructed through private funding, and on 68.9 acres of currently undeveloped, private property that would be purchased or leased by SpaceX. In addition, new underground power and data lines would be installed in the State Highway 4 (Boca Chica Boulevard) Right-of-Way (ROW) from the control center area to the vertical launch area.

Proposed operations would consist of up to 12 launch operations per year, which could include a maximum of two Falcon Heavy launches, as well as associated pre-flight activities such as mission rehearsals and static fire engine tests (see Section 2.1.1.5, *Pre-Launch Activities* for further discussion). All Falcon 9 and Falcon Heavy launches would be expected to have commercial payloads, including satellites or experimental payloads. In addition to standard payloads, the Falcon 9 and Falcon Heavy may also carry a capsule, such as the SpaceX Dragon capsule. Within the 12 launch operations per year,

SpaceX may elect to launch smaller suborbital launch vehicles from this proposed site. All launch trajectories would be to the east over the Gulf of Mexico.

The requirements for obtaining and possessing a launch license and/or experimental permit are described in 14 CFR Parts 400-450. The completion of the environmental review process does not guarantee that the FAA would issue launch licenses and/or experimental permits to SpaceX to launch from the proposed privately owned site in Cameron County, Texas. The Proposed Action must also meet the FAA safety, risk, and indemnification requirements. As part of the licensing process, SpaceX also would need to obtain a Letter of Authorization (LOA) from the Houston Air Route Traffic Control Center (ARTCC) to operate the Falcon 9 and Falcon Heavy in the proposed airspace before any launches could commence. Please see Appendix I for more discussion on airspace. SpaceX would also coordinate with the Secretariat of Communications and Transportation–Mexico regarding launch notifications.



**Falcon 9 Launch Vehicle**

### **2.1.1 Operational Activities**

The Falcon launch vehicle program, including all its models, is designed for minimal vehicle assembly and processing on the launch pad. The goal is to launch within a few days to several weeks of payload arrival at a launch site. The Falcon 9 and Falcon Heavy launch vehicles are described below, as are the operational parameters for these vehicles. Regarding other reusable suborbital launch vehicles that could be permitted or licensed to launch from the proposed launch site, as noted at the end of Section 2.1.1.2 below, such vehicles would be smaller than the Falcon 9 and may consist of the first stage of a Falcon 9.

#### **2.1.1.1 Falcon 9 Launch Vehicle**

The Falcon 9 is a medium-lift class launch vehicle with a gross lift-off weight of approximately 1,100,000 pounds (lbs) with an approximate length of 224 feet (ft). The Falcon 9 uses liquid oxygen (LOX) and highly refined kerosene, also known as rocket propellant-1 or refined petroleum-1 (RP-1), as propellants to carry payloads into orbit (see Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage* for further discussion of LOX and RP-1 propellant storage).

#### First and Second Stages

The first stage of the Falcon 9 is approximately 12 ft by 150 ft, and includes nine Merlin 1D engines. The Merlin engine produces 146,000 lbs of thrust and contains a pump-fed gas generator cycle, turbine

exhaust roll control, and hydraulic thrust-vector control. The first stage consists of aluminum LOX and RP-1 tanks that hold approximately 62,000 gallons (gal) of LOX and 38,000 gal of RP-1.

The second stage is approximately 12 ft by 41 ft, not including the fairing and payload, and uses one Merlin vacuum engine. The fairing (the top portion of the vehicle where the payload is encapsulated) would be 17 ft by 35 ft, and a smaller version may also be used. The second stage consists of approximately 15,000 gal of LOX and 9,000 gal of RP-1 in tanks with a common bulk head.

The Falcon 9 launch vehicle uses helium gas stored in high pressure composite over-wrapped cylinders to pressurize the propellant tanks for both first and second stages (see Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage* for further discussion of helium gas storage). The helium flow is controlled through solenoid valves. Both stages include radio frequency (RF) transmitters.

#### 2.1.1.2 Falcon Heavy

The Falcon Heavy is a heavy-lift class launch vehicle with a gross lift-off weight of approximately 3,400,000 lbs. It has a width of 36 ft and an overall length of approximately 224 ft. The Falcon Heavy could place satellites/payloads into LEO and Geostationary Transfer Orbit (GTO). LEO generally applies to orbits less than 1,200 miles (2,000 kilometers [km]) above Earth's surface, while GTO is a transfer orbit on the way to Geostationary Earth Orbit (GEO), which is more than 22,000 miles (35,000 km) above Earth's surface.

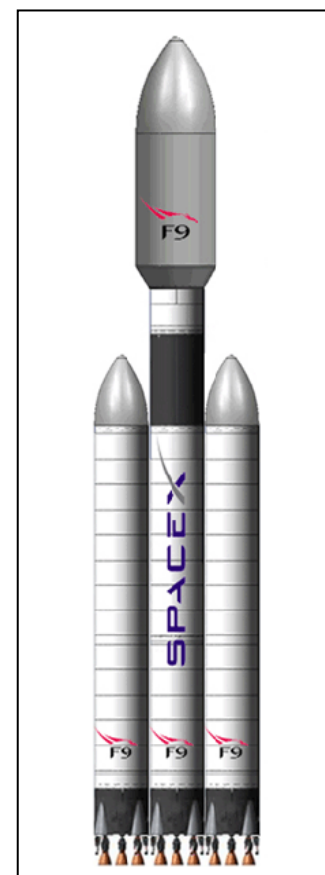
##### First and Second Stages

The Falcon Heavy consists of a standard Falcon 9 with two additional boosters supporting the first stage flight. The booster pods are slightly modified versions of the Falcon 9 first stage. Thus, each is 12 ft by 100 ft and has nine Merlin 1D engines (for a total of 27 engines). Like the Falcon 9 vehicle, the Falcon Heavy uses LOX and RP-1 for its propellants. Thrust on lift-off is approximately 3.9 million lbs of force.

The Falcon Heavy second stage, identical to the Falcon 9 second stage, is 12 ft by 41 ft, and uses LOX and RP-1 propellants. The fairing for the Falcon Heavy would be larger to accommodate larger payloads—it may be up to 50 ft in length. Like the Falcon 9, both stages include RF transmitters.

The center core engines are throttled down after liftoff and up to two engines may be shut down as the vehicle approaches maximum acceleration. After the side boosters drop off, the center core engines throttle back up to full thrust. The center engine in each side core continues to burn for a few seconds after separation to control the trajectory of the side booster.

Table 2.1-1 describes the general characteristics of different types of launch vehicles and shows a comparison of the Falcon launch vehicle program and other companies' launch vehicles. The Falcon 9 is



**Falcon Heavy Launch  
Vehicle**

comparable in size to the Atlas V launch vehicle (United Launch Alliance–Lockheed Martin and Boeing). Compared to the NASA Space Shuttle, the Falcon 9 is slightly shorter (Shuttle is 184 ft) and weighs much less at lift-off (Shuttle’s weight at lift-off was 4.5 million lbs). The Falcon Heavy is comparable to the Delta IV Heavy (United Launch Alliance–Lockheed Martin and Boeing) but can carry more than twice the payload of the Delta IV Heavy.

**Table 2.1-1. General Characteristics of Launch Vehicles, including the Falcon 9 and Falcon Heavy\***

Parameter	Falcon 1	Falcon 9	Falcon Heavy	Atlas IIAS	Atlas V**	Delta IV	Titan IV
Length (ft)	68	224	224	156	194	230	183
Width (ft)	5.5	12	12, with two 12-ft boosters	10	12.5	16.4	14
Stages	2	2	2	2	2 + 1 SRM	2	2 + 2 SRM †
First Stage Propellant	LOX/RP-1	LOX/RP-1	LOX/RP-1	LOX/RP-1	LOX/RP-1	LOX/LH <sub>2</sub>	Liquid and solid†
Weight (lbs)	60,000	1,100,000	3,400,000	413,500	774,000	1,630,000	2,070,000
Thrust at Lift-off	454 KN/ 102 Klb	5,844 KN/ 1,314 Klb	17,532 KN/ 3,942 Klb	3,546 KN/ 797 Klb	2,891 KN/ 650 Klb	2,891 KN/ 650 Klb	15,100 KN/ 3,400 Klb††

Notes: SRM = solid rocket motor; LH<sub>2</sub> = liquid hydrogen; KN = kilonewtons; Klb = kilopounds-force; ft = feet; lbs = pounds; LOX = liquid oxygen; RP-1 = rocket propellant-1

† Indicates Titan IV first stage contains a core rocket engine using hypergolic propellants and two solid rocket motors using 88% Hydroxyl Terminated Polybutadiene fuels.

†† Indicates thrust level was from Titan IVB-12 launch.

\*The Atlas, Delta, and Titan vehicles are not part of the SpaceX Falcon launch vehicle program and would not be launched from the proposed SpaceX Texas Launch Site.

\*\* Indicates these characteristics are for the Atlas V 411 configuration, such as flown for the Atlas V NROL-28 launch.

Within the 12 launch operations per year, the Proposed Action also includes permitted launches of reusable suborbital launch vehicles. A reusable suborbital launch vehicle could consist of a Falcon 9 Stage 1 tank with a maximum propellant (LOX and RP-1) load of approximately 6,900 gal.

#### 2.1.1.3 Payloads

All Falcon 9 and Falcon Heavy launches would be expected to have payloads, including satellites or experimental payloads. Most payloads would be commercial; however, some could be Department of Defense payloads, NASA payloads, or a Federal contribution to a commercial payload. This contribution can be monetary (e.g., funding a technology

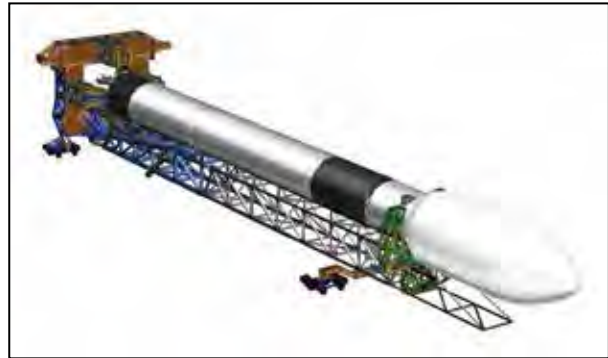


**SpaceX Dragon Capsule**

demonstration) or physical, such as providing a secondary payload/instrument.

#### Primary Payload Processing

SpaceX anticipates that primary commercial payload processing would occur at the control center area. The control center area and associated facilities are described in Section 2.1.2.2, *Control Center Area*. Primary payload processing activities include payload checkout, spacecraft propellant loading, and payload encapsulation in the fairing. Radiating, a common standard communication check before launch, of the payload would occur during processing. Once primary payload processing is completed, the payload would be trucked to the vertical launch area prior to launch. In addition to standard payloads, the Falcon 9 and Falcon Heavy vehicles may carry a capsule, such as the SpaceX Dragon capsule, which is being developed to deliver cargo and experiments to LEO. The Dragon capsule's dry weight could range from 8,000 to 15,000 lbs depending on its cargo and configuration. Dry weight is the weight of the payload without the associated propellant weight. For missions where Dragon is payload, Dragon would re-enter Earth's atmosphere at a pre-planned trajectory and would be tracked to a soft-landing in the Pacific Ocean (off the California coast). Dragon has an electronic locator beacon and would be located and recovered by a pre-positioned salvage vessel. Recovery would occur within 24 hours of re-entry. The recovered Dragon would be returned to SpaceX facilities in either Hawthorne, California; Vandenberg Air Force Base, California; or McGregor, Texas.



**Falcon 9 on Transporter-Erector**

Most payloads would almost always include some additional propellants on board, either for orbit maintenance or orbital insertion burns. Payload propellants may include hypergolic fuels such as unsymmetrical dimethyl hydrazine (UDMH), monomethylhydrazine (MMH), and nitrogen tetroxide (NTO), as well as pressurized gases including helium and nitrogen, and some solid propellants. Hypergolic describes a propellant that ignites on contact with an oxidizer. UDMH, MMH, and NTO would be stored in the control center area in the satellite fuels storage area (see Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage* for further discussion of propellant storage). Helium and nitrogen gases would be required at both the vertical launch and control center areas (see Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage* for further discussion of these process gases).

Quantities would vary but could total up to 4,840 lbs for combined weight of MMH and NTO for the Falcon 9 and up to 12,000 lbs for the Falcon Heavy. The propellant weight for the Dragon capsule is relatively fixed and is approximately 2,850 lbs. Total payload weights (dry weight plus propellant weights) could be up to 17,850 lbs for the Falcon 9 and 50,000 lbs for the Falcon Heavy. Prior to use, propellants would be stored in sealed containers at the control center area. Payloads would be fueled in either the Payload Processing Facility or the Integration and Processing Hangar (hereafter Hangar), and any residual propellants would be returned to the storage facility. A small amount of ordnance, such as small explosive bolts and on-board batteries, would also typically be used and stored in the payload



processing facility in the control center area (see Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste* for further discussion of ordnance quantities). Any hazardous materials would be handled in accordance with Federal, State, and local laws and regulations. SpaceX would establish an emergency response team, and spills would be contained and cleaned up per the procedures identified in the SpaceX Hazardous Materials Emergency Response Plan (HMERP).

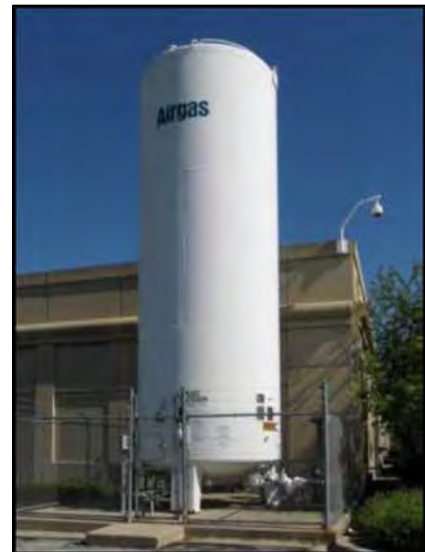
Ground transportation support during a launch campaign (preparation for and the actual launch event) would be minimal. This support would consist of a truck to deliver a crane and four delivery trucks for delivery of the first stage, second stage, interstage, and payload. In addition, approximately 6 fuel and helium trucks would make monthly deliveries, as needed. Generator fuel (diesel/gasoline) would be stored at the control center area (see Exhibits 2.1-4a and 2.1-4b and Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage* for further discussion of fuels).

The first and second stages would arrive separately, likely from either Hawthorne, California or McGregor, Texas, via over-sized truck (similar in size to a mobile home) and two security escorts, and would be placed in the Hangar. Once at the Hangar, the stages and boosters would be checked and prepared for mating. During vehicle operations, vehicle integration, and checkouts, radiating in RF bands would occur. Only non-ionizing radiation would be used. Vertical launch area operations and vehicle processing for the Falcon 9 and the Falcon Heavy would be virtually identical.

Upon completing any necessary primary payload processing, the payload would be delivered to the Hangar. The payload would then be mated to the launch vehicle. The 16.5-ft payload is attached to the Falcon 9 vehicle and loaded on the transporter-erector. Payloads would be delivered to the Hangar for final payload processing and vehicle assembly. The Hangar and immediate vicinity would be used for all unloading, storage, and any necessary final payload processing. The bridge cranes would be used during the integration of the launch vehicle and its payload. Approved safety procedures, to accommodate both non-hazardous and hazardous payload processing, such as ordnance installation and loading of liquid propellants onto the second stage, would be in place. The Hangar would be certified to meet National Fire Protection Association requirements for electrical systems and equipment, including crane consoles.

#### 2.1.1.4 Propellant, Gas, Fuel, Oil, and Solvent Storage

LOX and RP-1 would be stored in dedicated propellant storage areas within the vertical launch area. The vertical launch area and associated facilities are described in Section 2.1.2.1, *Vertical Launch Area*. The exact tank dimensions are not known at this time; however, LOX tanks could be 60,000 gal each, approximately 14 x 80 ft. RP-1 tanks could be 50,000 gal each, approximately 12 x 60 ft. The tanks would be corrosion resistant. Propellant storage would be required for the quantities used by the Falcon Heavy vehicle in addition to amounts for losses and quick turn-around times, including 350,000 gal of LOX and 200,000 gal of RP-1. Losses include LOX that is lost when it boils



**Typical LOX Storage Tank**



off in storage or when lines and tanks are chilled. RP-1 would be lost if there was an aborted launch attempt. Approximately six tanks for LOX and four tanks for RP-1 would be needed at the vertical launch area. The storage locations for all Falcon program propellants would meet the appropriate level of separation and protection.

Helium would be used as a pressurant for the main tanks during flight. It would also be used as a purge during fueling operations and at engine start. Helium would be obtained from commercial sources via a tanker and would be stored in above ground storage tanks (high pressure tube banks). Approximately 6,750 cubic feet (ft<sup>3</sup>) and approximately 13,000 ft<sup>3</sup>, water volume, of helium and nitrogen, respectively, would be stored at the vertical launch area (see Section 2.1.2.1, *Vertical Launch Area* for further discussion of process gas storage). In addition, approximately 1,000 ft<sup>3</sup> of helium storage and 3,000 ft<sup>3</sup> of nitrogen storage would be required at the control center area (see Section 2.1.2.2, *Control Center Area* for further discussion of process gas storage). Typical storage of these gases would be six to eight tanks, approximately 2 ft x 40 ft each.



**Typical Helium Storage Tank**

Payload fuel, UDMH, MMH, and NTO, would be stored for each mission only. SpaceX does not intend to store bulk quantities of these propellants in large tanks. A typical storage tank for these types of propellants is 50 gal, though SpaceX may also use up to 250 gal per container in some cases. These propellants would be stored in above ground storage tanks in the approximate 20 x 20 ft satellite fuels storage area of the control center area (see Section 2.1.2.2, *Control Center Area*, Exhibit 2.1-4b). In addition, up to 2,000 gal of hydrazine could be stored at the satellite fuel storage area of the control center area. Further information on the quantity of these propellants can be found in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, Table 4.9-1, *Hazardous Materials Associated with Proposed Operations*).

All tanks and containment systems would be cleaned, tested, and certified before first use; all tanks would be tested to the DOT, American Society of Mechanical Engineers (ASME) Section VIII Pressure Vessel Code requirements, or American Petroleum Institute storage tank requirements, as applicable. Permanent over-ground lines would be installed to connect both the LOX and the RP-1 storage areas to the launch pad. These piping systems would be designed, installed, and tested in accordance with ASME B31.3 Piping Code requirements.

First and second stage fueling of LOX and RP-1 would be done with quick disconnect fittings typically used in the aerospace industry. Gaseous nitrogen would be used on the system for cleanliness purges, and liquid nitrogen would be used for cooling purges on an as-needed basis. Gaseous nitrogen would be created from liquid nitrogen delivered to the site by commercial truck.

In addition, approximately 100 gal of isopropyl alcohol would be on site per launch operation for additional cleaning operations, though only 20 gal would be required for various cleaning operations during launch preparation. Solvent flushes would be performed during operation of the launch vehicle

programs. Small volumes (less than 300 gal) of heavy gear oil, hydraulic oil, and cutting oil (less than 5 gal), and a limited supply of various solvents and adhesives would be stored in the shop area in the Hangar or at the pad for general use in the maintenance of ground equipment. An oxygen/acetylene torch with its associated gases (carbon dioxide [CO<sub>2</sub>] and argon) may also be used on a limited basis. Welding gases and supplies would be stored in 10 K-bottles each. Welding equipment would be maintained on site for occasional use. Approximately 10,000 gal of generator fuel (diesel/gasoline) would be stored at the vertical launch area (see Section 2.1.2.1, *Vertical Launch Area*, Exhibit 2.1-3).

#### 2.1.1.5 Pre-Launch Activities

This section describes the activities that may be conducted leading up to an actual launch. Pre-launch activities would include mission rehearsals, static fire engine tests, and coordination with governmental agencies and media outlets to provide notification of launch operations and establish secure areas in the vicinity of the vertical launch area. SpaceX is developing a Security Plan that will outline a process to prevent the public from accessing the area during hazardous operations.

##### Mission Rehearsals

The goal of mission rehearsals is to verify that all vehicle and ground systems are functioning properly, as well as to verify that all procedures are properly written. After final systems checkout, there would typically be a mission rehearsal without propellants on board (referred to as a dry dress rehearsal), followed by a mission rehearsal with propellants on the vehicle (referred to as a wet dress rehearsal) to verify full launch readiness. During a wet dress rehearsal, ground operators step through the flight procedures. The entire launch countdown is executed, with a pre-programmed abort just before the engine startup sequence, and before ignition. Two dress rehearsals (one dry and one wet within 32 days of launch) are typical in a launch preparation schedule to allow for team training and for coordination of activities between the mission-specific SpaceX crew and operations personnel.

##### Static Fire Engine Tests

In addition to conducting dress rehearsals to verify full launch readiness, SpaceX might conduct static fire engine tests. The goal of a static fire engine test is to verify engine control and performance. A static fire engine test is identical to a wet dress rehearsal (i.e., propellants on the vehicle), except engine ignition occurs. During a static fire engine test, the launch vehicle engines are ignited for approximately two seconds and then shut down.

##### Public Notification of Launch Operations

Launches, wet dress rehearsals, and static fire engine tests would require restricting public access in the vicinity of the vertical launch area and securing land and water areas (referred to as the closure area; see Exhibit 2.1-1). These activities would require public notification.

Approximately two weeks in advance of a launch operation (i.e., actual launch, wet dress rehearsal, or static fire engine test), the Cameron County Commissioner's Court would be notified of the proposed date, the expected closure times, and backup closure dates and times. SpaceX would post written notices of the date, time, and the proposed closure area in several businesses and local offices in the

area and within the County, as well as an advertisement in local newspapers. SpaceX would also coordinate with the Secretariat of Communications and Transportation–Mexico with regard to launch activities. In addition, SpaceX would coordinate with U.S. Customs and Border Protection, Cameron County and State of Texas law enforcement agencies, the U.S. Coast Guard (USCG), and Houston ARTCC in order to ensure public safety and allow for the issuance of Notice to Mariners (NOTMAR) and Notice to Airmen (NOTAM).

Approximately 3-6 days prior to a launch operation that would require a closure, the public would be notified through local media and through the use of NOTMARs and NOTAMs. SpaceX would also inform the cities of Brownsville and South Padre Island; NPS; Palo Alto Battlefield National Historic Park; USFWS, Lower Rio Grande Valley National Wildlife Refuge (NWR); TPWD; TGLO; and TxDOT of the launch operation and associated closure schedules. SpaceX has committed to work with the USFWS to fund additional resources or personnel necessary to enforce the closures required for launch operations, including the additional closure of land requested by the USFWS to the extended soft checkpoint.

#### Security Plan Implementation

As part of the licensing and permitting process, SpaceX must develop a plan (i.e., Security Plan) that defines the process for ensuring that any unauthorized persons, vessels, trains, aircraft, or other vehicles are not within the FAA-approved hazard area<sup>1</sup>. The Security Plan must include safety and security personnel for each launch operation and roadblocks and other security checkpoints. SpaceX also must develop and implement agreements and plans with local authorities whose support is needed to ensure public safety during all launch processing and flight, in accordance with 14 CFR §417.111. The Security Plan will describe the procedures for securing the closure area, thus limiting public access in the area on the day of a launch operation. The closure area would include areas along State Highway 4, on Boca Chica Beach, and offshore areas (see Exhibit 2.1-1). SpaceX would coordinate with the following entities on developing and implementing the Security Plan: U.S. Customs and Border Protection; Cameron County and State of Texas law enforcement agencies; the cities of Brownsville and South Padre Island; NPS; Palo Alto Battlefield National Historic Park; USFWS, Lower Rio Grande Valley NWR; TPWD; TGLO; TxDOT; and USCG.

SpaceX proposes to limit public access at two pre-defined checkpoints on State Highway 4 to ensure that unauthorized persons remain out of the FAA-approved hazard area. The two checkpoints include a soft checkpoint on State Highway 4, just west of the U.S. Customs and Border Protection checkpoint (approximately 14–16 miles west of the State Highway 4 terminus at Boca Chica Beach). Government personnel, SpaceX personnel, emergency personnel, and anyone with property beyond this soft checkpoint could pass, but the general public would be denied access. The second checkpoint would be a hard checkpoint, just west of the control center area, which is a “no pass” area determined by the

---

<sup>1</sup> A launch operator must define a hazard area that confines the adverse effects of a hardware system should an event occur that presents a public hazard or launch location hazard. A launch operator must prohibit public access to the hazard area whenever a hazard is present unless the requirements for public access of paragraph (b) of this section are met (14 CFR §417.413).

FAA-approved hazard area (see Section 2.1.1.7, *Launch Failures*, for further discussion of the FAA-approved hazard area). No one would be permitted to pass by this hard checkpoint during launch operations.

The proposed closure area was developed in consultation with the USFWS and NPS due to the presence of the Lower Rio Grande Valley NWR and the Palmito Ranch Battlefield NHL. In addition to including the FAA-approved hazard area, the proposed closure area includes the entire NWR and NHL, because the USFWS and NPS expressed concern over potential public intrusion in these sensitive areas during launch operations.

The closures would last up to 15 hours on a launch day, with 6 hours being the typical closure time for a nominal launch. The 15-hour closure period allows for potential aborts and contingencies. A closure for a wet dress rehearsal or static fire engine test would be shorter than a closure for a launch. Closures for a wet dress rehearsal or static fire engine test would typically be 3 hours or less. The total number of closures and closure hours for wet dress rehearsals, static fire engine tests, and actual launches would fall within SpaceX's proposed 12 launch operations per year or annual maximum of 180 hours of closure per year.

During a closure, monitoring would be done by vehicle along existing roads including State Highway 4, as well as by video surveillance (e.g., high definition video camera with zoom lenses placed well above ground level on the water tower and/or lightning towers). SpaceX and law enforcement would monitor the area to the east of the checkpoints to ensure that the area is clear. Unless there is an emergency, SpaceX would not conduct ground sweeps in adjacent TPWD or USFWS land. Only in the case that video surveillance is insufficient would other monitoring methods be used such as:

- unmanned aerial surveillance (no more than two unmanned vehicles at the same time),
- manned aerial surveillance (one fixed-wing aircraft with flight time less than 30 minutes at an altitude of less than 1,000 ft),
- beach sweeps using ground vehicles suitable for beach travel (e.g., one all-terrain [ATV] or one sport utility vehicle [SUV]), or
- USCG vessel.

Table 2.1-2 below lists the actions that would be conducted to ensure the closure and security of the area prior to an actual launch. The same actions/activities would occur for other launch operations requiring a closure (i.e., wet dress rehearsal and static fire engine test), but the start time and durations would be different, because these other launch operations are not expected to last as long as an actual launch.

**Table 2.1-2. Launch Day Security Timeline**

<b>Action/Activity</b>	<b>Description</b>	<b>Start Time<sup>1</sup></b>	<b>Duration</b>
Establish Soft Checkpoint	Begin notification of launch and secure times to all passing the checkpoint. Record names/destinations passing the checkpoint	T-12 hrs	6 hrs
Lock down Soft Checkpoint	Restrict access to all but property owners and authorized personnel	T-6 hrs	Through Launch
Establish Hard Checkpoint	Restrict access to all but authorized personnel	T-4 hrs	Through Launch
Coast Guard on Station	Vessels prohibit boaters from entering restricted areas	T-4 hrs	Through Launch
Beach security sweep	SpaceX security verifies no unauthorized presence	T-3 hrs	20 min
Land aerial sweep	Verify via video surveillance, or if needed, unmanned aerial vehicle or ATV; no unauthorized presence	T-3 hrs	20 min
Trajectory sweep	Verify via visual sweep and/or aerial sweep no boaters in the safety zone	T-1 hrs	20 min
Final site sweep and evacuation		T-1 hrs	15 min

Notes: hrs = hours; min = minutes.

<sup>1</sup>This refers to the number of hours before engine ignition. For example, T-12 hrs means 12 hours prior to engine ignition.

On the day of a launch operation, the Boca Chica Beach would be closed to the public from the Brownsville Shipping Channel south to the U.S./Mexico border on the Gulf Coast (see Exhibit 2.1-1). The Brownsville Shipping Channel would not be affected by the closure. As necessary, SpaceX would monitor the beach area using video surveillance, an ATV or SUV, or small unmanned aerial vehicle to ensure that the area is clear before a launch operation. Small unmanned aerial vehicles are approximately 3 feet in diameter and are quiet. The beach closure for launch day would last up to 15 hours, but would typically be 3 hours or less for a wet dress rehearsal or static fire engine test. The Security Plan also would include a process for clearing offshore areas. This process would include coordinating with the USCG, issuing NOTMARs, and clearing the offshore area in order to ensure public safety. The USCG could conduct a boat patrol to sweep the offshore area to make sure the area is clear; this would continue to take place until SpaceX is ready to load propellant to the vehicle (approximately 3 hours prior to launch). If necessary, a final sweep of the closure areas by manned fixed-wing aircraft or unmanned aerial vehicle could be implemented at this time to ensure the areas are clear.

After the launch operation is completed, SpaceX and the FAA would notify law enforcement when the area has been deemed safe. Individuals needing to conduct nesting sea turtle beach patrols (e.g., Sea Turtle Inc.) would be given one hour to check the beach for sea turtle nests prior to the beach being re-opened for the general public. After completion of the sea turtle patrols, the checkpoints would be raised and the area would be re-opened for the public.



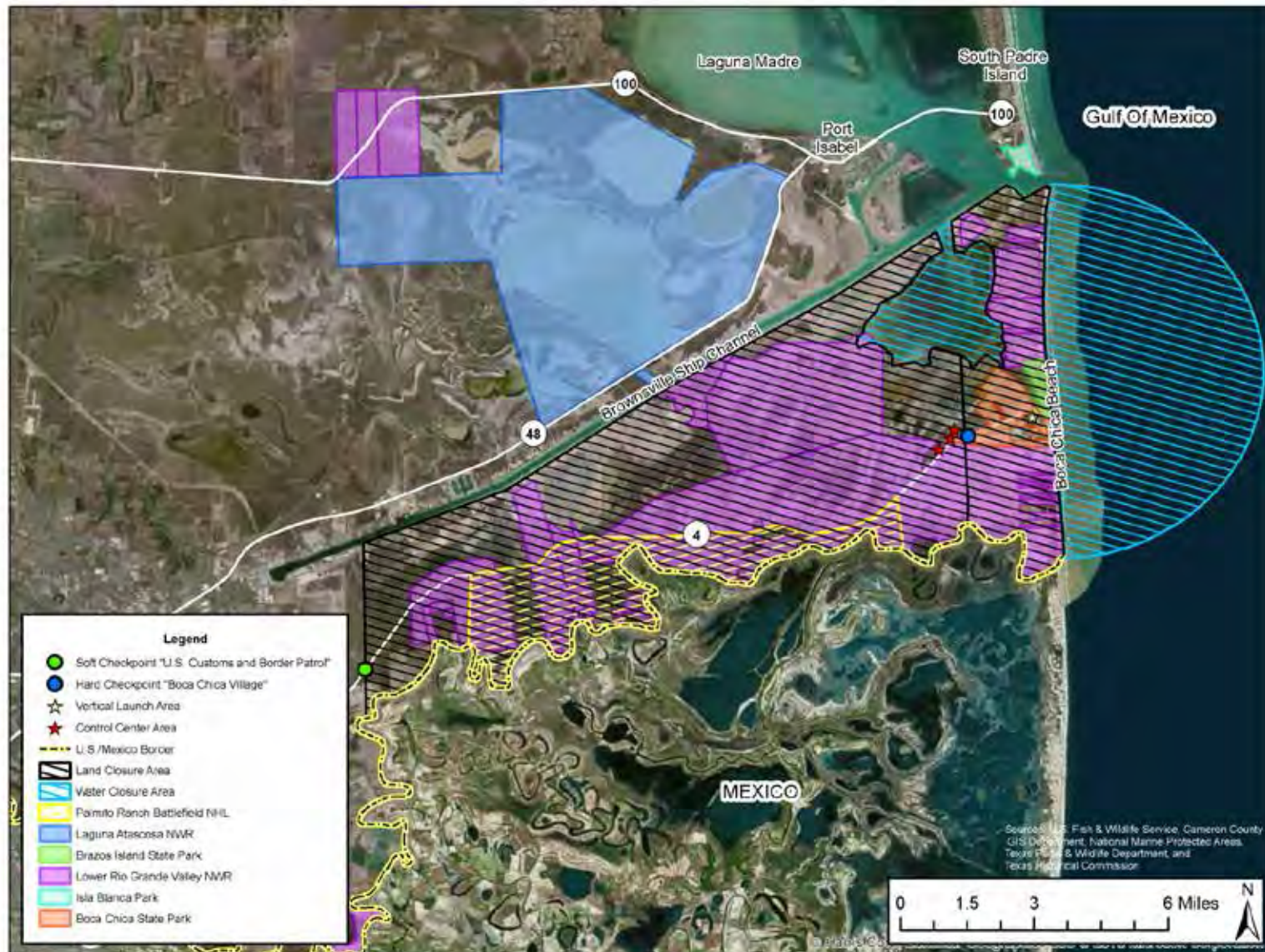


Exhibit 2.1-1. Proposed Launch Operations Closure Areas

### Activities at the Vertical Launch Area

On the day of a launch operation, the launch vehicle on the transporter erector would be moved to the launch pad from the vertical launch area Hangar and connected to the launch stand (refer to Section 2.1.2.1, *Vertical Launch Area*, for more detailed information on the launch pad). A wheeled vehicle, such as a small tug or other road equipment, would be used to pull the launch vehicle and transporter erector to the launch pad. Launch vehicles may be erected and de-erected several times prior to launch; the transporter erector is designed to make this operation quick and simple. On the day of a launch operation, the launch vehicle would be erected and final system checks completed. Approximately 3 hours before engine ignition (or in the case of a wet dress rehearsal, an abort), the vehicle would be loaded with propellant. Just before engine ignition, the transporter erector would be retracted at least 12 degrees from the vehicle. The transporter erector would be moved into the Hangar after the launch operation.

As discussed in Section 2.1.2.1 below, one water tower would be constructed at the vertical launch area as a deluge water system for sound and vibration suppression during an actual launch. The deluge water would be injected into the rocket exhaust plume and flame trench and sprayed on the launch pad deck. During an actual launch, the water tower would discharge up to 100,000 gal of water for a Falcon 9 launch operation and up to 200,000 gal for a Falcon Heavy launch operation. Details of the water tower and collection system are provided under Section 2.1.2.1, *Vertical Launch Area*.

#### 2.1.1.6 Nominal Trajectories

The majority of launches would be conducted between the hours of 7:00 a.m. and 7:00 p.m. However, there could be one nighttime launch per year. SpaceX would conduct all launches, including pre-flight activities, and all launches would be coordinated with the FAA and Houston ARTCC. The Falcon 9 and Falcon Heavy launch trajectories would be specific to each particular mission. However, all launches would be conducted to the east over the Gulf of Mexico, similar to what is depicted in Exhibit 2.1-2.

As part of the licensing and permitting evaluation process, the FAA conducts a policy review, payload review, financial determination, and safety review. SpaceX would complete an Expected Casualty ( $E_c$ ) Analysis as part of its license and/or permit application and the FAA would evaluate this analysis as part of the safety review to ensure that the results meet 14 CFR Part 400 regulations. All approved trajectories would be based on specific launch vehicle performance and characteristics and would satisfy 14 CFR Part 400 regulations. In addition to an  $E_c$  Analysis, SpaceX would perform a Flight Safety Analysis. The FAA would evaluate this Flight Safety Analysis to ensure that the resulting hazard areas meet 14 CFR Part 400 regulations.

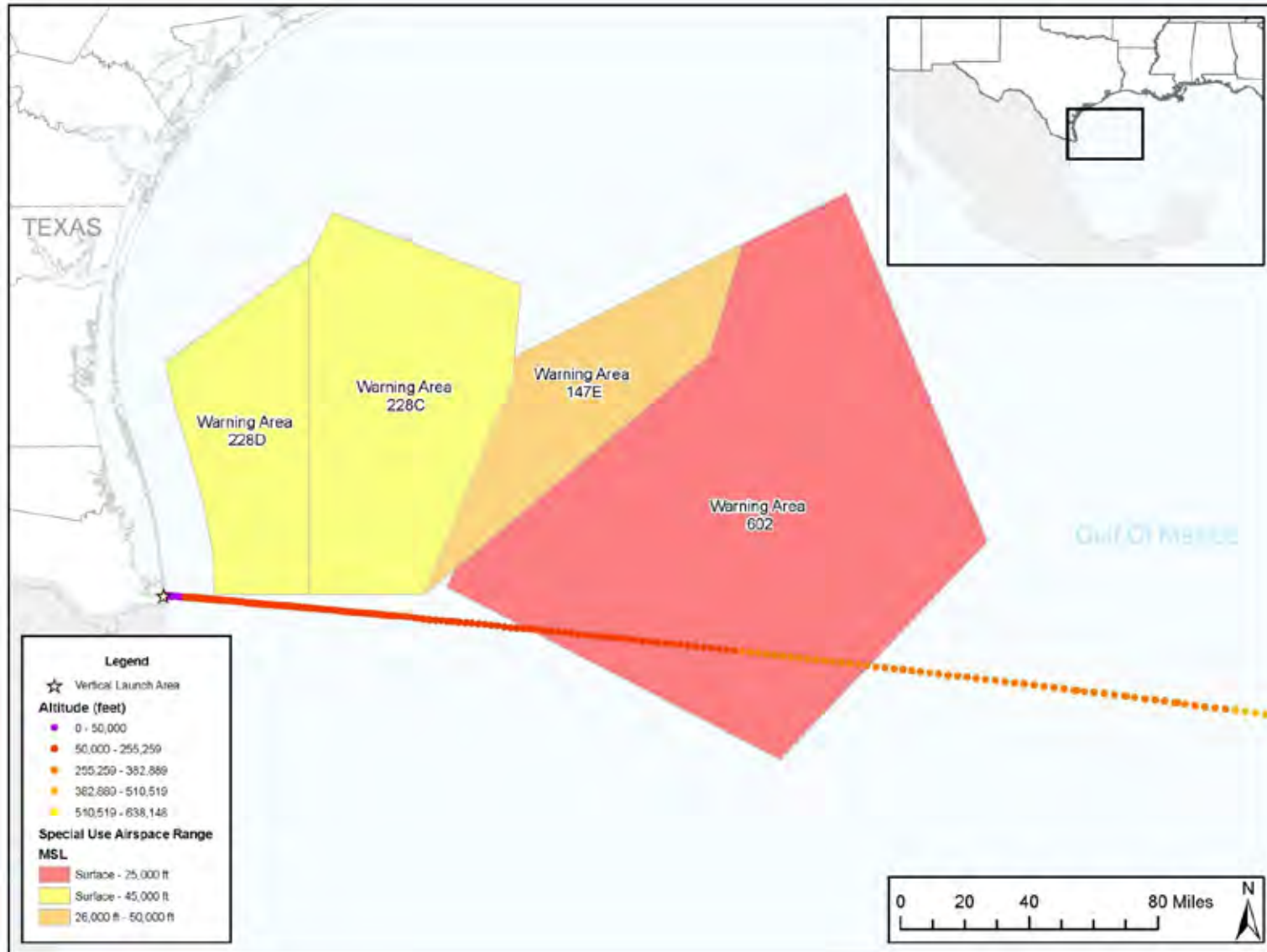


Exhibit 2.1-2. Example Falcon Heavy Trajectory



#### 2.1.1.7 Launch Failures

Although unlikely, a launch could fail. A launch vehicle failure on the launch pad represents the most substantial potential for impact. In the unlikely event of a launch failure, several scenarios are possible:

1. The entire launch vehicle, with onboard propellants, fails on the launch pad and an explosion occurs.
2. The entire launch vehicle, with onboard propellants, is consumed in a destruct action (refer to flight termination system below) during flight. The launch vehicle is largely consumed in the destruct action, but residual propellant escapes and vaporizes into an airborne cloud.
3. The launch vehicle survives to strike the water essentially intact, whereupon the propellant tanks rupture, releasing liquid propellants into surface waters.
4. The launch vehicle survives water impact without tank rupture and sinks to the bottom, but leaks propellant into the water over time.

The probability of any one of these scenarios is unknown. Based on the proposed trajectories, there is a high probability that the launch vehicle would fall into the Gulf of Mexico, along with some scattered debris. The FAA evaluates SpaceX's Ground Safety Analysis (14 CFR §417.405), which identifies each hazard, each associated cause, and each hazard control that a launch operator must establish and maintain to keep each identified hazard from affecting the public. In the event of a launch failure, the debris impacts would be expected to be contained within the FAA-approved hazard area.

In terms of impact, for a nominal trajectory, there would be no overflight of populated areas. In the unlikely event of a launch failure, the debris impacts would be expected to be contained within the FAA approved hazard area. The potential impacts from launch failures are discussed under the following resources areas that could be potentially affected by a launch failure: Section 4.6, *Air Quality*, Section 4.7, *Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains and Wild and Scenic Rivers)*, Section 4.8, *Biological Resources (Fish, Wildlife, and Plants)*, and Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*.

#### Flight Termination System

The launch vehicle would be equipped with either a thrust termination or a destructive flight termination system, or both, in the event the vehicle varied from the planned trajectory. The vehicle would break up and debris could land in the Gulf of Mexico.

#### 2.1.1.8 Recovery Efforts

##### First Stage

After a launch, the first stage of the Falcon 9 would land in the Gulf of Mexico, approximately 550 miles downrange, and would potentially be recovered by a salvage ship. The salvage ship would locate the first stage through telemetry signals from the stage. The recovered first stage would be returned to SpaceX facilities in Hawthorne, California. If the expended first stage could not be located, it would likely be due to damage. It would subsequently sink, and therefore it would not be recovered.

## Second Stage

The second stage would go into orbit with the payload. It would be left in orbit and safed per FAA regulations (14 CFR §Part 417.129), such as venting the vehicle and ensuring that the batteries would discharge.

### **2.1.2 Construction Activities**

SpaceX plans to construct facilities, structures, and utility connections in order to support the launch of the Falcon 9, Falcon Heavy, and other reusable suborbital launch vehicles. The facilities would be located in two areas: vertical launch area and control center area. The command and control functions for a launch are required to be conducted at a safe separation distance from the actual launch pad, which is approximately 2 miles away. As a result, the proposed control center area is approximately 2 miles west from the vertical launch area and north of Boca Chica Boulevard (Exhibit 1.0-2).

While the majority of the construction would occur during the day, small amounts of construction, such as pouring of concrete, would occur at night. All construction staging areas would occur within the proposed project boundaries and no additional areas would be required for staging. The proposed schedule for all construction activities is a 24-month period from start to finish. Construction activities would not begin until after the NEPA process and other required consultation and permitting requirements are complete.

#### **2.1.2.1 Vertical Launch Area**

Proposed facility and infrastructure construction at the vertical launch area would include the following:

- Integration and Processing Hangar (Hangar)
- Launch pad and stand with its associated flame duct
- Water tower
- Lightning protection towers (four total)
- Retention basin for deluge water
- Propellant storage and handling areas
- Workshop and office area
- Warehouse for parts storage
- Roads, parking areas, fencing, security, lighting, and utilities

The approximate 56.5-acre property, leased by SpaceX, is located directly adjacent to the eastern terminus of State Highway 4 (Boca Chica Boulevard), immediately south of Brazos State Park, approximately 5 miles south of Port Isabel and South Padre Island, approximately 18 miles east of Brownsville, and approximately 3 miles north of the U.S./Mexico border on the Gulf Coast of Texas (Exhibits 1.0-2 and 2.1-3).

Development of the vertical launch area at this location would only occur within 20 acres of the entire 56.5-acre property. The rest of the property would remain undeveloped/open space. Construction at this location would generally involve placing fill material to elevate land levels high enough to avoid frequent flooding. Fill material would be sourced from on-site whenever possible. All on-site material would come from within the 20-acre project area. If necessary, additional clean fill material would be

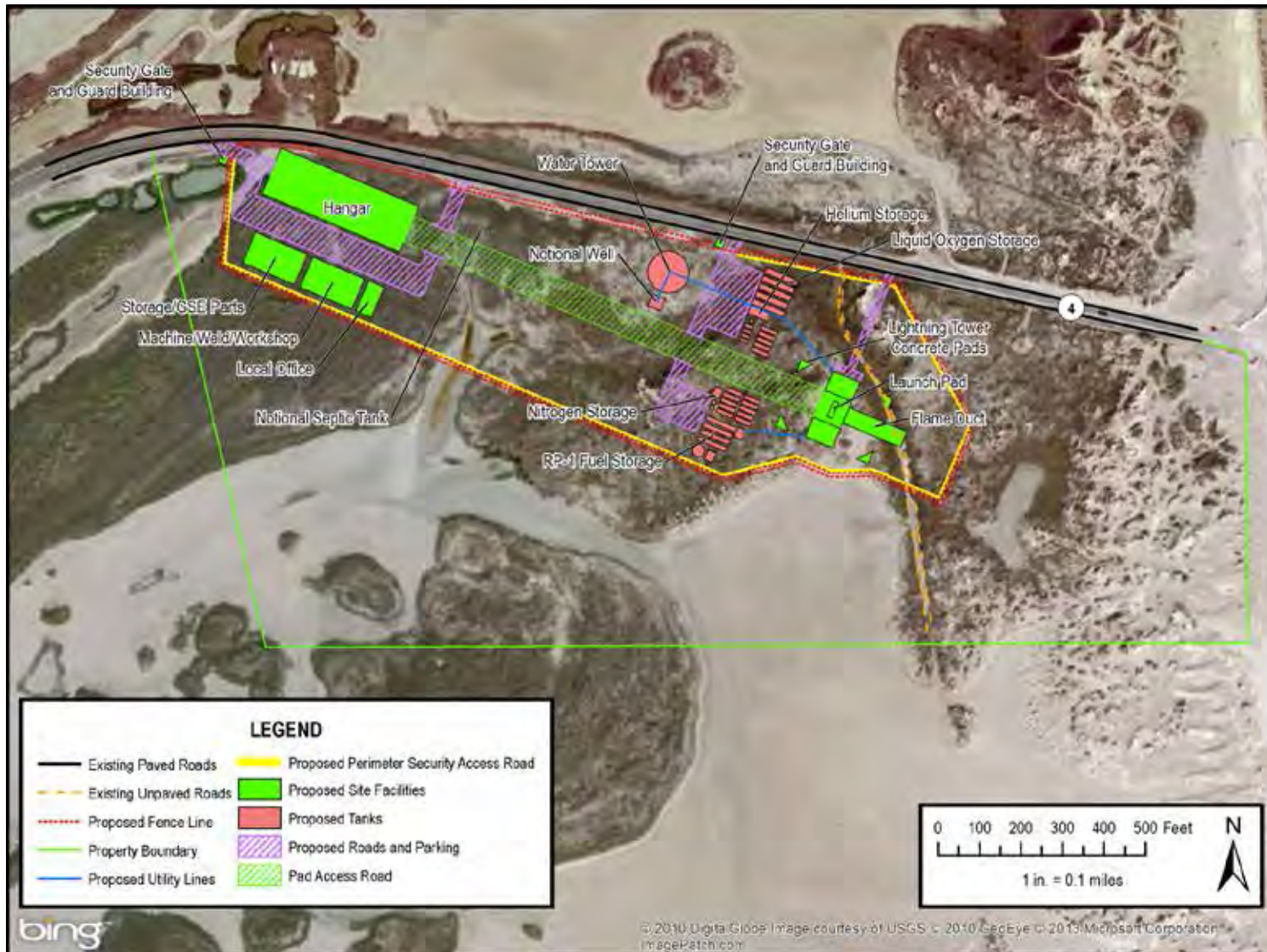


Exhibit 2.1-3. Proposed Vertical Launch Area Site Layout

sourced from the local region. In addition, most of the larger facilities and those that must support heavy loads would be required to have pilings driven to support the facilities.

#### Integration and Processing Hangar

The Hangar at the vertical launch area would be used for the preparation of the launch vehicle for launch and the final fueling and integration of the payload onto the vehicle. It would require approximately 43,200 square feet (ft<sup>2</sup>) of space (360 x 120 x 65 ft high) and would be constructed of pre-fabricated steel framework with steel or aluminum sheet walls. To support the Hangar, approximately 30 concrete pilings, 3 ft in diameter, would be installed with an impact pile driver. The Hangar would be air conditioned, and the fueling facilities would have a scrubber system (up to two active scrubbers) to minimize emissions to the environment in the event of a payload fuel spill inside the facility. The scrubbers consist of “scrubbing towers,” storage tank with liquid level indicator, service panel, circulation pump, and a liquid separator with liquid level indicator. The system would be mounted on a “low boy” trailer for easy transport. Spill containment for the scrubber system would depend on the materials used in these systems, and then if required would be sized for 110 percent of the maximum credible spill as required by law. Containment would be constructed of a non-porous material, such as concrete or a non-reactive plastic. The concrete would be lined with a leak-proof barrier that is compatible with the materials handled. The scrubber systems are monitored by testing the residual fluid contained in the scrubber.

#### Launch Pad

The concrete road from the Hangar to the launch pad would be approximately 75,110 ft<sup>2</sup>. The launch pad and stand are used to translate the launch vehicle to a vertical position and to support it on the pad prior to launch. It consists of a concrete and steel structure with a flame duct, a launch mount, and upper deck. To support the launch pad and stand, approximately 20 concrete pilings, 3 ft in diameter, would be installed with an impact pile driver. The height of the entire launch pad would be approximately 50 ft and would require approximately 17,900 ft<sup>2</sup> of space. The flame duct would extend east/southeast from the launch pad to direct the heat and combustion products and the initial sound blast toward the Gulf of Mexico. The pad would also include two concrete and steel wings to protect equipment that is required to be very close to the pad. All pad lighting would consist of high pressure sodium (HPS), halogen, or LED (light-emitting diode) light fixtures. However, for safety reasons SpaceX may occasionally require bright spotlighting for short durations (1-2 days maximum) when illuminating the launch vehicle for the proposed one night launch event per year. These spot lights are typically metal halide. The number of pole lights would be finalized during the site design process. SpaceX will coordinate with USFWS and NPS on the preparation of a detailed Lighting Management Plan (refer to Chapter 6 for further information on Mitigation and Special Conservation Measures).

The Falcon vehicle system transporter erector would serve as the service tower for vehicle umbilical support while the launch vehicle is vertical. Additionally, four lightning protection towers, approximately 230 ft in height, would be constructed adjacent to the launch pad.

### Deluge Water System

One water tower would be installed at the vertical launch area for sound and vibration suppression. The water tower would contain at least 250,000 gal and would be approximately 250 ft high, which is required to provide sufficient pressure to the pad systems. During an actual launch, the water tower would discharge up to 100,000 gal of water for a Falcon 9 launch operation and up to 200,000 gal for a Falcon Heavy launch operation. During a launch, approximately half of the water would be vaporized. All water not vaporized would be contained in a retention basin underneath the pad. This water would then be sampled and analyzed to determine if the water contained controlled contaminants at levels that exceed the TCEQ water quality standards. Appropriate sampling protocols and water quality criteria would be developed in coordination with TCEQ and in accordance with Texas Surface Water Quality Standards Texas Administrative Code, Title 30 Environmental Quality, Part 1 - Texas Commission On Environmental Quality, Chapter 307: Texas Surface Water Quality. Water containing contaminants that exceed the water quality criteria would be removed and hauled to an approved industrial wastewater treatment facility outside of the vertical launch area. All other water not containing prohibited chemicals would be pumped back to the water tower. All water (including deluge and potable water) would be either delivered by truck or withdrawn from a well located adjacent to the water tower, and drilled into a highly transmissive (i.e., yielding relatively large water quantities) portion of the Gulf Coast Aquifer.

### Propellant Storage and Handling Areas

The propellant storage areas would include storage and handling equipment for the propellants and gases that fuel the launch vehicle. There are four primary areas: LOX area, RP-1 area, helium area, and nitrogen area.

Each area would include corrosion resistant storage tanks or vessels, including their supports and containment area where required; fluid pumps; gas vaporizers; and other components necessary to control flow to the launch vehicle. In addition, each area would include a concrete or asphalt parking area for delivery trucks for refill of the storage tanks. The total area necessary for propellant storage and handling would be 28,550 ft<sup>2</sup>, approximately 15 ft in height

### Workshop and Office

The workshop and office areas would support construction and maintenance of the vertical launch area systems. The workshop would include machining and welding equipment along with other tools as needed. The office area would be used to provide personnel working at the vertical launch area with easy access to company network files and information. The workshop would be approximately 10,800 ft<sup>2</sup> (80 ft x 135 ft) and approximately 45 ft in height, and the office is expected to be approximately 3,200 ft<sup>2</sup> (80 ft x 40 ft). Construction of both facilities would be similar to the Hangar construction—pre-fabricated steel framing with steel or aluminum sheet walls. To support these facilities, approximately 20 concrete pilings, 3 ft in diameter, would be installed with an impact pile driver.

### Warehouse

The warehouse would be used for storage of parts used for maintenance of the facilities and launch vehicle. The warehouse would be approximately 10,800 ft<sup>2</sup> and approximately 45 ft in height.

### Access Roads and Infrastructure

Roads and utilities would be required to provide access, power, and water to the facilities within the vertical launch area. The exact layout and area of required access roads would be determined by the final selected site layout and design; however, an estimation of the total parking and road area is approximately 2.45 acres. The combined parking areas of the vertical launch area and the control center area would be designed to accommodate up to 250 personnel. Roads would be constructed of concrete or asphalt, depending on the planned use. The perimeter access road would be dirt/gravel. Throughout the area, there would be exterior lighting, security fences, and gates.

Utilities would include power, potable water, fire protection water, and a septic system. Primary power for the vertical launch area would be provided by commercial power from the control center area to the vertical launch area. Power and data lines would be installed underground within the ROW along State Highway 4 (Boca Chica Boulevard) between the control center area and the vertical launch area. A total of approximately 1,000-3,000 kilowatts per hour would be required by the vertical launch and control center areas during launch operations. For the purpose of this EIS, both commercial power and a total of 10, 300-kilowatt generators would be used for the vertical launch and the control center areas. Generator operations are expected to be used as emergency power sources that could be required at any time due to a power outage, and as supplemental power for use during the final stages of the launch schedule. It is anticipated that the generators could be used continuously for the final 48-hours prior to launch.

The site deluge water would also be used for fire protection. Potable water would either be delivered by truck to the water tower at the vertical launch area, or a well and water distribution lines would be installed within the boundaries of the vertical launch area to provide potable water to the area. The septic system would consist of a mobile above ground processing unit and holding tank.

### Security

Security would be maintained around the vertical launch area in order to protect the general public from the potential hazards of the site and also to prevent unauthorized access to the systems and materials on the site. Two security gate and guard buildings would be required, at approximately 400 ft<sup>2</sup> per building. Security systems would include two gates controlling access to the vertical launch area monitored by guards stationed at small guard buildings at the gates, and by a fencing system that extends around the perimeter of the vertical launch area.

The guard buildings would be used to control access and would be manned 24 hours a day. The lighting on the guard buildings would be finalized during the design process. However, the exterior lights could consist of 135 watt (W) low pressure sodium “full cutoff” wall mounted fixtures and vapor proof, F32, T8, amber sleeved, fluorescent tube fixtures mounted on the ceiling underneath the overhangs. All guard buildings would be lit with exterior lights from dusk to dawn due to safety and security concerns.

The vertical launch area would be surrounded by two 6-ft tall perimeter chain-link fences, approximately 10 ft apart, to maintain personnel and visitor safety and facility security. The outside perimeter fence would include a system to detect unauthorized access. This outside fence would enclose approximately 20 acres. In addition, a 7-ft wide dirt access road would be developed inside the inner fenceline for security patrol. Site lighting would be necessary for personnel safety, but it would be designed so that none of the lighting is visible seaward of the dunes. All site lighting would consist of HPS light fixtures. The number of pole lights would be finalized during the site design process.

#### 2.1.2.2 Control Center Area

The proposed control center area would be located immediately adjacent to Boca Chica Village approximately 2 miles west of the proposed vertical launch area and north of Boca Chica Boulevard (Exhibit 1.0-2). The proposed control center area would consist of three parcels (Exhibits 2.1-4a and 2.1-4b). SpaceX has not identified the final design of the proposed control center area. Therefore, this EIS includes the most conservative scenario and assumes that the proposed control center would comprise portions of all three privately-owned parcels, as described below. However, the final site design may only include portions of one or two of the parcels.

The 4.0-acre Parcel 1 is located the furthest from the proposed vertical launch area and is bounded on the southeastern side by Boca Chica Boulevard and the southwestern side by Remedios Avenue (Exhibit 2.1-4a).

The 4.4-acre Parcel 2 is bounded on the southeastern side by Boca Chica Boulevard, on the southern end by San Martin Boulevard, and on the northwestern side by Esperson Street.

The 4.0-acre Parcel 3, which is the closest to the proposed vertical launch area, is located northeast of Eichorn Boulevard. Exhibits 2.1-4a and 2.1-4b show the proposed site layout for the control center area. Proposed facility and infrastructure construction at the control center area would include the following:

- Two launch control center buildings
- Two payload processing facilities
- Launch vehicle processing hangar
- Two RF transmitter/receivers
- Generators and diesel storage facilities
- Roads, parking areas, fencing, security, lighting, and utilities
- A satellite fuels and gas storage facility

Construction at this location would generally involve grading to level the land. As a result, additional areas inside the proposed fence lines could be disturbed at some point.





Exhibit 2.1-4a. Control Center Area Site Layout – Parcels 2 and 3





Exhibit 2.1-4b. Control Center Area Site Layout – Parcel 1

### Launch Control Center Buildings

The one-story control center buildings would be approximately 14,186 ft<sup>2</sup> and 30-45 ft in height, and would be used for command and control of the launch vehicle, payload, and ground systems during launch and test operations. Each control center building would consist primarily of several large rooms for control consoles, conference rooms, and support rooms. In addition, each facility would house office areas for site personnel.

### Payload Processing Facilities

The payload processing facilities would be used to conduct final processing of payloads prior to integrating them with the launch vehicle. This processing would include final spacecraft checkouts, RF checks, payload fueling, and other activities as required. The facilities would be designed to support the processing of two payloads simultaneously, to allow for a better throughput. Each building would be approximately 14,669 ft<sup>2</sup> and 65-85 ft in height.

### Launch Vehicle Processing Hangar

The proposed 30,774 ft<sup>2</sup>, 50-65 ft tall launch vehicle processing hangar would be used to conduct refurbishment of flown stages, or for pre-integration preparation of the launch vehicle stages before they go to the pad hangar for final integration. Use of this facility would improve the overall vertical launch area throughput by minimizing the vehicle's activities associated with the launch vehicle in the vertical launch area Hangar. This facility would be similar to the Hangar at the vertical launch area, but shorter.

### RF Transmitter/Receiver

One or more antenna dishes would be required to receive data from the launch vehicle in flight, and to possibly communicate commands to the vehicle as needed. The most likely requirement would be for S-band reception. The antenna mounts would be approximately 20 ft<sup>2</sup>, and would be located within the site fence line in an optimal location for good reception. Antenna dishes would be no larger than 20 ft in diameter and 25 ft high.

### Access Roads, Infrastructure, and Fencing

Similar to the vertical launch area, roads and utilities would be required to provide access, power, and water to the facilities within the control center area. The exact layout and area of required access roads would be determined by the final selected site layout and design; however, an estimation of the total parking and road area is approximately 4.86 acres. Roads would be constructed of asphalt. Throughout the area there would be exterior lighting, security fences, and gates.

Utilities would include power, potable water, fire protection water, and septic systems. Primary power for the control center area would be provided by commercial power. There are existing power lines to Boca Chica Village. However, these are not of sufficient capacity to support SpaceX's proposed operations. Therefore, these power lines would need to be upgraded. During this upgrade, the lines that are currently underground would remain underground, and lines that are currently aboveground would remain aboveground (SpaceX 2013b). The specific requirements for the power lines and substation(s)

necessary to meet the demands of the vertical launch and control center areas have not been developed. Magic Valley Electric Cooperative (MVEC) or the appropriate company would coordinate with USFWS and TxDOT to obtain the appropriate approvals to upgrade the utilities.

Potable water would either be delivered by truck to holding tanks at the control center area (refer to Exhibits 2.1-4a and 2.1-4b) or obtained from the well at the vertical launch area, in which case water distribution lines would be installed underground within the ROW along State Highway 4 (Boca Chica Boulevard) between the vertical launch and control center areas. The water line between the vertical launch and control center area would remain private, for use only by SpaceX. Regardless of how the water is obtained, water distribution lines would be installed at the control center area to supply potable water to the buildings.

#### Satellite Fuels and Gas Storage

The last facility included in the control center area would be a small storage facility for satellite fuels and gases. As noted in Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage*, Spacecraft, such as the Dragon capsule, typically use different propellants than the launch vehicle, usually a form of hydrazine. This propellant would arrive at the site in closed shipping containers and would be stored for a period of time at the site prior to loading onto the launch vehicle. The storage facility would consist of an approximate 20 ft x 20 ft (400 ft<sup>2</sup>) area, approximately 15 ft in height, protected overhead by a roof, and secured by floor-to-roof fencing. The area would include spill containment to support the expected storage volume. In addition to fuels, approximately 1,000 ft<sup>3</sup> of helium storage and 3,000 ft<sup>3</sup> of nitrogen storage would be installed. Typical storage of these gases would include six to eight tanks, approximately 2 ft x 40 ft each.

#### **2.1.3 Personnel Levels**

Approximately 30 full-time SpaceX employees/contractors would be present at the vertical launch area and/or control center area in 2016. Full-time SpaceX employees/contractors are anticipated to work a single shift, between the hours of approximately 8:00 a.m. to 5:00 p.m. On a per-mission basis, launch campaigns (i.e., preparation for and conducting of a launch event) would be expected to last up to two weeks. During a launch campaign, an additional 100 local or transient workers would be working at the vertical launch area and/or control center area. During launch campaigns, the additional workers could work extended hours; however, 2 days prior to launch, full-time SpaceX employees/contractors and the local or transient workers would need to be on-site for up to 24 hours per day. Staffing on-site would return to normal levels (approximately 30 full-time SpaceX employees/contractors) within a day or two after the actual launch. Table 2.1-3 shows the number of full-time SpaceX employees/contractors working on site plus the local/transient workers necessary during launch campaigns that would be present between 2016 and 2025.

**Table 2.1-3. Personnel for Proposed SpaceX Texas Launch Site Operations**

Year	Full-time SpaceX Employees/Contractors Working On-Site	Full-time SpaceX Employees/Contractors plus Additional Local/Transient Workers during Launch Campaigns
2016	30	130
2017	75	175
2018	100	200
2019	100	200
2020	110	210
2021	130	230
2022	150	250
2023	150	250
2024	150	250
2025	150	250

Source: SpaceX 2012.

The EIS includes the full scope of facilities that would be necessary to support proposed operations at the launch site. At this time, it is not anticipated that there would be a need for expansion of facilities for the phased increase in workforce through 2025. However, if additional facilities are proposed in the future, a supplemental analysis would need to be prepared to address the potential impacts.

## 2.2 NO ACTION ALTERNATIVE

CEQ regulations (44 CFR §1502.14) require agencies to consider a “no action” alternative in their NEPA analyses to compare the effects of not taking action with the effects of the action alternative(s). Thus, the No Action Alternative serves as a baseline to compare the impacts of the Proposed Action.

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. Thus, SpaceX would not construct the proposed control center and vertical launch areas. For those parcels of land that SpaceX owns or leases, SpaceX could use the land at its discretion, in compliance with all applicable Federal, state, and local laws and regulations. The FAA is not aware of any defined SpaceX plans to develop the parcels of land that it owns or leases, should the FAA decide not to issue the launch licenses and/or experimental permits as described above. For this EIS, it is assumed SpaceX would leave the property undeveloped for the foreseeable future.

## 2.3 ALTERNATIVES CONSIDERED BUT NOT CARRIED FORWARD

SpaceX developed the following evaluation factors (or criteria) that were applied to SpaceX’s identified potential locations for operation of the Falcon 9 and Falcon Heavy launch vehicle program:

1. Latitude — The launch site must be at a low latitude in order to maximize the payload mass that the launch vehicles can place in orbit. Lower latitudes increase performance due to the smaller orbital plane changes (changes in the orientation of a satellite’s orbit to meet customer requirements) needed to enter into GEO, which is the most important and common orbit for

commercial payloads. Lower latitudes also increase performance, to a lesser extent, due to the extra velocity provided by the faster Earth rate. Because SpaceX commercial space operations would be focused on launches to GTO, an acceptable site would be located at latitudes less than 27.5 degrees.

2. Trajectory — The launch site must be able to support both LEO and GTO trajectories. LEO generally applies to orbits less than 1,200 miles (2,000 km) above Earth's surface, while GTO is a transfer orbit on the way to GEO, which is more than 22,000 miles (35,000 km) above Earth's surface. To reach these trajectories, the site must have the ability to support launches towards the east to avoid a "dogleg," a bent trajectory which severely compromises the performance to orbit. If the vehicle could not launch to the east, it would need a lot more fuel and could thus carry much less mass into orbit, which would compromise SpaceX's overall business objectives and goals.
3. Safety (trajectory) — In order to satisfy FAA regulations (14 CFR Parts 415 and 417), a launch vehicle must fly a safe trajectory, where "safe" is rigorously and quantitatively defined based on the trajectory's path relative to the location of local populations and individuals. Since GTO trajectories launch to the east, it is mandatory that the site not have any residences, businesses, or reasonably foreseeable residences/businesses to the East or within 1 mile of any foreseeable trajectory path. While the exact "buffer value" is determined by the FAA, SpaceX uses 1-2 miles as an initial criteria. This results in the only acceptable launch site being a coastal site.
4. Safety (isolation) — To preserve safety in case of an anomaly (accident), it is mandatory that the site be securely isolated from residences and businesses. Thus, the site could not be located on the eastern edge of a city (this would meet Criterion 3), because its location to the remainder of the city would violate safety regulations. While the exact "buffer value" is determined by the FAA, SpaceX uses 1-2 miles as an initial criteria.
5. Accessibility — The launch site must be easily accessible for delivery of hardware. The site must be land-based and have road access, such that the vehicle, support hardware, and personnel can travel to the site via car or truck.
6. Size — The launch site must be large enough to incorporate all the necessary facilities, structures, and utility connections in order to support the launch of the Falcon 9 and Falcon Heavy launch vehicles. The minimum value is, dependent on surrounding areas, approximately 30 acres. This value is flexible based on location and layout.
7. Schedule Flexibility — The launch site must have a high probability of meeting tight launch windows, where a launch window is defined as the period of time when a launch can occur and still meet customer requirements. This is critical for a commercial launch company and can only occur if the commercial operator has exclusive use of the launch site and the launch site is not located in close proximity to another launch site. If the commercial operator does not have exclusive use or is located near another launch facility, they can be "bumped" and miss valuable launch windows. Title 10, Chapter 135 of the U.S. Code, states it is the policy of the United States for the President to undertake actions appropriate to ensure, to the maximum extent

practicable, that the United States has the capabilities necessary to launch and insert United States national security payloads into space whenever such payloads are needed in space (10 U.S.C. §2273). Additionally, the 1997 MOA among the Department of Defense, FAA, and NASA on Federal Interaction with Launch Site Operators states that critical national security or civil sector mission requirements may take precedence over commercial use of federal launch property and launch services.

8. Political Stability and Rights — The site shall be located in a country which is not subject to untenable regulations and does not possess a foreseeable possibility of property seizure.
9. Construction Availability — The site shall be in a location where construction can occur within a reasonable time of the release of a favorable ROD.
10. Available Airspace — The launch site must be located in an area with limited commercial (Class A) airspace disturbance. This value is determined by analyzing the number of commercial flights which would be diverted or delayed for a given launch.
11. Privately Owned or Controlled Land — In order to be an exclusive-use commercial launch site, the land must be owned or fully controlled by the commercial operator, and this control must foreseeably be maintained in perpetuity. This results in the site being subject to commercially applicable regulations only, as opposed to additional government/military regulations which often do not apply to commercial payloads, and results in higher costs and reduced operational flexibility as described in #7.
12. Environmental — In selecting a location and site layout, environmental impacts shall be minimized to the maximum extent practicable. Factors include wetland disturbance, hazardous material cleanup, environmentally protected land, avoidance of historic properties, protected species impacts, etc.
13. Diversity — The launch site must be in a different location than other sites that SpaceX utilizes in order to diversify risk and operations. This allows the company to continue launching if one site is disabled (e.g., natural disaster, severe site anomaly).
14. Climate and Winds — The launch site must have reasonable weather conditions that include generally low winds, low cloud ceiling, and temperatures above 41 degrees Fahrenheit (F°).
15. Nearby Launch Control Center — The launch site must allow for a launch control center to be constructed between 1 and 10 miles away on privately owned land. The control center site must satisfy Criteria 5, 6, 8, 9, 11, and 12 above.

With these factors in mind, alternative sites were examined by SpaceX. This section describes alternative sites considered by SpaceX in its planning process, which for the reasons given below, were found to be infeasible. These alternative sites were not carried forward for further analysis in the EIS.

### **2.3.1 SpaceX Off-Site Alternatives**

SpaceX eliminated international sites due to political risk, National Security concerns, and International Traffic in Arms Regulation concerns (driven by Criterion 8 above). Within the U.S., most sites were

eliminated due to safety concerns, as there are very few sites in the nation which are in a sparsely populated area and would not result in flights over populated areas (Criteria 2, 3, and 4). This eliminates such sites as the Oklahoma Spaceport, Spaceport America in New Mexico, White Sands Missile Range, and the Mojave Air and Space Port, which do not currently support vertical orbital launch operations. Given those constraints, along with the latitude constraint (Criterion 1), the search was narrowed down to three potential areas: Puerto Rico, Florida, and Texas.

#### 2.3.1.1 Puerto Rico

Within Puerto Rico, SpaceX looked at several sites, with the former Roosevelt Roads Naval Station being the most reasonable from a trajectory standpoint. However, SpaceX eliminated this alternative from further analysis because it did not meet Criterion 5, due to the logistical challenge of transporting SpaceX hardware from the U.S. mainland to Puerto Rico. Additionally, the sites that were identified within Roosevelt Roads had other issues, including the need to build road networks through wetlands (Criteria 5 and 12), potential residential development in the area (Criterion 4), and extensive required environmental cleanup before conveyance (Criteria 9 and 12).

#### 2.3.1.2 Florida

Within Florida, SpaceX looked into three areas: north of CCAFS, CCAFS itself, and south of CCAFS. The area north of CCAFS was eliminated because the coast is heavily populated (Criteria 3 and 4), and because of its high latitude (Criterion 1).

At least twelve launches already occur annually from CCAFS, with this number expected to {at least} double over the next two to four years, based on launch manifests of SpaceX and other companies. This results in low launch window flexibility (Criterion 7). Additionally, per Criterion 11, the requirements for government launches and commercial launches are very different and are handled differently on the launch site. This includes specific requirements for payload processing, console operations, and entity coordination. Thus, in the same way that there are military and commercial airports, it is efficient and beneficial to both SpaceX and the government to have separate launch sites for its commercial launches and its government launches. SpaceX currently launches its NASA payloads from CCAFS; thus, CCAFS does not meet the diversity criterion (Criterion 13).

SpaceX looked for sites along the coast south of CCAFS. Unfortunately, no land was identified due to the fact that most of Florida's eastern coast is heavily populated, which would violate flight safety rules (Criteria 3 and 4). Additionally, Road 1A runs down the entire coast and most potential sites (coastal or inland) would thus overfly this road. This would decrease launch flexibility and again result in safety issues (Criteria 3, 4, and 7). Once below 26.5 degrees north latitude, besides the population and road issues, the vehicle's GTO trajectory begins to impinge on the Bahamas, which again violates Criteria 2 and 3. For all of these reasons, these three Florida locations were not considered to be viable alternatives.

#### 2.3.1.3 McGregor, Texas

As discussed in Section 1.1, *Background*, SpaceX has an existing leased 650-acre engine test site in McGregor, Texas. From this site, launch vehicles would have a trajectory that passes through the

continental U.S. over several populated towns and cities. This alternative did not meet the safety criteria (Criteria 3 and 4) or the diversity criteria (Criterion 13). For these reasons, the McGregor, Texas site was not considered a viable alternative.

#### 2.3.1.4 Kenedy County and Willacy County, Texas

Within Texas, Criterion 2 limited the relevant land to the area between 0 and 70 miles from the Mexican border; north of this point, a large dogleg would be required. This eliminates northern areas of Texas (as well as the Louisiana coast). Applying Criteria 2, 3, 4, and 6 allowed SpaceX to search for 30-acre parcels (or larger) within a specific geographical area — over 700 square miles of Willacy, Kenedy, and Cameron counties. A large portion of Kenedy County is greater than 70 miles from the border. There is a stretch of the County that is less than 70 miles, although none are less than 42 miles; thus, a dogleg would be required, which is undesirable under Criterion 2. A large portion of Kenedy County is owned by large ranches such as the Kenedy and King Ranches. These ranches are held in trust, and either have general restrictions on commercial development or are generally opposed to commercial development (rather, focused on cattle ranching and hunting activities, along with land preservation). These trusts were unwilling (after multiple attempts through several parties) to engage in any discussions regarding access to their property for any reason.

Applying the above general criteria resulted in the identification of 14 potential sites — four in Willacy County and ten in Cameron County. After these potential sites were identified, SpaceX looked at the evaluation criteria in more detail for each possible site, of which only two sites met all criteria. As an example of sites which did not meet the criteria:

- SpaceX looked at the Los Suenos Ranch in Willacy County. It was ruled out due to its proximity to waterfront houses (Criterion 4), the potential of future development to the east (Criterion 3), and the fact that a significant road network would have to be built through environmentally protected land in order to gain access (Criteria 11 and 12). Thus, this property was eliminated from consideration.
- SpaceX looked at the multi-owner farmland northwest of Cameron County Airport. Over-flight of portions of South Padre Island, which are currently under development for residential purposes, would have resulted in flight trajectory safety issues (Criterion 3) as well as requiring a trajectory dogleg (Criterion 2). Further, the Airport, which recently underwent a renovation, would have to be closed in preparation for and during a launch (at least six hours) (Criterion 10). Thus, this property was eliminated from consideration.

Two other properties were evaluated against the criteria listed above: the TGLO Parcel 608 and the Walsh/Arnett property (Boca Chica area).

The TGLO Parcel 608 is a 20-acre spoil cell (at low tide) adjacent to the Laguna Atascosa National Wildlife Refuge. Its 20-acre size was not ideal for Criterion 6, which was exacerbated by the fact that, at high-tide, only 8-acres of land were exposed. This would have required extensive dredging or filling (if permitted by USACE per Section 404 of the CWA). Access to the property was only available via water (Laguna Madres or Arroyo Colorado River), which did not meet Criterion 5. Thus, a road through the



refuge would be necessary. Discussions with USFWS Refuge Management revealed that the land through which this new road network would have to be built was frequented by the federally endangered ocelot (*Leopardus pardalis*) (and vehicular traffic is the primary cause of ocelot mortality) (Criterion 12). Further concerns with this property included the numerous small semi-permanent house-boats located east of the property in the Laguna Madre (Criterion 4). Additionally, these properties are state-owned and leased for hunting/fishing to the public, and there was no certainty that they could be re-located or cleared for launches (Criterion 11).

The Walsh/Arnett property includes 50 acres of beachfront and highway frontage (met Criteria 4, 5, and 6). This was considered an optimal location for trajectory and was the only property that was deemed appropriate based on the evaluation criteria. Therefore, this site was carried further as the proposed launch site in Cameron County, Texas. Practicable alternatives to the Proposed Action were considered that would not involve impacts on wetlands, namely using only upland areas (non-wetland areas) to construct the vertical launch and control center areas. However, a site that meets all the criteria discussed above, in a configuration that avoids all wetlands, is not available anywhere in the property selected by SpaceX. Alternative site layouts were reviewed to avoid and minimize impacts on wetlands, discussed in Section 2.3.2 below.

### **2.3.2 SpaceX On-site Alternatives**

Two alternative site layouts were analyzed on the proposed site. The layout alternatives consisted of variable facility configurations that would be practicable and reduce impacts to wetlands.

#### **2.3.2.1 SpaceX Former On-Site Layout Alternative 1**

The site layout depicted in Exhibit 2.3-1 was the original site layout and is the most optimal for SpaceX in terms of a launch perspective. This layout allowed for the hangar and the pad to be at the approximate north-south midpoint of the property. This site layout also allowed for ample separation from State Highway 4, which is helpful for both site security reasons and to allow for longer access roads. The longer access roads also enable easier launch vehicle transport and integration. However, this layout was dismissed due to the potential for the direct impact to approximately 5.79 acres of wetlands (areas shown in blue in Exhibit 2.3-1).

#### **2.3.2.2 SpaceX Former On-Site Layout Alternative 2**

The site layout depicted in Exhibit 2.3-2 was the second site layout and is the second most optimal for SpaceX in terms of a launch perspective. However, this layout was dismissed due to the potential for direct impact to approximately 4.02 acres of wetlands (areas shown in blue in Exhibit 2.3-2).



Exhibit 2.3-1. SpaceX Former On-Site Layout Alternative 1





Exhibit 2.3-2. SpaceX Former On-Site Layout Alternative 2

THIS PAGE INTENTIONALLY LEFT BLANK

### **3.0 AFFECTED ENVIRONMENT**

This chapter describes the existing conditions of the area that could be affected by the Proposed Action and the No Action Alternative as described in Chapter 2.0 of this EIS. The information in the following sections serves as a baseline from which to identify and evaluate environmental consequences resulting from the Proposed Action and the No Action Alternative. Each section provides a definition and description of the resource area, the regulatory setting, the region of influence (ROI), and the existing conditions.

#### **3.1 COMPATIBLE LAND USE (INCLUDING FARMLANDS AND COASTAL RESOURCES)**

##### **3.1.1 Definition and Description**

###### **Land Use**

Land use often refers to human modification of land for residential or economic purposes. Land use categories typically include agriculture, forestry, residential, commercial, industrial, transportation, utilities, mining, recreation, and communication. Land uses are frequently regulated by management plans, land use plans, comprehensive plans, and local zoning and ordinances. These plans and regulations assist in identifying where future development can occur, ensuring consistency with surrounding land uses, and protecting specially designated or environmentally sensitive uses. Land use is interrelated with other resource areas including noise, socioeconomics, biological resources, and cultural resources.

Compatible land use means the use of the land is normally compatible with the outdoor noise environment at the location (14 CFR §150.7). Compatible land use analysis considers the effects of noise on special management areas, such as national parks, national wildlife refuges, and other sensitive noise receptors. The concept of land use compatibility corresponds to the objective of achieving a balance or harmony between the Proposed Action and the surrounding environment.

Within land use, there are certain classifications that are afforded special protection by the DOT such as Section 4(f) properties, Farmlands, and Coastal Resources. Section 4(f) properties are a special class of public lands or resources whose “use” by agencies in the DOT is restricted unless no feasible and prudent alternative exists. For the purposes of this EIS, Section 4(f) properties are described separately in Section 3.2.

###### **Farmlands**

Some farmlands are protected by the Farmland Protection Policy Act (Public Law 97-98, Sections 1539-1549; 7 U.S.C. §4201 et seq.), which minimizes “the extent to which Federal programs contribute to the unnecessary conversion of farmland to nonagricultural uses.” Prime farmland soils are defined as those that have the best combination of physical and chemical characteristics for producing food, feed, forage, fiber, and oilseed crops, and are also available for these uses. Areas considered unique farmland have ideal soil quality, growing season, and moisture supply needed to economically produce sustained higher yield crops. Unique farmland is land, other than prime farmland, that is used for the production

of specific high-value food and fiber crops. Lastly, there are farmlands of statewide or local importance determined by the appropriate state or local agencies (American Farmland Trust 2006).

Based on the U.S. Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) web soil survey (NRCS 2012a), the soils underlying the vertical launch area are comprised of Galveston fine sand, hummocky (90 percent Galveston); Mustang fine sand, saline (90 percent Mustang); Mustang fine sand (95 percent Mustang); and Coastal beach (100 percent). The Galveston fine sand is in the taxonomic class mixed, hyperthermic Typic Udipsamments. Mustang fine sand is in the taxonomic class siliceous, hyperthermic Typic Psammaquents. The control center area is underlain by Galveston fine sand, hummocky, which is classified as partially hydric soils. All of the soils on-site have very high wind erosion potential. Conversely, all of the soils on-site have very low water erosion potential (NRCS 2012a). No prime farmland, unique farmland, or farmland of statewide or local importance are present within the proposed vertical launch area or control center area sites (NRCS 2009); therefore, farmlands will not be discussed further in this EIS.

### **Coastal Resources**

Texas exercises its authority to implement the Texas Coastal Management Program (TCMP) under the CZMA through 31 Texas Administrative Code (TAC) §501.3, which defines Coastal Natural Resource Areas (CNRAs) as those areas that include coastal barriers, coastal historic areas, coastal preserves, coastal shore areas, coastal wetlands, critical dune areas, critical erosion areas, gulf beaches, hard substrate reefs, oyster reefs, submerged land, special hazard areas, submerged aquatic vegetation, tidal sand or mud flats, water of the open Gulf of Mexico, and water under tidal influence.

#### **3.1.2 Regulatory Setting**

##### **Federal**

##### **Land Use**

Specific guidance relevant to land use is given in the NEPA implementing regulations which require consideration of “possible conflicts between the Proposed Action and the objectives of Federal, regional, State, and local land use plans, policies and controls for the area concerned” (see 40 CFR §1506.2(d)) and indirect effects including “growth inducing effects and other effects related to induced changes in the pattern of land use, population density or growth rate” (see 40 CFR 1508.8).

FAA Order 1050.1E addresses potential land use impacts in terms of compatible land use with respect to noise impacts and states that those impacts should be discussed in this context where a significant noise impact would occur over noise sensitive areas (e.g., residential structures and recreation areas) within the Day-Night Average Sound Level (DNL) 65 dBA (A-weighted decibel) noise contour. Noise is discussed in Section 3.3 of this EIS. The FAA Order also indicates that special consideration be given to the evaluation of significance of noise impacts within the quiet settings of national parks, national wildlife refuges, and historic sites including traditional cultural properties. These resources are discussed in this EIS in Section 3.2, *Section 4(f) Properties*, and Section 3.5, *Historical, Architectural, Archaeological, and Cultural Resources*.

### Coastal Resources

CZMA of 1972 (16 U.S.C. §1451 et seq.) was enacted to provide management of the nation's coastal resources and is administered by NOAA's Office of Ocean and Coastal Resource Management. The CZMA promotes the "effective management, beneficial use, protection, and development" of the nation's coastal zone; those goals are met through active state involvement to enact the CZMA.

The Coastal Barrier Resources Act (CBRA) of 1982 is administered by the USFWS to preserve the ecological integrity of areas that protect the U.S. mainland from storms, to provide important habitats for fish and wildlife, and to protect coastal barrier islands. The Act created the Coastal Barrier Resources System barrier islands and coastal areas within 24 states (including Texas), in which Federal financial assistance for development-related activities in designated areas is prohibited.

EO 13158, issued in 2000, directs Federal agencies to work with both governmental and non-governmental agencies at the Federal, State, local, and tribal levels, within existing legislation, to increase protection to ocean resources by strengthening and expanding a national system of Marine Protected Areas. Its goal is to protect and avoid harm to the extent practicable, those marine areas that are afforded special protection for reason such as natural resource conservation or cultural resources preservation.

### **State**

#### Land Use

Land use in the project area is regulated under the Open Beaches Act (Texas Natural Resources Code Title 2, Subtitle E, Chapter 61), which states that the public has "free and unrestricted right of ingress and egress to and from state-owned beaches bordering on the seaward shore of the Gulf of Mexico." The Dune Protection Act (Texas Natural Resources Code Title 2, Subtitle E, Chapter 63) requires the commissioners court of any county with public beaches bordering on the Gulf of Mexico to establish a dune protection line on the Gulf shoreline. The Open Beaches Act and the Dune Protection Act are enforced by the TGLO. The TGLO is responsible for ensuring that construction activities affecting the Texas coast and affecting the beach and dunes are performed according to State law under the Open Beaches Act and the Dune Protection Act.

### Coastal Resources

In Texas, TGLO administers the federally approved TCMP. TCMP consistency reviews are conducted on activities permitted by the USACE within the TCMP boundary. A Federal Consistency Review (Appendix B) is conducted by the TGLO on behalf of the Coastal Coordination Council when construction occurs within the Texas coastal zone boundary. Project plans are submitted from the USACE to the TGLO.

### **Local**

#### Land Use

Land use is regulated by all levels of government. Typically the most immediate governmental jurisdiction, such as county or local municipalities, is most likely to control land use and have site-specific stipulations. The proposed vertical launch area is located entirely within Cameron County. With the exception of *The County of Cameron Building Regulations* as required by the National Flood

Insurance Act Title 42, which allows the county to participate in the NFIP and regulates development within the floodplain, the county does not have a comprehensive land use plan or zoning regulations in unincorporated areas (Cameron County 2012). Although there is no zoning and land use plan for the location of the vertical launch and control center areas, nearby communities, namely, the cities of Brownsville, Port Isabel, and South Padre Island, all have comprehensive plans. The Town of Laguna Vista is currently working on a comprehensive plan that is expected to be finalized by the end of 2012. These plans promote future development and commercial growth while making sound use of land resources and existing infrastructure. These plans also encourage infill and preservation of existing neighborhoods to reduce urban sprawl and its associated impacts.

### Coastal Resources

Local governments have beach access and dune protection plans that are in effect and define access points, parking requirements, and vehicular access for area beaches. The Cameron County Commissioners' Court current Dune Protection and Beach Access Plan was adopted in September 20, 1994, and amended on August 29, 2006, and August 26, 2010. The TGLO rules under the Open Beaches Act and the Dune Protection Act require local governments to issue permits when proposed construction is within 1,000 ft landward from mean-high tide and to ensure that construction does not restrict access or use of local beaches by the public. Before issuing a construction permit, the local government sends the permit files to the TGLO for comment.

#### **3.1.3 Region of Influence**

The ROI includes the proposed vertical launch and control center areas and adjacent private and public lands that could be affected by (1) construction of the vertical launch and control center areas, (2) construction and operational noise, and (3) potential growth-inducing effects. The proposed vertical launch area and control center area are located within the Texas Coastal Zone Boundary defined in the TCMP rules (31 TAC §503.1).

As explained in Section 3.1.4, *Existing Conditions*, and presented in Exhibit 3.1-1, the ROI includes noise sensitive areas (e.g., residential structures and recreation areas) that would be within the DNL 65 dBA noise contour under the Proposed Action (please see Section 3.3, *Noise*, for a more detailed explanation of noise metrics and Exhibit 4.1-1 for a depiction of the Proposed Action's DNL 65 dBA noise contour).

Growth inducing effects are estimated for Cameron and Willacy Counties, which are included within the Brownsville-Harlingen-Raymondville, Texas combined statistical area.

#### **3.1.4 Existing Conditions**

##### **3.1.4.1 Overview**

The proposed vertical launch area would be located on privately-owned land in Cameron County, Texas, near the cities of Brownsville and South Padre Island, approximately 3 miles north of the U.S./Mexico border (Exhibit 1.0-2). The proposed vertical launch area and control center area are in a sparsely populated coastal area off the Gulf of Mexico characterized by sand and mud flats. The proposed control center area consists of three parcels north of Boca Chica Boulevard and west of the proposed



vertical launch area. Only one of these parcels has existing infrastructure consisting of a concrete pad (a former swimming pool). Boca Chica Village, a small residential subdivision with a mostly transient population, is adjacent to the three parcels that comprise the proposed control center area. Current infrastructure and utilities in this area are limited (for more information, please see Section 3.11, *Natural Resources and Energy Supply*).

The proposed vertical launch area is directly adjacent to the eastern terminus of State Highway 4 (Boca Chica Boulevard). This road provides the only access to Boca Chica Beach. The State of Texas owns and operates 200 ft in fee title as a ROW for State Highway 4 from the end of the road at the coast approximately 6 miles inland, adjacent to the proposed vertical launch area (TxDOT 2012).

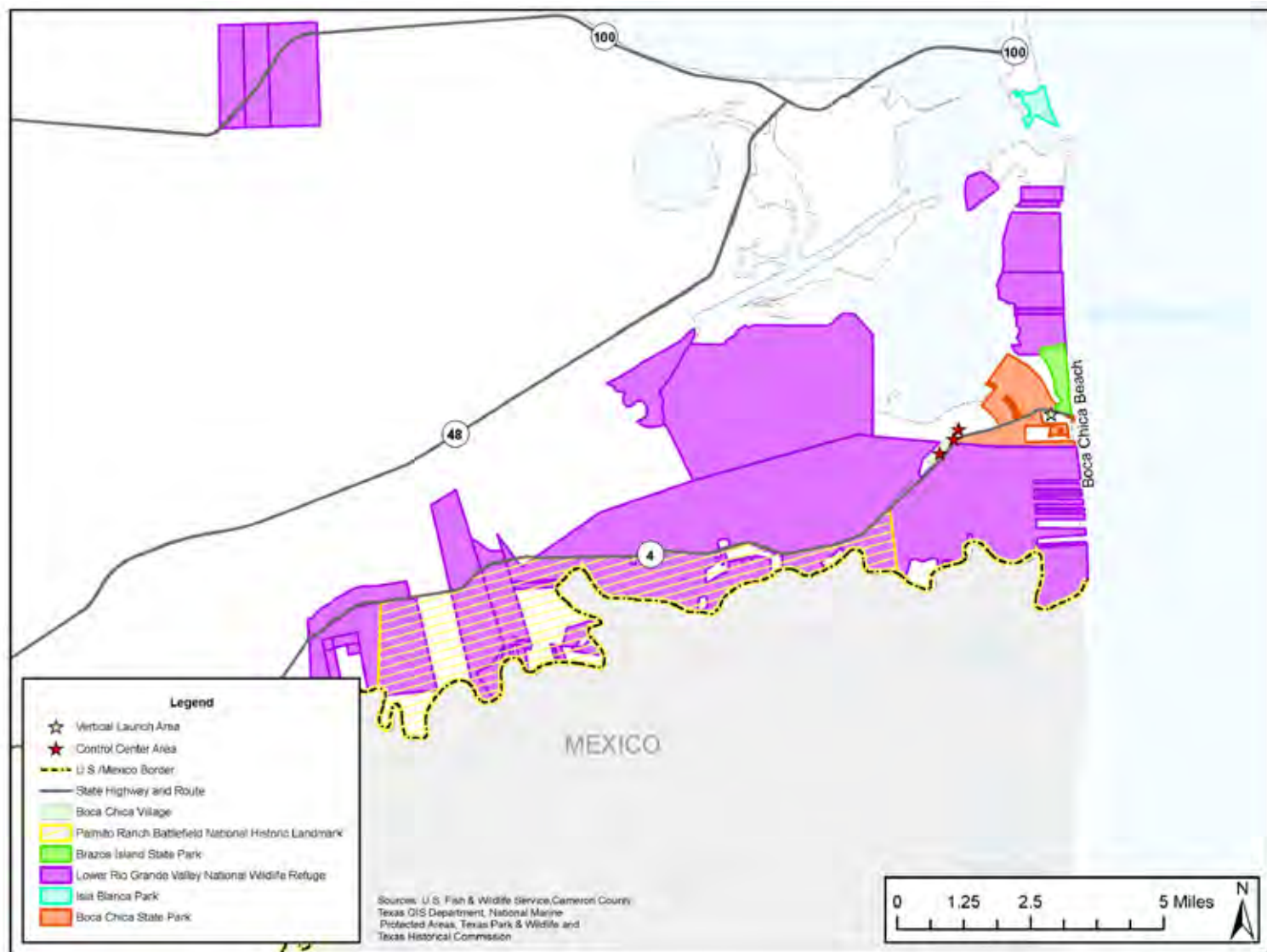
The land surrounding the proposed vertical launch and control center areas is primarily used for recreational purposes and includes Boca Chica State Park, the Lower Rio Grande Valley NWR (Boca Chica Tract), the South Bay Coastal Preserve, Brazos Island State Park, Isla Blanca Park, and the Palmito Ranch Battlefield NHL (Exhibit 3.1-1).

State parks are managed by the TPWD and are considered public lands. Boca Chica State Park, although owned by the TPWD, is leased by USFWS. Under the Open Beaches Act, Boca Chica State Park is considered public land up to the high tide line or the line of vegetation. Isla Blanca Park, approximately 5.5 miles north of the proposed vertical launch area, is managed by the Cameron County Parks and Recreation Department and is considered public land.

The NWR System (which includes Preserves) is managed by the USFWS and is considered public land set aside for the conservation of fish, plants, and wildlife. Portions of the proposed vertical launch area are located within the USFWS designated Coastal Federal Resource System unit T-12, an undeveloped coastal barrier protected under the CBRA.

NHLs and National Historic Parks are managed by the NPS. The Palmito Ranch Battlefield NHL, approximately 3 miles southwest of the proposed vertical launch area, is considered public land. For more information regarding historical, architectural, archaeological and cultural resources, see Section 3.5, *Historical, Architectural, Archaeological, and Cultural Resources*.

Coastal resources, as defined by 31 TAC §501.3, are present in the area. The property boundary for the proposed vertical launch area is immediately adjacent to critical dune areas, and an area of sand dunes occurs on the eastern portion of the property. These areas are defined as a protected sand dune complex on the Gulf shoreline parallel to and within 1,000 ft of mean high tide designated by a dune protection line established by local governments. Cameron County established a dune protection line, which changes as the shoreline changes (Cameron County 2010). There are no Marine Protected Areas in the vicinity of the Proposed Action. As of March 2012, the Lower Rio Grande Valley NWR is listed as eligible for a Marine Protected Area, but is not a member. Boca Chica State Park was deemed not eligible as a Marine Protected Area (NOAA 2012a). Therefore, EO 13158 does not apply to the Proposed Action. Additional, eligible preserves located in south Texas are the Laguna Atascosa NWR and the Padre Island National Seashore (NOAA 2012a).



Note: The ROI only includes the shaded areas that fall within the contours depicted in Exhibit 4.1-1.

**Exhibit 3.1-1. Noise Sensitive Areas in the Vicinity of the Compatible Land Use ROI for the Proposed Action**

Special hazard areas are designated by the Federal Emergency Management Agency (FEMA) as having special flood, flood-related erosion, or mudslide hazards. The proposed vertical launch and control center areas are located within Zones A8 and V10 of the Flood Insurance Rate Map for Cameron County, Texas, and are designated as special hazard areas according to 31 TAC §501.3 of the TCMP. Zone A is defined by FEMA as areas that are subject to inundation by the 1-percent-annual-chance flood event. Zone V includes areas along coasts that are subject to inundation by the 1-percent-annual chance flood events with additional hazards associated with storm-induced waves. The proposed vertical launch area boundary is located outside of the defined coastal shore area (100 ft landward of the mean high water mark on submerged lands) along the Gulf of Mexico and is not within a critical erosion area designated by the TGLO in the Texas Coastwide Erosion Response Plan (TGLO 2009).

#### 3.1.4.2 Land Ownership

The majority of the land within the ROI is state-owned managed by TGLO. TGLO's core mission is to manage state lands and mineral-right properties. TGLO earns money for the Permanent School Fund (PSF) by leasing state lands for energy and mineral development (TGLO 2012). State lands include beaches, bays, estuaries and other submerged lands, extending a distance of 10.3 miles off the coast (Harte Research Institute for Gulf of Mexico Studies 2012).

State-owned submerged lands are included in the water closure area for launch day activities as depicted in Exhibit 3.1-2. There are currently no active leases within the state-owned submerged lands.

Currently there are no wells or oil and gas leases on or adjacent to the proposed vertical launch and control center areas. However, there are four oil and gas leases, approximately 2 miles off the coast, directly east of the ROI and two gas wells less than 1 mile southwest of the proposed control center area (Exhibit 3.1-2).

The four oil and gas leases owned by Sanchez Oil and Gas Corporation, MF108399, MF108400, MF108401, and MF109556 expired in October 2013 (TGLO 2014a).

The two wells noted on Exhibit 3.1-2 are also owned by Sanchez Oil and Gas Corporation and include Well 1 (061-30523) and Well 2R (061-30526). Both are classified as gas wells, although Well 2R does have some minimal oil production as well. Well 1 went out of production in April 2012. Well 2R continues to produce, but is a low-yielding well (TGLO 2014b).

Currently, there are no existing wind farms in the vicinity of the proposed vertical launch area. However, there are two wind leases owned by Baryonyx off the Gulf Coast in the vicinity of the Rio Grande Valley. The Rio Grande North (TGLO Wind Lease WL000013) wind lease comprises 21,672 acres and the Rio Grande South (TGLO Wind Lease WL000011) wind lease comprises 19,794 acres (Baryonyx Corporation 2013). The Rio Grande South wind lease is located approximately 10 statute miles<sup>2</sup> from the proposed

---

<sup>2</sup> A statute mile is 5,280 feet, and is a term used to differentiate between land miles and nautical miles.

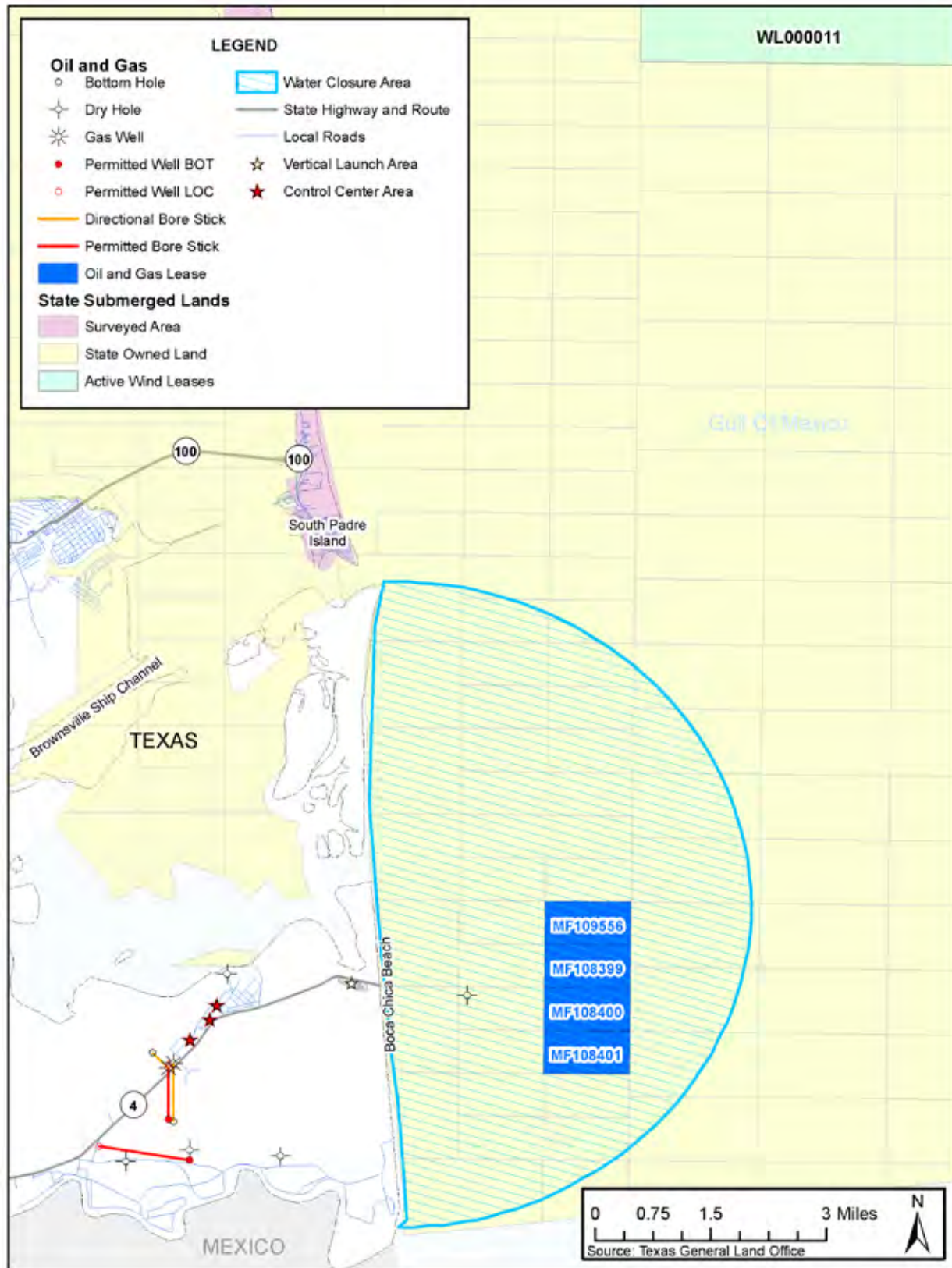


Exhibit 3.1-2. TGLO Managed Land within the Vicinity of the ROI

vertical launch area and is approximately 6.5 statute miles north of the water closure area. The Rio Grande North site is approximately 6 miles further north of the Rio Grande South site.

### **3.2 SECTION 4(F) PROPERTIES**

#### **3.2.1 Definition and Description**

Section 4(f) properties include any publicly owned parks, recreation areas, and wildlife or waterfowl refuges, or any publicly or privately owned historic site listed or eligible for listing on the NRHP. When private institutions, organizations, or individuals own parks, recreational areas, or wildlife and waterfowl refuges, Section 4(f) does not apply to these properties, even if such areas are open to the public. However, a privately owned property may be protected under Section 4(f) when it is located on long-term leased public land or a public easement. For historic sites, Section 4(f) applies to any type of architectural or archaeological resource that is on or is eligible for listing on the NRHP. In addition, an archaeological site must also warrant preservation in place in order for Section 4(f) to apply.

#### **3.2.2 Regulatory Setting**

Established by the Department of Transportation Act of 1966, Section 4(f) (currently codified at 49 U.S.C. §303(c)), which applies only to agencies within the DOT, was designed to protect publicly owned parks, recreational areas, wildlife and waterfowl refuges, and public and private historical sites. Any project that receives funding from or requires the approval of the DOT, including the FAA, must be analyzed for compliance with Section 4(f). To comply with Section 4(f), it must first be determined if there are any Section 4(f) properties within the ROI. If a Section 4(f) property is present, then it must be determined whether the Proposed Action “uses” the Section 4(f) property.

FAA Order 1050.1E places responsibility of determining impacts on Section 4(f) properties with the FAA and defines a use as either direct (actual physical taking of lands) or constructive. Constructive use would occur if impacts from the Proposed Action would substantially impair the Section 4(f) property. Substantial impairment occurs when the activities, features, or attributes of the property that contribute to its significance or enjoyment are substantially diminished.

The FAA is required to identify a feasible and prudent avoidance alternative if the Proposed Action is determined to have a greater than *de minimis* impact to a Section 4(f) property. A *de minimis* impact determination may be made with respect to a physical use of a Section 4(f) property if, after taking into account any measures to minimize harm, the result is either:

- A determination that the project would not adversely affect the activities, features, or attributes qualifying a park, recreation area, or wildlife or waterfowl refuge for protection under Section 4(f); or
- A Section 106 finding of no adverse effect or no historic properties affected.

The DOT cannot approve the use of land from publicly owned parks, recreational areas, wildlife and waterfowl refuges, or public and private historical sites unless the following conditions apply:

- There is no feasible and prudent alternative to the use of the land
- The action includes all possible planning to minimize harm to the property resulting from use

Mitigation measures that eliminate or reduce the effects of a physical or constructive use are considered when evaluating impacts. The FAA consults with all appropriate Federal, State, and local officials having jurisdiction over affected Section 4(f) properties when determining the potential impact on the properties.

### **3.2.3 Region of Influence**

The ROI for publicly owned parks, recreation areas, and wildlife or waterfowl refuges protected under Section 4(f) encompasses the launch-day closure areas (refer to Exhibit 2.1-1), as the closure areas encompass all areas that could be affected by the Proposed Action, which includes noise impacts and temporary restricted public access to the parks and wildlife refuges. FAA Order 1050.1E indicates that special consideration be given to the evaluation of the significance of noise impacts on noise-sensitive areas within the quiet settings of national parks and national wildlife refuges.

For NRHP-listed or eligible historic resources that are protected under Section 4(f), the ROI is identical to the Area of Potential Effects (APE) defined for cultural resources under Section 106 of the National Historic Preservation Act (NHPA). The FAA defined an APE for direct effects and an APE for indirect effects in consultation with the THC (the Texas State Historic Preservation Office). The APE for direct effects was defined as the boundaries of the sites for the proposed vertical launch and control center areas. The APE for indirect effects was defined as a 5-mile radius centered upon the proposed vertical launch area (Exhibit 3.2-1). The THC concurred with these APEs on June 27, 2012 (see Appendix C).





Exhibit 3.2-1. APE for Indirect Effects

### 3.2.4 Existing Conditions

#### 3.2.4.1 Public Parks, Recreation Areas, and Refuges

In order to identify public parks, recreation areas, and refuges within the ROI, the FAA reviewed Google Earth and conducted Internet searches. Two state parks, a tract of an NWR, and a coastal preserve that are considered Section 4(f) lands are within the ROI: Boca Chica State Park, Brazos Island State Park, the Lower Rio Grande Valley NWR (Boca Chica Tract), and the South Bay Coastal Preserve. Nearest to the proposed vertical launch area are Boca Chica State Park (surrounding it on the east, south, and west) and Brazos Island State Park (directly north). State parks are managed by the TPWD. Under the Open Beaches Act, Boca Chica and Brazos Island State Parks are considered public land up to the high tide line or the line of vegetation. Boca Chica State Park encompasses 1,000 undeveloped acres that border the south shore of South Bay. Although the park has no visitor facilities, it is open for swimming, snorkeling, surfing, fishing, bird watching, and kite surfing (City-Data 2012). Established in 1957, Brazos Island State Park provides 217 acres on the north side of State Highway 4 for swimming, surfing, ocean fishing, camping, and nature study (Texas State Historical Association 2012).

The NWR includes lands managed by private landowners, non-profit organizations, and the State of Texas along the last 275 miles of the Rio Grande; the refuge itself is managed by the USFWS (USFWS 2012a). Lands within the NWR System are set aside for the conservation of fish, plants, and wildlife. More than 40,000 acres of the NWR are open to the public for watching or photographing wildlife, walking nature trails, hunting, and special organized events (USFWS 2012b).

Northwest of the proposed vertical launch area is the South Bay Coastal Preserve. The Preserve was established in 1984 and includes 3,500 surface acres west of Brazos Island between the Brownsville Ship Channel and the Rio Grande River. Managed by the TPWD, the South Bay Coastal Preserve provides occasional and seasonal recreational use for fishing and waterfowl hunting and considerable commercial oyster landings. Its emergent and submergent vegetation and algal tidal flats provide breeding and forage areas for numerous species of finfish, shellfish, and birds, and a winter habitat for migratory birds (TPWD 2012a).

#### 3.2.4.2 Historic Sites

The APE includes 11 properties that are listed on the NRHP or are potentially eligible for listing on the NRHP (see Section 3.5.5, *Existing Conditions*, for more details). Of these, seven are archaeological sites that are important chiefly for data recovery and do not warrant preservation in place. These seven sites include a prehistoric site, four historic sites, and two historic shipwreck sites. These sites have been evaluated as eligible for the NRHP because they have the potential to answer important research questions. None of the sites contain intact structural remains that would warrant them being considered eligible for the NRHP under any other criteria. They are important chiefly because of the information they could provide, and not because they contain any structural remains that would be worthy of preservation in place. As such, Section 4(f) does not apply to these sites. Therefore, of the 11 historic sites being considered under Section 106 of the NHPA, only four of the historic sites are protected under Section 4(f) (Table 3.2-1).



Sites in proximity to the vertical launch area are: Cypress Pilings associated with an 1846 floating bridge for a railroad crossing of Boca Chica Bay during the Mexican War, Palmetto Pilings associated with a bridge for a railroad crossing of Boca Chica Bay during the last two years of the Civil War, and the 1936 Texas Centennial Marker for the Palmetto Pilings. Both sets of pilings and the historical marker have not been formally evaluated for the NRHP, but are considered to be eligible.

Also, the eastern boundary of the 5,991-acre Palmito Ranch Battlefield NHL, an NRHP-listed site, is approximately 3 miles west of the vertical launch area and 1 mile west of the proposed control center area. The Palmito Ranch Battlefield NHL is managed by the NPS. Refer to Section 3.5, *Historical, Architectural, Archaeological, and Cultural Resources* for further discussion of all these sites.

**Table 3.2-1. Section 4(f) Historic Sites in the APE**

Site Number	Site Name	Site Type	NRHP Eligibility
41CF93	Palmito Ranch Battlefield NHL	Civil War battlefield	Listed
41CF117.1	Cypress Pilings	1846 floating bridge pilings	Potentially Eligible
N/A	Palmetto Pilings	1865 railroad pilings	Potentially Eligible
N/A	Palmetto Pilings Historical Marker	1936 granite marker	Determined Eligible

Note: N/A = Not Applicable.

### 3.3 NOISE

#### 3.3.1 Definition and Description

Noise is considered unwanted, extraneous, or annoying sound that interferes with or disrupts normal human activities. Although exposure to very high noise levels can cause hearing loss, the principal human response to noise is annoyance. The response of different individuals to similar noise events is diverse and is influenced by the type of noise, perceived importance of the noise, its appropriateness in the setting, time of day, type of activity during which the noise occurs, and sensitivity of the individual.

Sound is a physical phenomenon consisting of minute vibrations that travel through a medium, such as air or water, and are sensed by the human ear. Sound is all around us. The perception and evaluation of sound involves three basic physical characteristics:

- Duration—the length of time the sound can be detected
- Magnitude—the acoustic energy, which is expressed in terms of sound pressure, in decibels (dB)
- Frequency—the number of cycles per second the air vibrates, in Hertz (Hz)

The duration of a noise source can be continuous (constant), transient (short-duration), or impulsive (typically less than 1 second) (U.S. Army Center for Health Promotion and Preventive Medicine [USACHPPM] 2005). Launch noise and sonic booms (i.e., shock waves created from supersonic flight when a launch vehicle travels faster than the speed of sound) are classified as transient noise events (Appendix D). A transient noise event has a beginning and an end where the sound temporarily rises above the background and then fades back into it. Transient sounds are typically associated with a sound source that moves, such as, an aircraft overflight (USACHPPM 2005).

The loudest sounds that can be detected comfortably by the human ear have intensities that are a trillion times higher than those of sounds that can barely be detected. This vast range means that using a linear scale to represent sound level is not feasible. The dB is a logarithmic unit used to represent the magnitude of a sound, also referred to as the sound level.

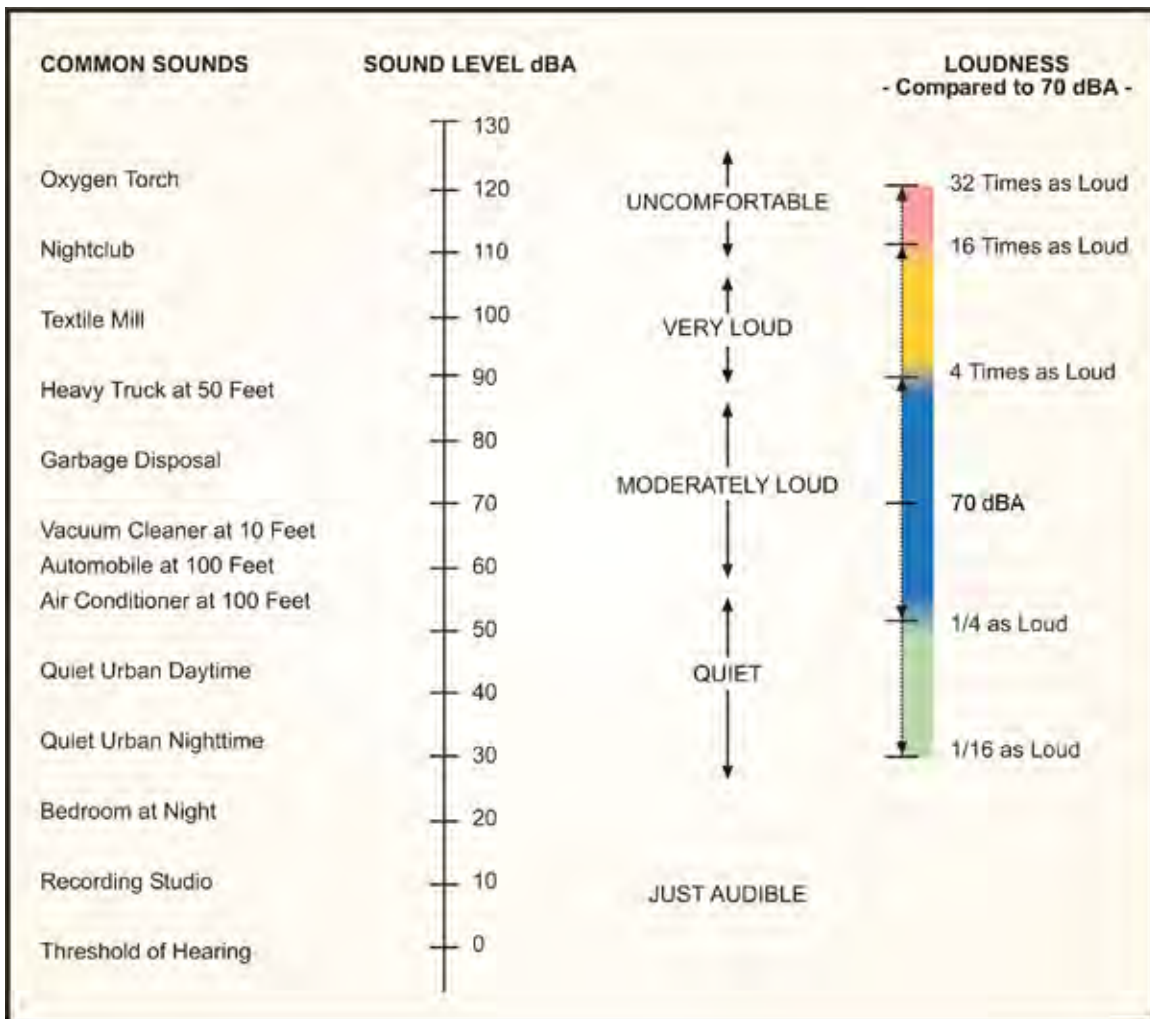
All sounds have a spectral content, which means their magnitude or level changes with frequency, where frequency is measured in cycles per second or Hz. To mimic the human ear's non-linear sensitivity and perception of different frequencies of sound, the spectral content is weighted. For example, environmental noise measurements are usually on an "A-weighted" scale that filters out very low and very high frequencies in order to replicate human sensitivity. It is common to add the "A" to the measurement unit (dB) in order to identify that the measurement has been made with this filtering process (dBA). Exhibit 3.3-1 provides a chart of A-weighted sound levels from typical noise sources. Some noise sources (e.g., air conditioner, vacuum cleaner) are continuous sounds that maintain a constant sound level for some period of time. Other sources (e.g., automobile, heavy truck) are the maximum sound produced during an event like a vehicle pass-by. Other sounds (e.g., urban daytime, urban nighttime) are averages taken over extended periods of time.

A metric is a system for measuring or quantifying a particular characteristic of a subject. Since noise is a complex physical phenomenon, different noise metrics help to quantify the noise environment and describe impacts from noise. The selection of particular metrics for noise analysis is based on the nature of the noise event and who or what is affected by the sound. For example, noise metrics used to evaluate the highest sound level occurring during a single event are different than those used for evaluating long-term average sound levels.

The overall sound pressure level (OASPL) provides a measure of the sound level at any given time. The maximum OASPL ( $L_{\max}$ ) indicates the highest OASPL over the duration of the noise event (Appendix D). The  $L_{\max}$  is a single-event metric that is useful for analyzing short-term responses to noise exposure (Federal Interagency Committee on Noise [FICON] 1992). OASPL can be presented as either unweighted or A-weighted. The maximum unweighted OASPL ( $L_{\max}$ ) is used for the analysis of noise impacts to structures.

The  $L_{A,\max}$  represents the maximum A-weighted OASPL from the period modeled (Appendix D). A-weighting approximates the natural range and sensitivity of human hearing (USACHPPM 2005). The  $L_{A,\max}$  is used for the analysis of noise impacts to humans and wildlife.

Sound Exposure Level (SEL) represents both the magnitude of a sound and its duration. SEL provides a measure of the cumulative noise exposure of the entire acoustic event, but it does not directly represent the sound level heard at any given time. Mathematically, it represents the sound level of a constant sound that would, in 1 second, generate the same acoustic energy as the actual time-varying noise event. For sound generated by rocket launches, which last more than 1 second, the SEL is greater than the  $L_{\max}$  because an individual launch can take minutes and the  $L_{\max}$  occurs instantaneously. Noise contour maps of these metrics are comprised of lines of equal noise level or exposure, and they serve as visual aids for assessing the impact of noise on a community.



Note: dBA = A-weighted decibel

Sources: Derived from Harris (1979) and Federal Interagency Committee on Aviation Noise (FICAN) (1997).

### Exhibit 3.3-1. A-Weighted Sound Levels from Typical Sources

The most common long-term metric is the DNL which presents an average sound level over the course of an average annual day. In order to account for increased human sensitivity to noise at night, a 10-dB penalty is applied to nighttime events (occurring between the hours of 10:00 p.m. and 7:00 a.m.).

#### 3.3.2 Regulatory Setting

Noise criteria have been developed in order to protect the public health and welfare of surrounding communities. The following noise criteria address human annoyance, hearing conservation, and structural damage. The noise metrics used in this EIS are described in summary format below and in a more detailed manner in Appendix D.

### Human Annoyance

FAA Order 1050.1E, Change 1, guidance on noise indicates that a significant noise impact would occur if analysis shows that the Proposed Action would cause noise sensitive areas to experience an increase in noise of DNL 1.5 dBA or more at or above DNL 65 dBA noise exposure when compared to the no action alternative during the same time frame. For additional considerations given to the evaluation of the noise impacts within national parks, national wildlife refuges, and historic sites including traditional cultural properties, refer to Section 3.2, *Section 4(f) Properties*, and Section 3.5, *Historical, Architectural, Archaeological, and Cultural Resources*. DNL has been found to correlate well with adverse community impacts for regularly occurring events including aircraft, rail, and road noise (Schultz 1978; Finegold et al. 1994). DNL is based on long-term consistent noise exposure. However, the Proposed Action is for up to 12 launches per year. Thus, it is acknowledged that the suitability of DNL for infrequent noise events is uncertain with respect to current research and dose response studies. Section 3.3, Section 4.3, and Appendix D all provide details on other supplemental metrics used for the noise analysis. The DNL contours are provided in the impacts analysis of this EIS to estimate the potential annoyance, in compliance with FAA requirements.

### Hearing Conservation

FAA Order 1050.1E, Change 1 does not have guidance on hearing conservation; however, multiple Federal government agencies have provided guidelines on permissible noise exposure limits. These documented guidelines are in place to protect human hearing from long-term continuous daily exposures to high noise levels and aid in the prevention of noise-induced hearing loss (NIHL). The National Institute for Occupational Safety and Health (NIOSH) and the Occupational Safety and Health Administration (OSHA) have standardized employee noise exposure requirements based on level and duration allowed during an 8-hour workday (NIOSH 1998; OSHA 1910.95, Appendix A). For the entire American public at all times, as opposed to the American worker during the 8-hour workday, the EPA has recommended noise exposure levels with a margin of safety based on level and duration over 24 hours (EPA 1974). The recommendations are designed such that over a 40-year lifetime exposure, the excess risk of developing occupational NIHL is minimized (EPA 1974).

In terms of upper limits on the noise levels, NIOSH set the maximum exposure at 140 dBA, and OSHA set it at 115 dBA. The EPA does not state a maximum level for non-impulsive (i.e., lasting longer than 1 second) noise. Therefore, a maximum noise level of 115 dBA is used to identify potential locations where hearing protection should be considered for a rocket launch. This level is conservative for NIHL since rocket launches would occur at a rate of up to once a month. At this level, the different guidelines provide a range of exposure times from 15 minutes (OSHA) to 28 seconds (NIOSH and EPA).

The Department of Defense Occupational Hearing Conservation Program (Department of Defense Instruction 6055.12) states that the maximum allowable exposure to steady-state noise is 130 dBA. Thus, in the event the sound levels are greater than the predicted values, there would be 15 dBA margin of safety before a threat of hearing damage for a short-term continuous level of 130 dBA.

## **Structural Damage**

A NASA technical memo found a relationship between structural damage claims and overall sound pressure level, where “the probability of structural damage [was] proportional to the intensity of the low frequency sound” (Guest and Sloane 1972). Structural components most sensitive to launch noise include windows and, less frequently, plastered walls and ceilings. Studies based on ground testing of rocket systems indicate that the relationship between damage claims and noise levels may provide criteria regarding structural damage from rocket noise, even though the duration for ground testing is much greater than the exposure duration expected for proposed launch events (Appendix D). Guest and Sloane (1972) concluded that 1 damage claim in 1,000 households exposed is expected at an average continuous level of 111 dB, and 1 in 100 households at 119 dB. It is important to highlight the difference between the static ground tests, upon which the probability of structural damage is based, and the launch events of concern for the noise analysis in this EIS. The ground tests occurred for durations much greater than the exposure duration expected for the proposed launch events. Additionally, during ground tests, the engine remains in one position which results in longer exposure duration to continuous levels as opposed to the transient noise occurring from the moving vehicle during a launch event.

### **3.3.3 Region of Influence**

The ROI for noise includes those areas where construction activities would occur at the vertical launch and control center areas, as well as the vertical launch area and nearby areas that would be exposed to noise from launch activities.

The FAA is aware that noise generated from launches may be audible beyond the U.S./Mexico border. Therefore, the FAA has included Mexico in the ROI for noise.

### **3.3.4 Existing Conditions**

Ambient sound or background noise may be described as the collection of both natural and man-made sounds that are always present (FICON 1992). The proposed vertical launch area is located in a sparsely populated coastal area off the Gulf of Mexico comprised mostly of sand and mud flats. The ambient sounds along the coastline typically include waves from the ocean, wind-generated sounds from vegetation, and bioacoustics sounds from animals and birds. However, the proposed vertical launch area is also adjacent to State Highway 4, which provides the only access to Boca Chica Beach. Beach visitors frequent this area where vehicles can drive onto the beach. Consequently, the area is also subject to traffic noise. The proposed control center area is in a rural residential environment, which typically has low daytime and nighttime ambient sound levels of approximately 40 dBA and 34 dBA, respectively (EPA 1978 and American National Standards Institute 12.9-2013/Part 3).

The land surrounding the proposed vertical launch and control center areas is primarily used for recreational purposes and includes Boca Chica State Park, the Lower Rio Grande Valley NWR, the South Bay Coastal Preserve, Brazos Island State Park, Isla Blanca Park, and the Palmito Ranch Battlefield NHL. For land in the vicinity of the Palo Alto National Historic Park and the Palmito Ranch Battlefield NHL, the typical A-weighted daytime and nighttime sound levels are estimated at 40 dBA and 34 dBA, respectively

(American National Standards Institute 12.9-2013/Part 3). These levels represent very quiet suburban and rural residential settings with a population density of approximately 200 people per square km.

Aerial imagery south of the U.S./Mexico border has been reviewed and the area was found to be unpopulated and undeveloped. The nearest city in Mexico (Matamoros) is approximately 20 miles southwest of the proposed vertical launch area.

### **3.4 LIGHT EMISSIONS AND VISUAL IMPACTS**

#### **3.4.1 Definition and Description**

Light emissions include any source of light that emanates from a light source into the surrounding environment and illuminates that area. Sources of light emissions include launch site lighting, employee/customer parking lighting, airborne and ground-based aircraft operations, and roadway lighting. Glare is a type of light emission being redirected off of a reflective surface, such as window glass in a facility.

Visual resources consist of the natural and cultural features that make up the visible landscape. They include land, water, vegetation, buildings, structures, and other cultural features within the viewshed of an observer. Potential visual impacts are determined by estimating the degree of change in the visual resources of a viewshed that would result from implementing the Proposed Action.

#### **3.4.2 Regulatory Setting**

##### **Federal**

The FAA considers the extent to which any lighting associated with an action creates an annoyance among people in the vicinity or interferes with their normal activities. Visual, or aesthetic, impacts are inherently more difficult to define because of the subjectivity involved. Aesthetic impacts deal more broadly with the extent that the development contrasts with the existing environment and whether the jurisdictional agency considers this contrast objectionable.

FAA Order 1050.1E outlines the concepts for evaluating light emissions and visual impacts. The order states that annoyance from lighting and measures to minimize the effects should be documented in the EIS. Additionally, a discussion of the application of design, art, architecture, and landscape architecture should be considered in mitigating adverse visual impact.

##### **State**

There are no state regulations that govern light emissions and visual impacts.

##### **Local**

There are no local regulations that govern light emissions and visual impacts.

#### **3.4.3 Region of Influence**

The ROI is defined as a casual observer's viewshed for the proposed vertical launch area and control center area. A basic principal of visual analysis is the closer an object is to an observer, the more details of that object become visible. Using this principle, a landscape can be divided into three distance zones

based on relative visibility of an object for a casual observer from travel routes and/or observation points. These distance zones are: 1) Foreground/Middleground (objects 0 to 5 miles away), 2) Background (objects 5 to 15 miles away), and 3) Seldom Seen (objects more than 15 miles away). For the current analysis, an ROI of 15 miles was used, because the facilities would have only intermittent visibility at distances beyond that to the casual observer along the State Highway 4, which is the primary travel route in the project area. The ROI of 15 miles extends into Mexico to the south, approximately 15 miles out into the Gulf of Mexico to the east, and onto South Padre Island to the north.

#### **3.4.4 Existing Conditions**

The analysis of visual resources is largely subjective and depends upon the sensitivity, training, and experience of the viewer as well as a variety of other environmental factors (angle of observation, time of day, etc.). Because the FAA does not provide detailed visual impact analysis guidance, this document relies on principles established by the U.S. Bureau of Land Management (BLM) Visual Contrast Rating (VCR) system, which employs a systematic process to analyze potential visual impacts of proposed projects and activities. The basic principle of the process is that the degree to which an activity affects the landscape depends upon the visual contrast created between a proposed project and the existing landscape (BLM 1986). In the analysis, the degree of contrast is measured by comparing the project features with the major features in the existing landscape. The basic design elements of form, line, color and texture are used to make the comparison and to describe the visual contrast created by the project (BLM 1986). Descriptions of the existing character of the landscape as viewed from the proposed vertical launch and control center areas follow.

The landscape of the proposed vertical launch area is analyzed from State Highway 4, because that is the vantage point from which most observers would view it. The landscape from this location is panoramic in nature with broad expansive views and few visual intrusions. Views to the north include the tall, rectangular, blocky forms and straight lines of the buildings on South Padre Island and the undulating lines of the dunes in the background. Cylindrical forms and straight lines of the historic Palmetto Pilings and the gently undulating lines of Boca Chica Bay are visible in the middle ground. In the foreground, the irregular forms of the vegetation (palm trees and low shrubs) and straight lines of a concrete house foundation are present. Colors present in the spring include various shades of greens and grays of the vegetation, tans of the sand and concrete foundation, and blues of the water in the bay. The texture of the vegetation is coarse with smooth patches in the open tidal areas (Exhibit 3.4-1).

Views to the south are broad and open with few to no forms present on the landscape other than irregularly shaped palm trees and low shrubs. Lines are horizontal and straight and formed largely by the horizon. Colors include greens and grays of the vegetation, and the tans of the sand in the open areas. The texture of the vegetation is coarse.

Views to the west include the low, rectangular forms of the houses, the triangular and domed forms of the trees at Boca Chica Village, the linear forms of a few scattered tall towers in the background, and the cylindrical forms of the Palmetto Pilings in the middle ground. The lines present include the curved lines of State Highway 4 around the edges of the lomas (or clay dunes) on the tidal flats, and along the edge

of the pullout. Colors include the whites, browns, yellows, and blues of the structures, and the greens, grays, and browns of the vegetation. The texture of the vegetation is coarse (Exhibit 3.4-2).

Views to the east include the triangular and trapezoidal forms of the dunes and the diamond shape of the road signs (Exhibit 3.4-3). The lines present include straight lines of State Highway 4 and highway signs, and the curved lines around the tidal areas. Colors include the greens and yellows of the vegetation, the tan colors of the sand in the tidal areas, and the grays of the pavement on State Highway 4, the pilings, and the pullout. The texture of the vegetation is coarse with smooth patches in the open tidal areas.



**Exhibit 3.4-1. View to north from 1960s house foundation across State Highway 4 from the Vertical Launch Area; hotels on South Padre Island visible in center**





**Exhibit 3.4-2. View to west from Palmetto Pilings Historical Marker adjacent to Vertical Launch Area**



**Exhibit 3.4-3. View to east from State Highway 4 at Vertical Launch Area**

The landscape at the proposed control center area is analyzed from Eichorn Boulevard, which extends between Parcels 2 and 3 within Boca Chica Village, because that is the vantage point from where most viewers would observe the landscape for the longest period of time. The landscape at the control center area is similar to that of the vertical launch area. The landscape is generally expansive and panoramic in nature with few visual intrusions.

The views to the north include the irregular forms of the vegetation and a single vertical, linear form of a communications tower. The sky and the vegetation create a horizontal, straight line in the background. The vegetation and the edge of the road disturbance create a curved line in the foreground. Colors are primarily the greens, browns, and yellows of the vegetation, and the texture of the vegetation is coarse (Exhibit 3.4-4).

Views to the south display a greater variety of forms and lines. Forms present include sequential trapezoids of the vegetation and the blocky, square building in the background; the trapezoids of the entrance signs; and the irregular forms of the palm trees in the middle ground. Lines created by Eichorn Boulevard in the foreground are straight and horizontal. Colors include the greens and yellows of the vegetation, reds and whites of the buildings, and the light gray of the roadway. The texture of the vegetation is coarse (Exhibit 3.4-5).



**Exhibit 3.4-4. View to north from Eichorn Boulevard between control center area Parcels 2 and 3 at Boca Chica Village**



**Exhibit 3.4-5. View to south from Eichorn Boulevard between control center area Parcels 2 and 3 at Boca Chica Village**

Views to the west are dominated by the rectangular, blocky forms of the houses in Boca Chica Village and the dome forms and irregular forms of the trees (Exhibit 3.4-6). Straight lines are created by the buildings and by the edges of Eichorn Boulevard. A variety of colors are present including blues, yellows, browns, reds, grays, and whites of the buildings and roads, and the greens and yellows of the vegetation. Views to the east are similar to those of other views, and include the square, blocky form of the service station/bait shop, and the vertical, linear form of the telephone poles. Eichorn Boulevard and State Highway 4 create sharp, straight lines. Colors present include the whites, reds, and browns of the buildings and roads, and the greens, grays, and browns of the vegetation. The texture of the vegetation is coarse.



**Exhibit 3.4-6. View to west/southwest from Eichorn Boulevard between Parcels 2 and 3 at the Boca Chica Village**

Currently, light emissions at the proposed vertical launch area are minimal and of low intensity. The sources of light emissions are from South Padre Island to the north, drilling platforms in the Gulf of Mexico to the east, and Boca Chica Village to the west. The low intensity emissions are due to the low wattage and great distances of the area from the source. Greater light emissions are present at the proposed control center area, but are also of low intensity. Light sources in this area are primarily from the residences in Boca Chica Village. Other sources of light are the Port of Brownsville to the north and South Padre Island to the northeast.

### **3.5 HISTORICAL, ARCHITECTURAL, ARCHAEOLOGICAL, AND CULTURAL RESOURCES**

#### **3.5.1 Definition and Description**

Historical, architectural, archaeological, and cultural resources are individual subsets of resources that relate to history and culture. They convey information about the past experience of human beings. Historical resources gain their significance from their relationship with historical events or people. Architectural resources are generally categorized as tangible aboveground resources that are of historic or aesthetic significance. Archaeological resources are generally found below the surface of the ground and yield information about both prehistoric and historic human activity. The term cultural resource can

encompass historical, architectural, and archaeological resources but also applies to natural features, objects, and even vegetation that are of importance to a culture, subculture, or community. Traditional cultural properties, a subset of cultural resources, gain their significance from a relationship with a traditional practice, belief, or way of life.

### **3.5.2 Regulatory Setting**

#### **Federal**

Several statutes, EOs, and other regulations protect cultural resources, including the NHPA. Under NEPA, the FAA is responsible for analyzing the impacts of an action to historical, architectural, archaeological, and cultural resources as part of a broader review of the entire environment. Section 106 of the NHPA is the foremost piece of Federal legislation for the protection of significant archaeological, architectural, and cultural resources. Under Section 106, the FAA is responsible for taking into account the effects of its actions (referred to as undertakings) on historic properties and affording the Advisory Council on Historic Preservation (ACHP) the opportunity to comment on such undertakings. Undertakings refer to any federal actions requiring the issuance of federal permit or federal funding. Historic properties refer to any cultural resource that is listed in, or eligible for listing in, the NRHP. Under most circumstances, cultural resources must be at least 50 years old to be considered eligible for listing. Under certain specific criteria (termed Criteria Considerations), they can also be found eligible even if they have not reached the threshold for historic properties of 50 years old.

Section 106 does not require preservation of historic properties or cultural resources, but does require that impacts to these resources be an important part of the decision-making process of a proposed Federal action. Along the same lines, Section 101(b)(4) of NEPA requires that impacts to cultural resources be considered in federal actions and that all adverse impacts be mitigated to reduce or eliminate the impact.

The ACHP has created a set of regulations (36 CFR Part 800) outlining the process for identifying and evaluating cultural resources, assessing the impacts of Federal action on historic properties, and determining possible mitigation for these impacts. Under the implementing regulations, all historic properties within an APE are identified, and the effects of the proposed undertaking on the identified historic properties within the defined APE are then analyzed and management recommendations formulated. The effects of an undertaking on a historic property are evaluated in terms of impacts on seven aspects of integrity of the property: location, workmanship, design, materials, setting, feeling, and association. The impacts on a historic property can vary depending upon the type of property it is (district, building/structure, archaeological site, or object), and the criteria for which the historic property (Criteria for Evaluation to the NRHP, 36 CFR §60.4) is eligible under. Impacts that negatively affect the eligibility of a historic property for inclusion on the NRHP are considered to have an adverse effect. Impacts that do not adversely affect the eligibility of the historic property are considered to have no adverse effect.

EO 13175 *Consultation and Coordination with Indian Tribal Governments* requires that agencies have an accountable process to ensure meaningful and timely input by tribal officials in the development of regulatory policies that have tribal implications.



## **State**

In addition to Federal laws and statutes, the State of Texas has its own set of statutes and regulations governing cultural resources. Among these is the Texas Natural Resources Code, Title 9, Chapter 191, which protects archaeological and historic sites on state and local public land. The code establishes a system of permitting whereby any contractor breaking ground on publicly owned land must obtain a permit to do so. Texas Administrative Code Title 13, Part 2, Chapter 26 establishes the rules and procedures for the implementation of the Antiquities Code of Texas by the THC, including the issuance of archaeological and historic structures permits.

## **Local**

There are no applicable local statutes or regulations.

### **3.5.3 Region of Influence**

The ROI for cultural resources is the APE of the Proposed Action. Under 36 CFR §800.4, the Federal agency, in consultation with the State Historic Preservation Officer, determines an APE for the undertaking. An APE is defined as:

“...the geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The [APE] is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking” (36 CFR §800.16[d]).

Direct impacts are those impacts that would have an immediate effect on the physical character of a property. These types of impacts are primarily those associated with construction activities. Indirect impacts are those impacts that occur over a longer period of time, and effect more aesthetic aspects of a property. These types of impacts generally affect the setting of historic properties (visual/auditory). FAA Order 1050.1E indicates that special consideration be given to the evaluation of the significance of noise impacts on noise-sensitive areas within the quiet settings of historic sites, including traditional cultural properties.

In consultation with the THC (concurrence received on June 27, 2012; see Appendix C), the FAA defined a direct impacts APE for the vertical launch area and the control center area. The direct impacts APE for the vertical launch area was defined as the entire 56.5-acre site, and the direct impacts APE for the control center area was defined as the limits of all three parcels on which development would occur totaling approximately 12.4 acres. Also in consultation with the THC, a 5-mile radius area around the proposed vertical launch area was defined as the indirect impacts APE (see Exhibit 3.2-1) The indirect impacts APE extends from the proposed vertical launch area north to Brazos Santiago Pass, south to the U.S./Mexico border and the mouth of the Rio Grande, and west to a point near the Camp Belknap historical marker.

The most notable historic property within the APE for indirect effects is the Palmito Ranch Battlefield NHL. The Palmito Ranch Battlefield NHL is located on lands owned by the Lower Rio Grande Valley NWR but is managed by the NPS. As manager of the NHL, the NPS accepted the FAA’s invitation to be a

consulting party. Under 36 CFR §800.10, there are special requirements for the protection of NHLs. One such requirement is that the Federal agency (in this case, the FAA) notify the Secretary of the Interior of any consultation that involves an NHL, and invite the Secretary to participate in the consultation where there may be an adverse effect to the NHL. The Secretary of the Interior appointed the NPS to be its representative in the process.

### 3.5.4 Historic Context

#### Prehistory

The Project Area is located within the coastal region of the Texas coast, which is typically divided into the upper, central, and lower coastal regions. The Project Area is located within the lower coast region, which extends from Baffin Bay to the Rio Grande delta. For an in-depth discussion of the Project's prehistoric context, the reader is directed to *The Prehistory of the Texas Coastal Zone: 10,000 Years of Changing Environment and Culture* (Ricklis 2009).

The prehistoric cultural stages represented in the region include the Paleoindian Stage (circa [ca.] 11,000–7,000 B.C.), the Archaic Stage (ca. 7,000 B.C.–A.D. 800), and the Late Prehistoric Stage (ca. A.D. 800–1500). These are followed by the Protohistoric Period (ca. A.D. 1500–1800), and the Historic Period (ca. 1800–1962) (Ricklis 2009). Table 3.5-1 shows the prehistoric cultural stages, period, and date range.

**Table 3.5-1. Prehistoric Chronology of the Texas Lower Coast (from Ricklis 2009)**

Stage	Period	Date Range
Paleoindian		11,000 –7,000 B.C.
Archaic		7,000 B.C.–A.D. 800
	Early Archaic	7,000 –4,000 B.C.
	Middle Archaic	4,000 –2,000 B.C.
	Coastal Occupation Hiatus	2,000 –1,000 B.C.
	Late Archaic	1,000 B.C.–A.D. 800
Late Prehistoric		A.D. 800 –1500
Protohistoric		A.D. 1500 –1800

The Paleoindian stage on the Texas coast is represented by a variety of phases, including Clovis, Folsom, Golondrina, St. Mary's Hall, Wilson, and Scottsbluff. The existing data from the archaeological record is not indicative of Paleoindian coastal occupation of the Texas coast however, due to the rise in sea levels that have occurred over the past 10,000 years and the subsequent inundation of ancient shorelines and coastal areas that may have been utilized by Paleoindian populations (Ricklis 2009).

The Archaic stage (7,000 B.C.–A.D. 800) is divided into three periods based on changes in material culture. These consist of the Early Archaic period (7,000–4,000 B.C.), the Middle Archaic (4,000–2,000 B.C.) and the Late Archaic period (1,000 B.C.–A.D. 800), broken by a coastal occupation hiatus (2,000–1,000 B.C.) (Ricklis 2009).

The archaeological record of the Early Archaic period (7,000–4,000 B.C.) is characterized by sites consisting of shell middens, most of which have been recorded along the central coast, and appear to be indicative of short-term resource procurement, rather than long-term habitation of the area. Resource



exploitation in the Early Archaic period likely also included limited fishing, hunting, and gathering (Ricklis 2009).

The Middle Archaic period (4,000–2,000 B.C.) was characterized by increased occupation of coastal areas, and is represented in the archaeological record by camp sites and sites indicative of a resource base which included some fishing on the north shore of Baffin Bay on the lower coast. Additionally, some long-distance trade may have been taking place, as evidenced by the presence of obsidian artifacts at some Middle Archaic sites on the Texas coast (Ricklis 2009).

The period between the Middle Archaic and Late Archaic is distinguished by a coastal occupation hiatus (2,000–1,000 B.C.); it is theorized that this gap in the archaeological record is indicative of a rapid rise in sea level during this time, resulting in a reduction of resources within bay shallows, which would have rendered coastal areas economically unviable to groups that had previously exploited these areas (Ricklis 2009).

Following the coastal occupation hiatus, the Late Archaic period (1,000 B.C.–A.D. 800) becomes apparent within the archaeological record. By this time, sea levels had stabilized, and the barrier islands just off the coast were forming. The stabilization of the marine environment led to an increase in resources, which in turn led to more intensive occupation of coastal areas, and marine resources like fish were exploited to a greater degree than in earlier periods, resulting in larger sites within the archaeological record. Along the lower coast, fish may have been even more intensively exploited due to a lack of shellfish resulting from hypersaline water conditions. This is apparent from the lack of shell middens found on the lower coast, although it should be noted that shell ornaments have been recorded at sites in the region (Ricklis 2009).

In the Late Prehistoric stage (A.D. 800–1500), the bow and arrow and ceramics start to show up in the archaeological record, although no indigenous ceramics have been found on the lower coast of Texas. Rather, evidence of trade is present along the lower coast in the form of Post-Classic Huastecan ceramics, which were traded between lower coastal groups and Mesoamerican Huastecan groups. Despite the dominance of subsistence economies, populations began to increase, and the Brownsville Complex, the Rockport Phase/Karankawa, Akokisa, and other groups were present up and down the coast of Texas (Ricklis 2009).

In the Protohistoric stage (A.D. 1500–1800), European contact with Native Americans occurred and written accounts of native cultures appear, beginning with the arrival of explorers and colonists from Europe and ending around the time of the establishment of Spanish missions.

## **History**

Cameron County is the southernmost county in the state of Texas. It lies between the Nueces and Rio Grande Rivers. The area became a point of contention between Texas and Mexico during the Texas Revolution (Hildebrand 1950). The area had been a part of Tamaulipas, Mexico, but with the signing of the Treaties of Velasco, the land was given to the Republic of Texas. At that time it was included in San Patricio County (Garza and Long 2012b).

Cameron County was officially established on February 12, 1848, 10 days after the Treaty of Guadalupe Hildago was signed, ending the Mexican War. It was named for Ewen Cameron, a Scottish immigrant who arrived in Texas in 1837. Cameron was a member of the last raiding expedition from Texas into Mexico during the Texas Revolution (Garza and Long 2012a; Hildebrand 1950). The county was sparsely populated and consisted of only three towns: Port Isabel, Brownsville, and Santa Maria (Hildebrand 1950).

The Mexican War (1846–1848) began as a result of Mexico’s refusals to settle the boundary of Texas at the Rio Grande and to sell northern California to the United States. After assuming the presidency, James Polk began a campaign of increasing political pressure on Mexico to settle these boundary disputes. When the Mexican government would not agree to his terms, President Polk ordered General Zachary Taylor, who was stationed with his troops at Corpus Christi, to advance to the Rio Grande (Bauer 2012).

In early 1846, General Zachary Taylor set up a foothold in the area directly across from Matamoros, Mexico and began construction of a fort. The fort was originally known as Fort Texas, but was renamed Fort Brown in honor of Major Jacob Brown, who died in a Mexican attack on the area. The Mexican government viewed Taylor’s advance to present-day Brownsville and his construction of a fort as an act of war. In April 1846, Mexican troops stationed at Matamoros crossed the Rio Grande and ambushed an American patrol. President Polk used this incident as an opportunity to obtain a declaration of war from Congress, which he achieved on May 13, 1846. Prior to the official declaration of war, General Taylor’s 2,200-man army defeated 3,700 Mexican soldiers under General Mariano Arista at the battles of Palo Alto and Resaca de la Palma (Bauer 2012).

After the declaration of war, Congress authorized General Taylor to organize 50,000 volunteer soldiers to supplement his army. With no facilities available for the troops at Brazos Santiago, they were placed in a temporary encampment located southwest of Verdolaga Lake. Camp Belknap was approximately 2 miles long and 0.5-mile wide at its widest point, and is thought to be the largest encampment of volunteer soldiers, housing 7,000 to 8,000 soldiers.

By September 1846, General Taylor had captured Monterrey and negotiated an armistice with General Arista. President Polk did not agree with the terms of the armistice and ordered Taylor to advance further into Mexico, continuing the war. General Taylor’s troops worked in conjunction with other troops under the orders of Generals John E. Wool and Stephen W. Kearny to seize strategic areas in Mexico, New Mexico, and northern California. After a few months, the Mexican government refused to meet the requirements of President Polk in negotiations. The war continued and an additional army under General Winfield Scott was raised to march to Mexico City (Bauer 2012).

In March 1847, a naval squadron under Commodore David Conner put General Scott’s 10,000-man army ashore near Veracruz, completing America’s first large-scale amphibious assault. The troops continued to push farther into Mexico; simultaneously, the Navy seized Mexico’s chief port, Mazatlan. After successful battles in eastern Mexico, General Scott led his army to Mexico City. American troops were successful in their assaults on the city, taking over control of the capital in September 1847. The loss of the port and the inability to prevent troops from occupying cities in central and eastern Mexico forced

an end to the war in late 1847. By that time, the Mexican government had fallen. Peace negotiations were postponed until February 1848, when a new government was formed. With the signing of the Treaty of Guadalupe Hidalgo, the United States was granted California, Arizona, New Mexico, portions of Utah, Nevada, and Colorado, and the Rio Grande boundary for Texas (Bauer 2012).

With the area north of the Rio Grande officially a part of the state of Texas, Charles Stillman purchased 4,676 acres northwest of Matamoros, and formed the Brownsville Town Company with two partners, Samuel Belden and Simon Mussina. A portion of this land was within an original land grant given to the Garza family from the Spaniards in the seventeenth century. The Brownsville Town Company began selling lots for as much as \$1,500 (Garza and Long 2012a).

Over the next year, the population began to increase, partly from Mexican refugees coming to Brownsville from Matamoros and partly as a result of the 1849 Gold Rush, which routed travelers through Brownsville on the Gila Route. Brownsville was named the county seat in 1849 (Garza and Long 2012b). By 1850, the first newspaper was started and by 1854, the first Catholic Church, Oblates of Mary Immaculate, was founded. The city was incorporated in 1853 (Garza and Long 2012a).

Port Isabel was the second largest town in Cameron County. Official claim to the land encompassing the present day Port Isabel was made in 1823, when the land was granted to Rafael Garcia. By the 1830s a small community had developed in the area. A post office was established under the name of Point Isabel in 1845. Its name was changed to Brazos Santiago in 1849, when the Oblates of Mary Immaculate came to the community and created its first church, Our Lady by the Sea Church. In the 1850s, the town developed into a major exporter of cotton (Garza 2012b).

On February 1, 1861, Texas seceded from the Union, the seventh state to do so. Brownsville, Port Isabel, and the land between the two towns saw action throughout the duration of the Civil War. The Brownsville area was a stronghold for the Confederate Army. Port Isabel's natural port was utilized by blockade runners for the Confederacy until May 30, 1863, when the Union attacked the port and destroyed or captured all of the ships in the harbor. The entryway is known as the Brazos Santiago. Afterwards, Port Isabel was under the control of the Union (Garza 2012b; Garza and Long 2012b; Hildebrand 1950; THC 2012c).

Once Port Isabel was under the control of Union forces, cotton began to be smuggled through Brownsville to Mexico and shipped to European markets through the neutral port of Bagdad, Mexico. Although cotton was technically supposed to be sold to the Confederate government, states west of the Mississippi were not officially obligated to sell to the Confederacy and so could sell cotton in European markets for a higher price and money backed by gold. These factors made Brownsville a boomtown during the Civil War (THC 2012b). The price of everything and wages increased in Brownsville (Hildebrand 1950).

In November 1863, Union forces, with the expressed purpose of interrupting the trade through Mexico, moved on Brownsville. Knowing they were outmaneuvered, the Confederate Army abandoned Fort Brown and destroyed it using 8,000 pounds of explosives. The Union held Brownsville for eight months. The Confederates, led by General John S. Ford, reoccupied the area around Fort Brown on July 30, 1864.

By the spring of 1865, the Confederacy as a whole was fairly weak. In April 1865, General Robert E. Lee surrendered to General Ulysses S. Grant at Appomattox Court House, which is recognized as the official end of the Civil War. However, each department of the Confederate Army had to officially surrender on its own as well. The states west of the Mississippi (the Trans-Mississippi Department of the Confederate Army) had a steady supply of money coming from their export of cotton through Mexico and some members of the Texas army had threatened to continue to fight, despite Lee's surrender (Haecker 2003).

Recognizing that the Trans-Mississippi Department would be one of the hardest departments to convince to surrender, General Grant sent General Lew Wallace to negotiate a peace agreement in February 1865. Both sides settled on an agreement whereby Texas would agree to peace if none of their military personnel were prosecuted for their part in the war. Although an agreement was in place, neither side formally accepted the agreement. By early May 1865, the other states in the Trans-Mississippi Department had formally surrendered; Texas had not (NPS 1993).

The formal agreement was sent to the Confederates on May 11, 1865. On the same day, Union Colonel Theodore H. Barrett, who was in control of troops stationed at Brazos Santiago, ordered his troops to move on the Confederate troops stationed in Brownsville. His reason for doing so is only speculated. The troops skirmished for the following two days. On May 13, 1865, Confederate troops, led by Colonel John S. Ford launched a counterattack and drove the Union troops back to Brazos Santiago. This was later known as the Battle of Palmito Ranch and it was the last battle of the Civil War (NPS 1993; Haecker 2003).

The Texas troops of the Confederacy officially surrendered on May 26, 1865, and the entire Trans-Mississippi Department surrendered on June 2, 1865 (NPS 1993). Brownsville and its surrounding areas were then occupied by Union troops. The town was rebuilt within a few months, but the economy was slow to recover (Garza and Long 2012b). The Rio Grande Valley Railroad, the first railway in the region, was constructed from Port Isabel to Brownsville in 1872. It was not until the middle of the 1870s that the economy of Brownsville fully recovered (Garza 2012b; Garza and Long 2012a).

In 1904, the St. Louis, Brownsville and Mexico Railroad was completed to Brownsville. This railroad opened the area to northern farmers who began to come to the area at the turn of the twentieth century. They cleared the land, built irrigation systems and roads, and introduced large-scale truck farming and citrus farming. The new farming endeavors began a new period of prosperity around Brownsville. Improvements such as water and sewer lines were completed for the city at this time. Port Isabel, however, remained a small coastal town with a population of less than 200 (Garza 2012b; Garza and Long 2012b; Hildebrand 1950).

The availability of cheap land in the area created a strong interest in land speculation. Special trains were dispatched to bring land speculators to the area and by the early 1920s as many as 200 people a day were coming to see the land (Garza and Long 2012b; Hildebrand 1950).

One of the more notable land speculation ventures was the construction of the Del Mar Resort on Boca Chica Beach. Advertised as being at the same latitude as Miami, the resort was built in the 1920s by Colonel Sam Robinson, who moved to the Rio Grande Valley in 1917. The resort had 20 day-cabins

available for rent, a bathhouse, and a ballroom. It was quite a successful resort until 1933, when a hurricane destroyed most of the buildings. The remaining buildings were turned into a base for the Coast Guard during World War II. As a result of the Great Depression and the hurricane damage, the owners of the property were not able to reopen the resort after the end of the war (Garcia 2003).

The 1933 hurricane spurred the Works Progress Administration to take part in the dredging and construction of the port of Brownsville, a venture the city had been trying to complete since 1928. The port was officially opened in 1936, and the completion of the port made Brownsville the shipping center for the lower Rio Grande Valley and Mexico. This helped the town weather the Great Depression, and by the beginning of World War II, Brownsville was poised for another boom (Garza and Long 2012b).

Shrimpers moved to the region from Louisiana and other parts of Texas in the 1940s, and the town began exporting large amounts of shrimp. Additionally, cotton developed into a large-scale export crop in the late 1940s. In 1949, the Gulf Intracoastal Waterway was extended to Brownsville, increasing its shipping capabilities. Brownsville became the leading exporter of cotton in the 1950s after the demand for cotton increased. The boom continued into the 1960s, and the population in Brownsville increased by 12,000 people from the 1950s to the 1960s (Garza and Long 2012b).

In Port Isabel, the Intracoastal Waterway increased trade. A bridge connecting the town to Padre Island was constructed in 1954, helping to make the small town a tourist destination. By this time, the population of Port Isabel had increased to 5,300 (Garza 2012b).

In the early 1960s, John A. Caputa, a radio personality turned real estate developer from Chicago, decided to build a retirement community for Polish immigrants 22 miles east of Brownsville. One of his three business partners already owned 3,250 acres of land inland from the site of the former Del Mar Resort. Together, they created the Rio Grande Beach Corporation to develop the community, with Caputa in charge of marketing the house lots (Kelly ca. 1979). Using radio and print ads, Caputa marketed the retirement community to the working-class Polish community in Chicago, Illinois as the Fort Lauderdale of the west (Heaton 2008; Kelly ca. 1979). He had the property landscaped and brought trains full of Polish immigrants to the site (Chapman 1992).

Caputa named the retirement community Kennedy Shores after President Kennedy, whom he greatly admired. Lots were sold for \$1,200 and houses for \$12,500. Within a few years, Kennedy Shores consisted of 30 residences, a restaurant, and a hotel. The community had its own water treatment plant and sewer and electrical services (Garza 2012a). However, in 1967, Hurricane Beulah destroyed the restaurant and utilities and washed away large parts of the property. As a result of the storm, the corporation experienced financial difficulties and 1,000 acres of the original tract were sold at a sheriff's sale (Kelly ca. 1979).

Seeing the sheriff's sale as an opportunity to break from the corporation and continue in his own venture, Caputa purchased the 1,000-acre tract in 1968 and subdivided it into 5,000 lots, which he aimed to sell for \$5,000 each. He had electricity restored to the area (but no other utilities) and completed other improvements to the property worth an estimated \$250,000. While completing the improvements, Caputa's former partners began a legal dispute with him over the sheriff's sale, miring Caputa in legal fees and stalling construction of the village (Kelly ca. 1979).

Desperate for financing, Caputa took to the radio airwaves again and asked his audience to lend him money towards constructing the retirement village, with the promise that he would repay them with 12 percent interest after a year. Unfortunately, Caputa's financial and legal problems persisted and he was only able to construct about 35–45 houses, a hotel, a restaurant (demolished, but the concrete foundation remains), and a swimming pool, between the late 1960s and mid-1970s (Chapman 1992; Kelly ca. 1992). People from Chicago's Polish community did, however, move to the village, and in 1975, renamed it Kopernik Shores, after Polish astronomer Nikolai Kopernik (Garcia 2003; Garza 2012a). In 1978, the population of Kopernik Shores was 26 (Garza 2012a). Currently, this development is referred to as Boca Chica Village.

Since the 1970s, the population in Brownsville and its surrounding area has continued to increase and new industries have been introduced because of the Border Industrialization Program instituted by the Mexican government to increase business ventures and attract laborers to the border areas. Since the program's start in 1966, 100 industries have moved to the area. By the 1990s, these industries included petrochemical companies, frozen food, and fruit and vegetable canning, along with many others (Garza and Long 2012a).

### **3.5.5 Existing Conditions**

#### **3.5.5.1 Architectural Resources**

An intensive-level field survey was undertaken within and adjacent to the sites of the vertical launch area and control center parcels. A reconnaissance-level survey was conducted throughout the rest of the APE given that the area is largely undeveloped and few architectural resources were anticipated.

There are no aboveground resources in the vertical launch area. Within the defined 5-mile APE for indirect impacts, a total of nine architectural resources were identified. The architectural resources include: 1) the Palmetto Pilings Historical Marker; 2) the Boca Chica Village development adjacent to the proposed control center area; 3) the Spanish Dagger subdivision; 4) single residence and garage along Boca Chica Boulevard; 5) ranch along Boca Chica Boulevard; 6) cabins along Boca Chica Boulevard; 7) the Sanchez Oil and Gas Corporation tank battery; 8) the drainage channel at Tarpon Bend; and 9) the jetties at the Brazos Santiago Pass.

Across from the northwest corner of the vertical launch area is the historical marker for the Palmetto Pilings. The granite marker, which stands at the edge of a dirt and gravel pullout, is a 1936 Texas Centennial Marker erected to identify the pilings from a nearby historic railroad crossing.

No other architectural resources were found in the area between the vertical launch area and the control center area. Boca Chica Village is adjacent to all three parcels of the control center area, and elements of the community are within the northernmost parcel of the control center area.

Continuing west on State Highway 4, just west of Boca Chica Village, is a property that includes a one-story building, perhaps a residence, and a one-story prefabricated garage and storage building. Both buildings post-date 1970.

Two new residences located within the Spanish Dagger Subdivision are on the north side of State Highway 4 about 0.5 miles west of Boca Chica Village. These one-and-half-story A-frame buildings, the only ones within the subdivision, appear to be seasonal residences. Less than a tenth of a mile west of these residences are gas tanks, meters, and wells of the Sanchez Oil and Gas Corporation. These utility structures, which were installed within the past five years, stand on a large concrete pad lined by a chain-link fence.

Additional identified buildings include a ranch house and a couple of wood-frame cabins at Tarpon Bend. The Ranch-style house is next to the Rio Grande River on Rio Grande Drive. The house is less than 50 years old, as its location is not shown on the 1970 photorevised Mouth of Rio Grande quadrangle (U.S. Geological Survey topographic map). Approximately 700 ft east of the ranch house are recreational vehicles and a couple of small wood-frame cabins. Both cabins post-date 1970.

Between the Rio Grande and State Highway 4 is a shallow drainage channel. The east-west aligned channel extends from west of Tarpon Bend to an unnamed bend in the river east of Palmito Ranch, a distance of roughly 4.5 miles. This channel was constructed sometime between 1970 and 1983, as the eastern half of the channel is not shown on the 1970 photorevised Mouth of Rio Grande quadrangle, but the western half is indicated on the 1983 photorevised Palmito Hill quadrangle (U.S. Geological Survey topographic maps).

At the north end of the APE is the dual-jetty entrance channel through the Brazos Santiago Pass, the water passage between Brazos and Padre Islands from the Gulf of Mexico to Port Isabel and Brownsville. Spanish explorers used the natural harbor at Brazos Santiago Pass as early as 1523. Three hundred years later, in 1820, Spain established Brazos Santiago as a port, and the harbor has been an important transshipment point ever since (USACE 1977). During the Civil War, the pass was an important harbor entry for Confederate trade. In the early 1930s, construction began on a deep-draft ship channel through the pass to Port Isabel and Brownsville, 17 miles inland. The project was completed using Public Works Administration funds after the area was hit by a major hurricane in 1933 (Garza and Long 2012a). Since completion of the navigation project in 1936, the ship channel has been a critical economic stimulus to agriculture, industry, and commerce in the Rio Grande Valley Region, and to international trade with Mexico (USACE 1977). The current jetty entrance of the channel through Brazos Santiago Pass was constructed sometime after 1977.

Except for the historical marker, all the other architectural resources in the APE are less than 50 years old and do not meet any of the eligibility criteria for the NRHP. The Boca Chica Village was constructed between 1967 and 1974. The other residences and ranches in the APE were constructed between 1970 and 1977. The Spanish Dagger subdivision and the Sanchez oil and gas tank battery are of recent construction (2005 and 2009 respectively). As these architectural resources are less than 50 years old and do not meet the exceptional significance criterion for resources that are less than 50 years old, they are not eligible for the NRHP. As well, they do not qualify as Texas Historical Landmarks (see Appendix C).

The marker was recommended as eligible for the NRHP. In a letter dated November 16, 2012, the THC concurred that the marker is eligible for inclusion in the NRHP (Appendix C).

### 3.5.5.2 Archaeological Resources

An intensive archaeological inventory of the designated direct effects APE was accomplished through intensive pedestrian survey, subsurface testing, and a systematic metal detection survey. An inventory of previously recorded sites within the indirect effects APE was undertaken by searching the Texas Historic Sites and Texas Archaeological Sites databases.

#### **Direct Effects APE**

A total area of 68.9 acres was inventoried for archaeological resources within the direct effects APE. Survey methods consisted of an intensive pedestrian survey, subsurface testing, and systematic metal detection survey (as requested by the THC for control center area Parcels 1, 2, and 3). Prior to this effort, no previous surveys had been conducted on the vertical launch area or the control center area, and no previously recorded cultural resources are present within their boundaries.

Special attention was given to areas of enhanced subsurface visibility such as erosional areas and animal burrow backdirt piles. When archaeological resources were discovered, a thorough investigation of the immediately surrounding area was completed in order to delineate the boundaries of the occurrence. In the case of positive shovel tests, radials were excavated at 5-meter intervals oriented along cardinal directions. Sites were mapped using a Trimble Geoexplorer XT GPS unit with an error margin of less than 5 meters. A digital camera was used to take photographs of all archaeological resources, including overviews of sites, and details of features and diagnostic artifacts. Artifacts recovered from shovel probes were collected and will be returned to the landowner or curated at the Texas Archaeological Research Laboratory in Austin.

The intensive archaeological resources survey of the vertical launch area and the control center area parcels resulted in the identification of one historic site and 19 isolated finds.

#### **Historic Sites**

The single historic site (41CF217) is located within the boundaries of the vertical launch area. The historic site consists of a scatter of historic artifacts on an open tidal flat, extending into an adjacent sand dune to the east. The artifacts present on the site suggest a late 19<sup>th</sup> or early 20<sup>th</sup> century occupation. The site failed to meet any of the criteria for eligibility to the NRHP and was evaluated as not eligible. The THC concurred with the recommendation that Site 41CF217 is not eligible for the NRHP (Appendix C).

#### **Isolated Finds**

The six isolated finds identified in the vertical launch area consist of two prehistoric artifacts and four modern artifacts. The remaining 13 isolated finds are located on control center area Parcels 1 and 3. One of the isolated finds in the control center parcels is historic, and the remaining 12 consist of modern artifacts. All the isolated finds were evaluated as not eligible for the NRHP. The THC concurred that the 19 isolated finds are ineligible for listing on the NRHP (Appendix C).

The proposed utility corridor between the vertical launch area and the control center area would be located within the ROW on the south side of Boca Chica Boulevard. The ROW was surveyed for



archaeological sites by the TxDOT in 1999. No sites were found within the surveyed corridor (THC 2012a).

### Indirect Effects APE (5 Mile Radius)

One NHL (Palmito Ranch Battlefield [41CF93]), 14 archaeological sites, and one historic linear site have been previously recorded within the 5 mile indirect effects APE of the vertical launch area (41CF4, 41CF5, 41CF6, 41CF7, 41CF19, 41CF117.1, 41CF117.2, 41CF118, 41CF119, 41CF120, 41CF121, 41CF124, 41CF125, 41CF127, and 41CF184) (THC 2012d). One unrecorded historic linear site is also within indirect effects APE (Palmetto Pilings). Three of the sites (41CF117.1, 41CF117.2, and Palmetto Pilings) are in proximity to the vertical launch area, and one is close to the control center parcels (41CF124). The 17 archaeological resources in the 5-mile indirect effects APE are summarized in Table 3.5-2.

**Table 3.5-2. Summary of Cultural Resources within the 5-mile Indirect Effects APE**

Resource No.	Resource Name	Temporal Affiliation	Resource Type	NRHP Eligibility	State Archaeological Landmark Eligibility
41CF93	Palmito Ranch Battlefield NHL	Historic	Civil War Battlefield	Listed/Official	Not Eligible/Field
41CF4	Brazos Santiago Depot	Historic	1840-1870 Military depot and camp	Listed/Official	Not Eligible/Field
41CF5	None	Historic	Shipwreck	Unknown	Unknown
41CF6	White's Ranch	Historic	Civil War camp	Eligible/Field	Eligible/Field
41CF7	Clarksville	Historic	1847-1874 Townsite	Eligible/Field	Eligible/Field
41CF19	None	Prehistoric	Campsite	Unevaluated	Unevaluated
41CF117.1	Cypress Pilings	Historic	1846 Floating bridge pilings	Eligible/Field	Eligible/Field
41CF117.2	Pilings Site	Historic	Historic campsite	Eligible/Field	Eligible/Field
41CF118	Loma del Burro West	Prehistoric	Campsite	Not Eligible/Field	Not Eligible/Field
41CF119	Loma del Burro: Northeast	Prehistoric	Campsite	Not Eligible/Field	Not Eligible/Field
41CF120	Anderson No. 2	Prehistoric	Campsite	Not Eligible/Field	Not Eligible/Field
41CF121	Loma Silvan 01.0	Prehistoric	Campsite	Not Eligible/Field	Not Eligible/Field
41CF124	Polish Village Site No. 1	Historic	Open military (Union) campsite	Not Eligible/Field	Not Eligible/Field
41CF125	Boca Chica Beach Wreck	Historic	Shipwreck	Eligible/Field	Designated/Official
41CF127	Del Mar	Historic	1929-1933 Resort community	Not Eligible/Field	Not Eligible/Field
41CF184	Boca Chica #2	Historic	Shipwreck	Unevaluated	Designated/Official
N/A	Palmetto Pilings	Historic	1865 Railroad Pilings	Unevaluated	Unevaluated

Note: N/A = Not Applicable.

Source: THC 2012d.

The identified sites are both prehistoric and historic sites. The historic sites are largely associated with Mexican War and Civil War activities in the area. Of the 15 previously recorded archaeological sites, one is officially listed in the NRHP (the Brazos Santiago Depot); five have been recommended as eligible for inclusion in the NRHP by the previous investigators (41CF6, 41CF7, 41CF117.1, 41CF117.2, and 41CF125); six have been recommended by previous investigators as not eligible for inclusion in the NRHP (41CF118, 41CF119, 41CF120, 41CF121, 41CF124, and 41CF127); two are undetermined for NRHP-eligibility (41CF19 and 41CF184); and one is of unknown eligibility (41CF5). Additionally, two archaeological sites have been officially designated as State Archaeological Landmarks (41CF125 and 41CF184); four sites have been recommended by the previous investigators as eligible for nomination as State Archaeological Landmarks (41CF6, 41CF7, 41CF117.1, and 41CF117.2); eight sites have been recommended by the previous investigators as not eligible for nomination as State Archaeological Landmarks (41CF93, 41CF4, 41CF118, 41CF119, 41CF120, 41CF121, 41CF124, and 41CF127); one is unevaluated (41CF19), and one is of unknown status (41CF5).

Two linear historic sites consisting of Cypress Pilings from a Mexican War-era (1846) floating bridge (41CF117.1) and Palmetto Pilings from a Civil War-era (1865) railroad crossing (no site number) are located on the north side of State Highway 4 approximately 1,200 and 200 ft (respectively) from the vertical launch area. The 1846 Cypress Pilings (41CF117.1) have been previously recorded and recommended by the previous investigators as eligible for the NRHP and as a State Archaeological Landmark. The 1865 Palmetto Pilings have not been formally recorded or evaluated for eligibility to the NRHP nor as a State Archaeological Landmark. The 1865 Palmetto Pilings are treated here as eligible for both the NRHP and as a State Archaeological Landmark.

The foundation for a house destroyed by Hurricane Beulah in 1967 is present just across State Highway 4 from the vertical launch area (Lof 2012). The construction date of the foundation is unknown but likely dates to the mid-1960s.

Additionally, there is the potential for historic archaeological resources within the hard closure and water closure areas for launches, which are shown on Exhibit 2.1-1. Historic archaeological resources in these areas comprise submerged shipwrecks or formerly submerged shipwrecks that are now buried in sand and sediment. Two databases were consulted to identify reported shipwreck sites in the hard closure and water closure areas. They include the Texas Archeological Research Laboratory's Archeological Sites Atlas and the NOAA Office of Coast Survey's Automated Wreck and Obstruction Information System, which is a catalogue of reported submerged shipwrecks and obstructions in U.S. coastal waters. The Archeological Sites Atlas indicates approximately 50 shipwrecks are in the hard closure and water closure areas (Texas Archeological Research Lab 2012). The NOAA database indicates 10 reported shipwrecks and obstructions in these closure areas (NOAA 2012b). The majority of the sites are along the shoreline, at the mouth of the Rio Grande, and at the mouth of the Brownsville Ship Channel.

#### 3.5.5.3 Palmito Ranch Battlefield NHL

The Civil War period Palmito Ranch Battlefield NHL is located within the 5-mile APE of the proposed vertical launch area and within 2 miles of the control center area (Exhibit 3.5-1). The Palmito Ranch Battlefield was listed on the NRHP in 1993 and was designated an NHL in 1997. The Palmito Ranch Battlefield NHL is a roughly 5-mile long stretch of land that is the site of the final battle of the Civil War fought on May 12-13, 1865, approximately 1 month after the signing of the peace treaty at Appomattox Courthouse, Virginia. The core battlefield (assigned Smithsonian Number 41CF93) area is located at Palmito Ranch in the approximate center of the NHL. Also within the boundaries of the NHL are a number of Civil War-era ranches including Tulosa Ranch, Palmito Ranch, White's Ranch, and Cobb's Ranch. These ranches are considered non-contributing to the historic significance of the NHL until further research is completed (NPS 1997).

A Civil War Union railroad camp located near Cobb's Ranch is considered a contributing resource to the historic significance of the NHL. The southern boundary of the NHL is the Rio Grande and the northern boundary is State Highway 4. The western boundary of the NHL is a line extending southward to the Rio Grande from Loma Del Muerto. The eastern boundary of the NHL is a line extending southward to the Rio Grande from the westernmost tip of Vertolaga Lake (NPS 1997). The eastern boundary of the NHL lies approximately 3 miles west of the proposed vertical launch area and 1.25 miles west of the control center area. The setting and feeling of the Palmito Ranch Battlefield is little changed from what was present in 1865 with virtually no development occurring in the ensuing years. It is considered to still retain its integrity of setting, feeling, and association (NPS 1997). The Palmito Ranch Battlefield NHL is listed on the NRHP under Criteria A and D of the NRHP Criteria for Evaluation (36 CFR §60.4).

#### 3.5.5.4 Tribal Consultation

Native American consultation with potentially affected tribes resulted in no Traditional Cultural Properties or areas of Native American concern being identified. Consultation letters were sent by the FAA to the Apache, Comanche, Kiowa, Mescalero Apache, and Tonkawa on May 2, 2012. No responses regarding any known Traditional Cultural Properties or areas of Native American concern were received.

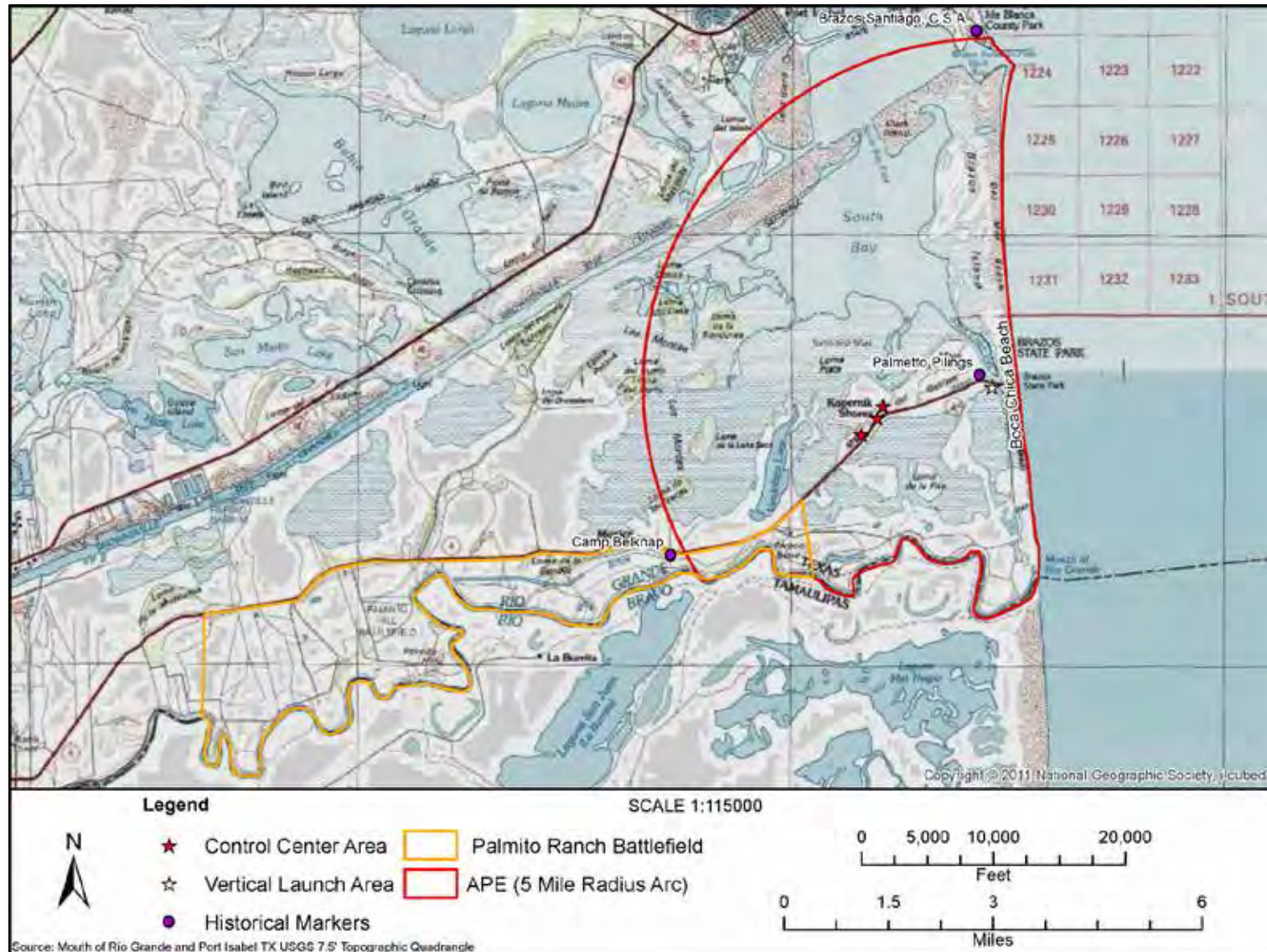


Exhibit 3.5-1. Historic Sites within 5 Miles of the Vertical Launch Area including the Palmito Ranch Battlefield

### 3.6 AIR QUALITY

#### 3.6.1 Definition and Description

The Earth's atmosphere consists of four main layers: the troposphere, stratosphere, mesosphere, and ionosphere. For the purposes of this EIS, the discussion of air quality within the lower troposphere is defined as at or below 3,000 ft above ground level (AGL), which the EPA accepts as the nominal height of the atmosphere mixing layer in assessing contributions of emissions to ground-level ambient air quality under the CAA (EPA 1992). Although launch vehicle emissions from operations at or above 3,000 ft above ground surface would occur, these emissions would not result in appreciable ground-level concentrations. The mixing layer (sometimes referred to as the boundary layer) is the layer of air directly above the Earth that is relatively well mixed. This layer extends to a height referred to as the mixing height, above which the free troposphere extends up to the tropopause. Typically, temperature and density decrease with altitude in the atmosphere up to the mixing height. However, at the mixing height, the temperature begins to increase with altitude and creates an inversion which prevents a parcel of air from spontaneously rising past the mixing height (Visconti 2001).

#### 3.6.2 Regulatory Setting

##### 3.6.2.1 Criteria Pollutants

Air quality is defined by ambient air concentrations of specific pollutants determined by the EPA to be of concern related to the health and welfare of the general public and the environment. Widespread across the U.S., the primary pollutants of concern are called "criteria pollutants" and include carbon monoxide (CO), sulfur dioxide (SO<sub>2</sub>), nitrogen dioxide (NO<sub>2</sub>), ozone (O<sub>3</sub>), suspended particulate matter less than or equal to 10 microns in diameter (PM<sub>10</sub>), fine particulate matter less than or equal to 2.5 microns in diameter (PM<sub>2.5</sub>), and lead. Under the CAA, the EPA has established National Ambient Air Quality Standards (NAAQS) (40 CFR Parts 50.1-50.17) for these pollutants. These standards represent the maximum allowable atmospheric concentrations that may occur while ensuring protection of public health and welfare, with a reasonable margin of safety. Short-term standards (1-, 8-, and 24-hour periods) are established for pollutants contributing to acute health effects, while long-term standards (quarterly and annual averages) are established for pollutants contributing to chronic health effects. The TCEQ, Office of Air has adopted the NAAQS, which are presented in Table 3.6-1. It should be noted that airborne emissions of lead are not addressed in this EIS because there are no significant lead emission sources associated with the Proposed Action.

**Table 3.6-1. National Ambient Air Quality Standards**

Pollutant	Averaging Time	Primary Standards	Secondary Standards
CO	8-hr	9 ppm	None
	1-hr	35 ppm	
Lead	Rolling 3-Month Average	0.15 µg/m <sup>3</sup>	Same as Primary

**Table 3.6-1. National Ambient Air Quality Standards**

Pollutant	Averaging Time	Primary Standards	Secondary Standards
NO <sub>2</sub>	Annual (arithmetic average)	53 ppb	Same as Primary
	1-hr	100 ppb	None
PM <sub>10</sub>	24-hr	150 µg/m <sup>3</sup>	Same as Primary
PM <sub>2.5</sub>	Annual (arithmetic average)	12.0 µg/m <sup>3</sup>	15.0 µg/m <sup>3</sup>
	24-hr	35 µg/m <sup>3</sup>	Same as Primary
O <sub>3</sub>	8-hr	0.075 ppm	Same as Primary
SO <sub>2</sub>	3-hr	None	0.5 ppm
	1-hr	75 ppb	None

Notes: ppb = parts per billion; ppm = parts per million; mg/m<sup>3</sup> = milligrams per cubic meter; µg/m<sup>3</sup> = micrograms per cubic meter; CO = carbon monoxide; NO<sub>2</sub> = nitrogen dioxide; PM<sub>10</sub> = particulate matter less than or equal to 10 microns in diameter; PM<sub>2.5</sub> = fine particulate matter 2.5 microns or less in diameter; O<sub>3</sub> = ozone; SO<sub>2</sub> = sulfur dioxide.

Source: EPA 2012a.

### 3.6.2.2 Hazardous Air Pollutants (HAPs)

In addition to the ambient air quality standards for criteria pollutants, national standards exist for HAPs which are regulated under Section 112(b) of the 1990 CAA Amendments. The National Emissions Standards for Hazardous Air Pollutants (NESHAP) regulate HAP emissions from stationary sources (40 CFR Parts 61 and 63). HAPs emitted from mobile sources are called Mobile Source Air Toxics (MSATs) and include acetaldehyde, acrolein, benzene, 1,3-butadiene, diesel particulate matter, formaldehyde, naphthalene, and polycyclic organic matter. These compounds are emitted from highway vehicles and non-road equipment and are known or suspected to cause serious health and environmental effects. In 2001, the EPA issued its first MSAT Rule, which identified 21 compounds as being HAPs that required regulation. In February 2007, the EPA issued a second MSAT Rule which generally supported the findings in the first rule and provided additional recommendations of compounds having the greatest impact on health. The rule also identified several engine emission certification standards that must be implemented.

Unlike the criteria pollutants, there are no NAAQS for HAPs. The primary control methodologies instituted by Federal regulation for MSATs involve technological improvements for reducing their content in fuel and altering engine operating characteristics to reduce the volume of pollutants generated during combustion. MSATs would be the primary HAPs emitted by mobile sources during construction and operations. The equipment used during construction would likely vary in age and have a range of pollution reduction effectiveness. Construction equipment, however, would be operated intermittently over a large area and would produce negligible ambient HAPs in a localized area. Operational equipment, including vehicles driven by commuters, is anticipated to be primarily newer equipment (post-2010 model year) that generate lower emissions and would also produce negligible ambient HAPs. Therefore, MSAT emissions are not considered further in this analysis.

### 3.6.2.3 New Source Review (NSR)

The NSR permitting program requires proposed sources of air pollutant emissions to demonstrate their potential to emit will not result in an exceedance of an NAAQS or contribute to a violation of an NAAQS. The NSR program is implemented in the State of Texas by TCEQ and the regulations that address the program can be found in Title 30 of TAC, Chapter 116. TCEQ manages the NSR program for sources located in Texas, including Prevention of Significant Deterioration (PSD) reviews, with the exception of greenhouse gas (GHG) reviews.

Significant emissions rates are defined for federal PSD regulations under 40 CFR §52.21 (b)(23)(i), and have been established for both criteria and non-criteria pollutants. HAPs are now exempt from PSD applicability, because HAPS are specifically regulated under Title III of the CAA Amendments.

PSD requirements apply to major stationary sources. The CAA specifies 28 categories of stationary sources which are considered major sources if they emit or have potential to emit 100 tons per year or more of any pollutant subject to CAA regulation. Any other stationary source that emits or has the potential to emit 250 tons per year or more of any air pollutant subject to regulation under CAA is considered a major source and is subject to PSD requirements. As indicated in Chapter 2.0, *Proposed Action and Alternatives*, the proposed vertical launch area and control center area do not include any major stationary sources, so the PSD requirements would not apply to the Proposed Action.

### 3.6.2.4 Greenhouse Gases

GHGs are gas emissions that trap heat in the atmosphere. These emissions occur from natural processes and human activities. Scientific evidence indicates that increasing global temperature due to an increase in GHG emissions is associated with climate change. Further discussion of GHG emissions is provided in Appendix L, *Climate*.

## 3.6.3 Region of Influence

The ROI for the air quality analysis is the Brownsville-Laredo Intrastate Air Quality Control Region (40 CFR §81.135), which includes the Texas counties of Cameron, Hidalgo, Jim Hogg, Starr, Webb, Willacy, and Zapata. The air quality analysis focuses on the local environs surrounding the proposed vertical launch area and control center, which are located in Cameron County.

## 3.6.4 Existing Conditions

The proposed vertical launch and control center areas are located in Cameron County, Texas, approximately 6.5 miles south of Port Isabel and 18 miles east of Brownsville along the Gulf of Mexico coastline. Areas that are and historically have been in compliance with the NAAQS are designated by EPA as better than national standards or unclassifiable/attainment. Cameron County, which includes the proposed vertical launch area and control center area, maintains these designations for all criteria pollutants (40 CFR §81.310). The designation of attainment for any NAAQS is based on the evaluation of ambient air quality monitoring data collected through Federal, State and/or local monitoring networks. There are two ambient air monitoring stations located in Cameron County. One is located in Brownsville and collects data on O<sub>3</sub>, CO, PM<sub>10</sub> and PM<sub>2.5</sub>, semi-volatile organic compounds, select volatile organic

compounds (VOCs), and meteorological parameters (TCEQ 2009-2010; TCEQ 2009-2011). The second monitoring station is located in Isla Blanca Park and collects meteorological data only. CO data for the 3-year period 2009-2011 indicate that ambient levels are quite low, averaging 0.1 parts per million (ppm). The annual maximum hourly value ranged from 1.7 to 1.9 ppm. Ozone values for the same period averaged 26-27 parts per billion (ppb). There were no exceedances of the O<sub>3</sub> NAAQS for the 3-year period. PM<sub>10</sub> typically ranged on average from 20.11 to 24.36 µg/m<sup>3</sup>, though maximum hourly values reached as high as 280.94 µg/m<sup>3</sup> for a single hour period in 2009. There were no exceedances of the PM<sub>10</sub> NAAQS for the 3-year period. PM<sub>2.5</sub> typically ranged on average from 10.10 to 11.04 µg/m<sup>3</sup> for any given hour, though there were occasions in each of the 3 years when the 24-hour NAAQS was violated due to extended periods of maximums that were as high as 55 to 70 µg/m<sup>3</sup>. Although there have been instances of exceedance above the 24-hour NAAQS for PM<sub>2.5</sub>, the area has not established a pattern of exceedance that would require designation as nonattainment. In December 2012, the primary standard for 24-hour PM<sub>2.5</sub> was reduced to 12 µg/m<sup>3</sup>. Ambient air monitoring data will now be reviewed against the new standard. All areas surrounding the proposed vertical launch area and control center area are in attainment for criteria pollutants. Because the region is in attainment, the CAA General Conformity Rule (40 CFR Parts 51 and 93) does not apply and is not addressed in this EIS.

The climate of the region is characterized by an extended summer season and a mild fall and winter, generally with high humidity. Data from the South Padre Island meteorological station near Port Isabel from 1992 through 2010 shows the average daily temperatures range from lows of 48.3 °F (February) to 81.8 °F (August) to highs of 61.8 °F (January) to 92.6 °F (August) (National Climate Data Center [NCDC] 2012).

Average annual precipitation in the region is about 23.5 inches, with the highest annual precipitation total of 37.4 inches recorded in 2010 and the lowest total of 13.2 inches recorded in 2006 during the period from 1992 through 2010. Most of this precipitation is received during the hurricane months of July, August, and September. Rainfall totals for the other 9 months of the year are generally less than 2 inches (NCDC 2012).

Wind speeds in the region are usually moderate, although extremely strong winds accompany hurricanes that strike the region. Wind speeds are fairly consistent in the coastal area where the proposed vertical launch area would be located. Wind speed data collected during 2009 and 2010 at the Isla Blanca Park monitoring station indicates a somewhat greater tendency for increased wind speed during the late fall, winter, and early spring time frame. Based on the monitoring data, the summer months are more likely to have a larger number of low wind speed days (TCEQ 2009-2010).

The Gulf Coast of Texas is subject to hurricanes and tropical storms from May through November, with the largest storms and the heaviest amount of rainfall concentrated during the months of July through September (Roth 2010). Since 1851, 63 hurricanes, or one every three years, have hit the Gulf Coast of Texas (NOAA 2013). Since 2000, 13 named hurricanes and tropical storms have affected the Texas coast (Roth 2010; NOAA National Weather Service 2014). The frequency of hurricanes at any given location along the Texas coast averages approximately one every six years (Roth 2010).



### **3.7 WATER RESOURCES (INCLUDING SURFACE WATERS, GROUNDWATER, WETLANDS, FLOODPLAINS, AND WILD AND SCENIC RIVERS)**

#### **3.7.1 Definition and Description**

Water resources include surface waters, groundwater, wetlands, floodplains, and Wild and Scenic Rivers. There are several Federal and State laws and regulations that address water resources, including the CWA; Safe Drinking Water Act (SDWA); Fish and Wildlife Coordination Act (FWCA); Rivers and Harbors Act; Wild and Scenic Rivers Act; EO 11990, *Protection of Wetlands*; and EO 11988, *Floodplain Management*.

Surface waters include streams, rivers, lakes, ponds, estuaries and oceans. Groundwater is subsurface water that occupies the space between sand, clay, and rock formations. Groundwater, an essential resource in many areas, is used for water consumption, agricultural irrigation, and industrial applications. Groundwater properties are often described in terms of depth to aquifer, aquifer or well capacity, water quality, and surrounding geologic composition. The term aquifer is used to describe the geologic layers that store or transmit groundwater, to wells, springs, and other water sources. Aquifers are areas of mostly high porosity soil where water can be stored between soil particles and within soil pore spaces.

Wetlands are lowland areas covered with shallow and sometimes temporary or intermittent waters. These areas include, but are not limited to, swamps, marshes, bogs, sloughs, potholes, wet meadows, river overflows, tidal overflows, estuarine areas, and shallow lakes and ponds with vegetation that is present for most of the growing season. Wetlands provide many benefits to the human, biological, and hydrological environment, including habitat for fish and wildlife, water quality improvement, flood storage, and opportunities for recreation.

Floodplains are lowland areas located adjacent to bodies of water in which the ordinary high water level fluctuates on an annual basis. Along rivers, the ordinary high water level may fluctuate as a result of a precipitation event. Tidally influenced waters may fluctuate due to spring tides or as a result of a large storm event (e.g., storm surge). When one of these events is large enough, it causes the water level to exceed the ordinary high water mark and enter the adjacent floodplain. As a result, functioning floodplains provide critical protection for surrounding communities because of their ability to dissipate energy and water from flooding. Any fill to floodplains results in the decrease of the effectiveness of a floodplain to mitigate flooding. Floodplains are often discussed in terms of the 100-year flood. The 100-year flood is a flood having a 1 percent chance of occurring in any given year. The 100-year flood is also known as the base flood. Floodplains are valued for their natural flood and erosion control, enhancement of biological productivity, and socioeconomic benefits and functions.

Wild and Scenic Rivers are those rivers or sections of rivers that are free-flowing and have remarkable scenic, recreational, geologic, fish, wildlife, historic, or cultural values as defined by the Wild and Scenic Rivers Act. Wild and Scenic Rivers are designated by Congress, and in some cases the Department of Interior.

### **3.7.2 Regulatory Setting**

#### **Federal**

The Federal CWA has established regulations for discharges to surface water and is the primary law regulating water pollution and surface water quality. Under CWA Section 402, the EPA has authority to issue pollution control programs and to regulate water pollution discharge through the National Pollutant Discharge Elimination System (NPDES) permit program (EPA 2009b). The CWA limits any discharge of pollutants to a level sufficient to assure compliance with the state water quality standards. Discharges of dredged or fill materials are regulated under Section 404 of the CWA. The USACE regulates the dredging and filling of waters of the U.S., including wetlands. In addition to the USACE, the EPA and the states regulate dredge and fill operations and dredge material disposal. Section 303(d) of the CWA requires states, territories, and authorized tribes to develop a list of impaired waters. Waters are considered impaired when they do not meet water quality standards that the state, territories, and authorized tribes have set. States, territories, and authorized tribes are required to create a priority ranking system for these waters, as well as the development of total maximum daily loads for these waters. Section 303(d) is an important component of the CWA for protecting and restoring water quality.

The SDWA was established by Congress in 1974 and was enacted to protect public health through the regulation of the nation's public drinking water supply. SDWA also protects the sources of public drinking water including rivers, lakes, reservoirs, springs, and groundwater wells (it does not cover private wells). Under the SDWA, the EPA sets national standards for both naturally occurring and man-made pollutants that can be present within public drinking water. EPA also requires Federal agencies to coordinate with the EPA on impacts to Sole Source Aquifers. Federal actions should be evaluated to ensure they do not contribute pollutants that would cause a threat to the nation's public drinking water supply.

The FWCA provides the USFWS with the authority to be involved in proposed water resource development projects for the purposes of evaluating impacts to fish and wildlife. FWCA also requires Federal agencies to consult with the USFWS when they construct, license, or permit water resource development projects. The FWCA requires that fish and wildlife resources are given equal consideration to other resources and project features.

The Rivers and Harbors Act was established to prevent the discharge of refuse matter of any type into navigable water or a tributary of the U.S. without a permit. This includes activities that require excavation, fill, alteration of a water course, or change in condition or capacity of a port, harbor, channel, or other areas covered by the Act. Additionally, under the Rivers and Harbors Act navigable streams cannot be dammed without a permit. The majority of the activities included in the Rivers and Harbors Act are regulated under the CWA.

The Wild and Scenic Rivers Act (16 U.S.C. §§1271-1287) establishes a National Wild and Scenic Rivers System and prescribes the methods and standards through which additional rivers may be identified and added to the system. This Act authorizes the Secretary of the Interior and the Secretary of Agriculture to study areas and submit proposals to the President and Congress for additions to the system, and to

describe procedures and limitations for control of lands. Federal agencies proposing projects in proximity to a designated Wild and Scenic River or a river listed on the Nationwide River Inventory (NRI) would be required to coordinate with the agency administering the river or river segment to ensure the protection of the values which led to the designation as a Wild and Scenic River or to listing on the NRI.

EO 11990, *Protection of Wetlands*, states federal actions must "... avoid to the extent possible the long and short term adverse impacts associated with the destruction or modification of wetlands and to avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative." EO 11990 states that agencies shall provide leadership and shall take action to minimize the destruction, loss or degradation of wetlands. Agencies are also responsible for preserving and enhancing the natural and beneficial values of wetlands.

DOT has implemented EO 11990 through policies and procedures documented in DOT Order 5660.1A, *Preservation of the Nation's Wetlands*. DOT Order 5660.1A requires that transportation facilities and projects should be planned, constructed, and operated to assure the protection, preservation, and enhancement of the nation's wetlands to the fullest extent practicable, and establishes procedures for implementation of the policy.

EO 11988, *Floodplain Management*, addresses floodplain management and establishes requirements to ensure Federal agencies avoid directly and indirectly supporting the development of floodplains when alternatives are feasible. In addition, it prohibits impacts to floodplains from short-term and long-term occupancy and modification of floodplains when alternatives exist. Agencies are required to document that there is no practicable alternative prior to taking action that would encroach on a 100-year floodplain. Additionally, if avoidance of the floodplain location is not practicable, agencies are required to minimize harm to the floodplain.

DOT has implemented EO 11988 through policies and procedures documented in DOT Order 5650.2, *Floodplain Management and Protection*. DOT Order 5650.2 defines the natural and beneficial values provided by floodplains to include "natural moderation of floods, water quality maintenance, groundwater recharge, fish, wildlife, plants, open space, natural beauty, scientific study, outdoor recreation, agriculture, aquaculture, and forestry." Based on DOT Order 5650.2, if an action includes development within a floodplain, the analysis shall indicate if the encroachment would be a "significant encroachment," that is, whether it would cause one or more of the following to occur:

- The action would have a considerable probability of loss of human life
- The action would likely have substantial, encroachment-associated costs or damage, including interrupting aircraft service or loss of a vital transportation facility (e.g., flooding of a runway or taxiway, important navigational aid out of service due to flooding, etc.)
- The action would cause notable adverse impact on natural and beneficial floodplain values

FAA Order 1050.1E also stresses that impacts to floodplains due to development are to be avoided and minimized by all means practicable. Whenever a proposed action is determined to result in a significant encroachment, the FAA must (1) find that the proposed significant encroachment is the only practicable alternative and that the action conforms to applicable state and/or local flood protection standards; (2)

include in the EIS a sufficient discussion to permit an initial review of methods proposed to minimize harm; and (3) make reference to the floodplain location in any public hearing notices or other notices offering an opportunity for public comment on the Proposed Action.

### **State**

Under Title 30, Chapter 307 of the TAC, water quality standards were written by the TCEQ to comply with CWA. TCEQ regulates wetlands and water quality through the state's water quality certification (CWA 401) and Federal consistency with the TCMP. TCEQ's jurisdiction extends only to wetlands found in coastal areas; however, the Commission's authority to issue water quality certifications is not limited to coastal areas (ELI 2008). The EPA has delegated responsibility for implementation of CWA 401 certification reviews to TCEQ for any 404 USACE permit applications that would require discharge of dredged or fill material to waters of the U.S., including wetlands (ELI 2008). Unless a permit is obtained, it is unlawful to discharge any pollutant from a point source into waters of the U.S. Certification from the TCEQ through the USACE permitting process would demonstrate compliance with state water quality standards.

TCEQ is also responsible for administering the program and has created the Texas Pollutant Discharge Elimination System (TPDES) to regulate discharges of pollutants (TCEQ 2012). On September 14, 1998, the state assumed the authority to administer the NPDES program. TCEQ now has Federal regulatory authority over discharges of pollutants to surface water. Exceptions to the TPDES regulation are discharges associated with oil, gas, and geothermal exploration, which are regulated by the Railroad Commission of Texas.

### **Local**

The location of the Proposed Action is within Cameron County, Texas where municipal water resource related regulations impacting water quality have been implemented locally. The USDA NRCS local work group for Cameron County has identified water quality and water quantity as the highest priorities of concern within the county, enabling funding assistance to agricultural producers in implementing conservation practices that would be beneficial to water resources throughout Cameron County (NRCS 2012b). Cameron County has initiated a stormwater management program to control polluted stormwater runoff, through the Cameron County Stormwater Management Plan (SWMP). Implementation of SWMP includes Best Management Practices (BMPs) to improve water quality. Under the Cameron County's SWMP, BMPs are implemented to achieve the regulatory standard of reducing pollutants to the Maximum Extent Practicable. Any projects that occur within a floodplain are required to comply with floodplain ordinances based on the FEMA NFIP requirements. Cameron County has participated in the NFIP since June 15, 1979 (FEMA 2012a).

### **3.7.3 Region of Influence**

The ROI for water resources for this EIS is defined as surface water, groundwater, and wetlands within or adjacent to the proposed vertical launch and control center areas (Exhibit 3.7-1). Surface waters included in the ROI are those within South Bay, Laguna Madre, the Rio Grande, and waters of the Gulf of Mexico. In addition, there is a large wetland area between the Rio Grande River and the proposed vertical launch area.



Exhibit 3.7-1. ROI for Water Resources

### 3.7.4 Existing Conditions

#### 3.7.4.1 Surface Waters

There are no surface waters (non-wetland surface waters) within the boundaries or footprints of the control center area or the vertical launch area. The location of the proposed vertical launch and control center areas are within South Laguna Madre watershed, which is within the Bahia-Grande Brownsville Ship Channel watershed, a 363-square mile subwatershed to the Southwestern Texas Coastal Basin (EPA 2012b). South Bay is an inland bay along the Gulf of Mexico located within the Laguna Madre hypersaline lagoon system and is the southernmost bay in Texas (TPWD 2012b). South Bay is separated from the Gulf of Mexico by Brazos Island. On the northern boundary of South Bay is an inlet where water flows freely from South Bay into the Brownsville Shipping Channel, which connects the Port of Brownsville to the Gulf of Mexico. On the southern end of South Bay, approximately 0.5 miles north of the proposed vertical launch area, is Boca Chica Bay where Boca Chica State Park is located. Boca Chica Bay, located approximately 0.03 miles from the vertical launch area, is a subdelta of the Rio Grande. South Bay water quality results were last posted in March 2005, and although they indicated the presence of fecal coliform, these levels were below EPA standards (EPA 2012b).

To the east of the proposed vertical launch area is the Gulf of Mexico. Waters of the Gulf of Mexico have been deemed impaired waters by EPA. Causes of impairment include the presence of mercury in fish tissue (TCEQ 2011a). Water quality is regularly sampled at Boca Chica State Park Station #3, which is located near where State Highway 4 meets the Gulf of Mexico. The results of the last sampling event conducted in April 2012 indicated that *Enterococcus* bacteria were below the maximum concentration in April 2012 (EPA 2012b). *Enterococcus* is the Federal standard for water quality at public salt water beaches.

The Rio Grande is located approximately 2 miles south of the proposed vertical launch and control center areas and is located outside of the watershed. Portions of the Rio Grande are deemed Wild and Scenic. However, these portions are located over 400 miles away from the proposed vertical launch and control center areas. In addition, as per the NRI, no rivers or river segments within Cameron County are currently listed.

#### 3.7.4.2 Groundwater

##### Hydrostratigraphy

Available groundwater in the vicinity of the vertical launch and control center areas is primarily within the Gulf Coast Aquifer, which is found along the Gulf Coast of Texas, Louisiana, Mississippi, Alabama, and western Florida. Baker (1979) divided the Gulf Coast Aquifer in South Texas into five hydrostratigraphic units: (1) the Catahoula Confining System, (2) the Jasper Aquifer, (3) the Burkeville Confining System, (4) the Evangeline Aquifer, and (5) the Chicot Aquifer (Exhibit 3.7-2).

As shown in Exhibit 3.7-3, sediment thickness increases from west to east toward the Gulf of Mexico. Thickness maps for the aquifers and the confining unit indicate a maximum sediment thickness of up to 1,200 ft for the Chicot Aquifer, 2,800 ft for the Evangeline Aquifer, 1,600 ft for the Burkeville Confining System, and 3,200 ft for the Jasper Aquifer. The aquifers and confining unit thicken toward the Gulf of

Mexico. However, the aquifers show less variation in thicknesses along the north-south direction (Baker 1979), perhaps indicating that sediment source areas have not changed considerably during sediment deposition (Choudhury and Mace 2007).

The EPA has not designated any Sole Source Aquifers within the vicinity of the vertical launch and control center areas (EPA 2012c). As discussed in Section 3.7.2, *Regulatory Setting*, Sole Source Aquifer designations are applied by the EPA to protect drinking water supplies in areas with few or no alternative sources to the groundwater resource.

Review of the Texas Water Development Board (TWDB) groundwater database report system indicates that there are no registered groundwater wells in the vicinity of the vertical launch and control center areas. The only water well within 5 miles of the project area is state well 8907301, located approximately 2 miles to the south of the vertical launch and control center areas (TWDB 2012a). The Edwards Aquifer, the nearest designated Sole Source Aquifer, is located over 250 miles away, just north of San Antonio, Texas.

#### ***Jasper Aquifer***

The configuration of the Jasper Aquifer in the subsurface is geometrically irregular as the delineation was based on the aquifer being treated as a rock stratigraphic unit (Baker 1979). The lower boundary of the aquifer coincides with the stratigraphic lower boundary of the Oakville or the Fleming formations, or it may be contained within or coincide with the base of the Catahoula Formation (Exhibit 3.7-3). The top of the aquifer lies locally within the Fleming Formation or coincides with the top of the Oakville Formation (Choudhury and Mace 2007).

#### ***Burkeville Confining System***

The Burkeville Confining System separates the Jasper and Evangeline aquifers. It is predominantly composed of silt and clay but may occasionally contain isolated sand lenses locally containing fresh water. It occurs as clayey sediments in the upper part of the Oakville Sandstone and the middle part of the Fleming Formation. Given the predominance of silt and clay in the Burkeville Confining System, it primarily acts as a confining unit (Ryder 1988). The Burkeville Confining System pinches out in the subsurface in western Starr, Jim Hogg, and part of Duval counties (Choudhury and Mace 2007).

#### ***Evangeline Aquifer***

The Evangeline Aquifer consists of the Goliad Sand and may include sections of sand and clay of the Fleming Formation. The aquifer is wedge shaped and contains mostly sand with individual sand beds that are tens of feet thick. The Evangeline Aquifer is underlain by the Burkeville Confining System near the Gulf of Mexico but directly overlies the Jasper Aquifer inland to the west where the Burkeville Confining System has pinched out (Choudhury and Mace 2007).





System	Series	Stratigraphic Units		Groundwater Sources	Hydrogeologic Units	
				Baker and Dale (1961)	Baker (1979)	
Quaternary	Holocene	Alluvium		Lower Rio Grande Groundwater Reservoir	Chicot aquifer	
	Pleistocene	Beaumont Clay		*Mercedes-Sebastian Groundwater Reservoir		
		Lissie Formation	Montgomery Formation	*Linn-Faysville Groundwater Reservoir		
			Bentley Formation			
		Willis Sand				
Tertiary	Pliocene	Goliad Sand		*Linn-Faysville Groundwater Reservoir	Evangeline aquifer	
	Miocene	Fleming Formation/ Lagarto Clay			Burkeville Confining System	
		Oakville Sandstone		Oakville Sandstone	Jasper aquifer	
	Oligocene	<div><div>1</div><div>2</div></div> <div>Catahoula tuff or sandstone</div>	2 Upper part of Catahoula tuff		Catahoula Confining System	
			2 Anahuac Formation			
			2 Frio Formation			
			1 Frio Clay			

1 = outcrop

2 = subsurface

\* includes the Lower Rio Grande Groundwater Reservoir

**Exhibit 3.7-3. Stratigraphic and Hydrostratigraphic Classification of the Gulf Coast Aquifer in South Texas (Choudhury and Mace 2003)**

### ***Chicot Aquifer***

The Chicot Aquifer includes the Montgomery Formation, Lissie Formation, Beaumont Formation, and the overlying alluvial/sand plain deposits, including the Rio Grande Alluvium. The Pleistocene/Upper Pliocene forms the base of the Chicot Aquifer. The Chicot Aquifer consists of discontinuous sand and clay beds of nearly equal thickness for most of the coastal areas. Although the Chicot Aquifer generally has a higher sand-clay ratio than the underlying Evangeline Aquifer (McCoy 1990), the two aquifers are difficult to distinguish from each other using geophysical logs. Cross-formational flow is a significant component of the total flow for each aquifer, with deeper groundwater from the Evangeline Aquifer flowing upward near the coast and resulting in greater salinity in the overlying Chicot Aquifer (Choudhury and Mace 2007).

In Cameron County, pumping tests on wells completed in the Chicot Aquifer near the Rio Grande showed an average coefficient of transmissibility of 49,500 gal per day per foot (gpd/ft) and an average yield of 1,200 gal per minute (gpm) (Myers 1969). Discharges as high as 2,900 gpm have also been reported for wells completed in the Chicot aquifer in Cameron County (Baker and Dale 1961).

In western Cameron County, the water-bearing sediments of the Goliad Sand, Lissie Formation, Beaumont Formation, and the alluvium, though locally separated by clay layers, are hydraulically connected and acts as a hydraulic unit. The Beaumont Formation also hosts considerable groundwater in Cameron County (Baker and Dale 1961). These permeable deposits probably represent a relict channel of the former course of the Rio Grande (Choudhury and Mace 2007).

### ***Rio Grande Alluvium***

The Rio Grande Alluvium consists of gravel, sand, silt, and clay that underlie most of the Rio Grande delta (Rose 1954). Thickness of the deposit ranges from 50 to 300 ft with the thickest sections occurring adjacent to the present course of the Rio Grande. In the lower part of the alluvium, a zone of water-bearing material extends from the vicinity of Rio Grande City to Brownsville. The extent of the aquifer can also be defined by a string of irrigation wells that were installed around the fringes of the aquifer. The permeable zones in the alluvium are in hydraulic connection with the adjacent and underlying beds of the Goliad Sand, Lissie Formation, and Beaumont Formation (Baker and Dale 1961).

### **Groundwater Recharge**

In general, recharge to the aquifers in the study area is by precipitation on the land surface. Water that does not run off, and is not lost through evapotranspiration, percolates into the subsurface. The degree of subsurface infiltration is determined by the permeability of the soil stratum and underlying beds. The soils of the Lower Rio Grande Valley are characterized by many different types varying in permeability from low, less than 0.06 inch per hour, to high, 6.0 inches per hour (McCoy 1990).

Recharge can also occur in irrigated areas by infiltration of excess irrigation water. Along the Rio Grande and the numerous unlined floodways and irrigation canals in Cameron County, southern Hidalgo County, and Willacy County, water percolates into the subsurface when the local water table is lower than the streambed (McCoy 1990).

Collectively, the entire suite of geologic strata in the study area form a large, leaky artesian system in which recharge can occur across formational boundaries where permeable sands are in contact (Muller and Price 1979). Additionally, uncemented and improperly cased wells can allow ground-water communication between different zones within a well bore (McCoy 1990). However, the recharge to these aquifers generally occurs inland to the west, and the discharge of these aquifers occurs along the Gulf Coast.

#### Groundwater Demands

The Chicot and the Evangeline aquifers show considerable variations in well yields over a short distance primarily due to the diversity of its composition. For example, ancient river courses containing narrow sand and gravel deposits produce high yields, but floodplain deposits on the banks containing silt and mud may produce no water at all (Choudhury and Mace 2007).

Although the Gulf Coast Aquifer has been extensively pumped, it is difficult to predict yield from the aquifer. This uncertainty in estimating yield is due to the unpredictability in determining the distribution of sand-shale content, pore-fill cements, and compaction from the overlying sediments. Transmissivity (rate of water flow) ranges from 3,000 to 18,000 ft<sup>2</sup> per day and 3,000 to 15,000 ft<sup>2</sup> per day in the Chicot and Evangeline aquifers, respectively (Choudhury and Mace 2007).

The TWDB previously completed several predictive groundwater availability model simulations of the Gulf Coast Aquifer to assist in developing a desired future condition of the groundwater in the Lower Rio Grande Valley. Simulations of groundwater pumping stresses on the Gulf Coast aquifer in the Lower Rio Grande Valley yielded estimates on the available groundwater in Cameron County. The available groundwater in the Nueces-Rio Grande Basin in Cameron County totaled 48,576 acre-feet per year (afy), and simulations of pumping this volume resulted in a simulated average drawdown of 52 ft through 2060 (Hassan 2011).

A summary of historical water use by groundwater and surface water in Cameron County is presented in Table 3.7-1. The total water use per year between the years 2000 and 2004 averaged 223,457 afy, of which an average of 7,858 afy was pumped from groundwater. Approximately 3.5 percent of the total water use and 5.1 percent of the municipal water use in Cameron County was obtained from groundwater between the years 2000 and 2004 (TWDB 2012b).

**Table 3.7-1. Summary of Historical Water Use (acre feet) by Groundwater and Surface Water (2000-2004)**

Year	Source	Municipal	Manufacturing	Steam Electric	Irrigation	Mining	Livestock	Total	% Total
2000	GW	1,503	80	0	6,673	8	31	8,295	3.73
2000	SW	66,567	3,350	1,498	142,451	0	277	214,143	96.27
<b>Total</b>		<b>68,070</b>	<b>3,430</b>	<b>1,498</b>	<b>149,124</b>	<b>8</b>	<b>308</b>	<b>222,438</b>	
2001	GW	2,688	16	0	9,409	8	28	12,149	4.93
2001	SW	41,960	1,599	2,393	188,186	0	287	234,425	95.07
<b>Total</b>		<b>44,648</b>	<b>1,615</b>	<b>2,393</b>	<b>197,595</b>	<b>8</b>	<b>315</b>	<b>246,574</b>	
2002	GW	3,097	9	0	8,749	8	23	11,886	5.16
2002	SW	48,334	941	2,899	166,245	0	226	218,645	94.84
<b>Total</b>		<b>51,431</b>	<b>950</b>	<b>2,899</b>	<b>174,994</b>	<b>8</b>	<b>249</b>	<b>230,531</b>	

**Table 3.7-1. Summary of Historical Water Use (acre feet) by Groundwater and Surface Water (2000-2004)**

Year	Source	Municipal	Manufacturing	Steam Electric	Irrigation	Mining	Livestock	Total	% Total
2003	GW	3,408	11	0	0	8	32	3,459	1.68
2003	SW	53,183	1,074	2,090	145,850	0	319	202,516	98.32
<b>Total</b>		<b>56,591</b>	<b>1,085</b>	<b>2,090</b>	<b>145,850</b>	<b>8</b>	<b>351</b>	<b>205,975</b>	
2004	GW	3,451	14	0	0	8	30	3,503	1.65
2004	SW	53,855	1,350	3,709	149,048	0	303	208,265	98.35
<b>Total</b>		<b>57,306</b>	<b>1,364</b>	<b>3,709</b>	<b>149,048</b>	<b>8</b>	<b>333</b>	<b>211,768</b>	
	GW	2,829	26	0	4,966	8	29	7,858	3.52
	SW	52,780	1,663	2,518	158,356	0	282	215,599	96.48
<b>2000-2004 AVG</b>		<b>55,609</b>	<b>1,689</b>	<b>2,518</b>	<b>163,322</b>	<b>8</b>	<b>311</b>	<b>223,457</b>	

Notes: GW = Groundwater; SW = Surface Water;.

Source: TWDB 2012b.

The TWDB prepared a regional water plan in 2011 to project the municipal water demand from 2010 and 2060, by decade. Table 3.7-2 shows the projected water demands for Cameron County for the next 50 years, ranging from 462,975 afy in 2010 to 507,573 afy in 2060 (TWDB 2012c). Assuming that the groundwater pumping remains at 3.5 percent of the total water use and at 5.1 percent of the municipal water use, the total groundwater pumping demand in Cameron County is estimated to be 16,200 afy in 2020, and 17,900 afy in 2060. Of the projected groundwater pumping demand in Cameron County, the municipal groundwater demand is projected to be 4,500 afy in 2010, 5,300 afy in 2020, and 8,700 afy in 2060.

**Table 3.7-2. Cameron County Water Demand Projections for 2010-2060 (acre feet)**

Year	2010	2020	2030	2040	2050	2060
Mining	6	6	6	6	6	6
Manufacturing	4,156	4,590	4,983	5,372	5,709	6,165
Steam Electric	1,616	1,523	1,780	2,094	2,477	2,944
Irrigation	367,404	347,771	325,144	325,144	325,144	325,144
Livestock	1,103	1,103	1,103	1,103	1,103	1,103
Municipal	88,690	104,850	121,342	138,190	155,290	172,211
<b>Cameron County Total</b>	<b>462,975</b>	<b>459,843</b>	<b>454,358</b>	<b>471,909</b>	<b>489,729</b>	<b>507,573</b>

Source: TWDB 2012c.

### Groundwater Quality

Although significant quantities of groundwater occur in the Gulf Coast Aquifer in sections where sands are dominant, much of this groundwater resource is not directly usable due to its moderate to high salinity. Groundwater is generally fresh in most of the outcrop but increases in salinity at depth and along flow paths toward the Gulf Coast.

The groundwater of the Lower Rio Grande Valley is characterized by its generally poor quality in relation to the waters of the Rio Grande. Surface water from the Rio Grande usually has total dissolved solids (TDS) content of from 400 to 750 milligrams per liter (mg/L) and is classified as fresh in quality. Groundwater from all the aquifers in Cameron County generally exceeds 1,000 mg/L TDS (slightly saline) and often exceeds 3,000 mg/L (moderately saline) (McCoy 1990), which is greater than the National Secondary Drinking Water Regulations standard of 500 mg/L.

Additionally, constituents such as chloride and sulfate often exceed the Texas Department of Health recommended drinking water standards. TDS concentrations in groundwater in the Lower Rio Grande Valley increases to concentrations greater than 3,000 mg/L in the southeast portions of Cameron County. The TDS concentrations in the Chicot and Evangeline aquifers in south central Cameron County has the highest TDS values, with concentrations greater than 10,000 mg/L (Choudhury and Mace 2007). The groundwater in the vicinity of the vertical launch and control center areas is likely brine, with TDS greater than the Texas Department of Health recommended drinking water standards.

#### 3.7.4.3 Wetlands

The proposed vertical launch and control center areas contain estuarine emergent and scrub/shrub wetlands. The wetlands within the proposed vertical launch and control center areas were delineated using the 1987 USACE Wetland Delineation Manual (USACE 1987) and the Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Atlantic and Gulf Coastal Plain (USACE 2010). The wetland delineation was conducted by Cardno TEC from May 14-17, 2012. The survey area consisted of the proposed vertical launch area, and all three parcels that comprise the proposed control center area. During the wetland delineation it was determined that only the vertical launch area and Parcel 3 of the control center area contain wetlands. Of the 68.9 acres comprising the vertical launch and control center areas (as described in Sections 2.1.2.1 and 2.1.2.2), a total of 25.43 acres of wetlands are present at the vertical launch area (Exhibit 3.7-4) and 0.04 acres of wetlands were identified on Parcel 3 of the control center area (Exhibit 3.7-5). As a result, only the vertical launch area and Parcel 3 of the control center area were included in the Jurisdictional Wetland Determination report dated July 3, 2012 (see Appendix F).

The wetland delineation results were field verified during a site visit on July 6, 2012 with the USACE. The preliminary Jurisdictional Determination was issued by the USACE on August 31, 2012, and provided concurrence on the wetland boundaries and wetland acreages. The Jurisdictional Wetland Determination report (Appendix F) divides the wetlands into depressional areas, high marsh areas, and unvegetated salt flats.





Exhibit 3.7-4. Vertical Launch Area Wetland Delineation



Exhibit 3.7-5. Control Center Area Wetland Delineation



The wetlands within the vertical launch area are part of a large system of tidal salt flat wetlands that fill from and drain to the southern portion of the site. During spring tides or exceptionally high tides, the salt flat wetlands on the vertical launch area site become inundated with water from the Gulf of Mexico.

Based on the Cowardin classification system (Cowardin et al. 1979), the unvegetated salt flats and depressional features are estuarine, intertidal, and unconsolidated shore with a sand substrate (E2US2). The emergent high marsh wetlands are estuarine, intertidal, and emergent with persistent vegetation (E2EM1). The scrub shrub high marsh wetlands are estuarine, intertidal, scrub-shrub with broad-leaved evergreen vegetation (E2SS3). As depicted in Exhibit 3.7-6, of the 25.43 acres of wetlands at the vertical launch area, 0.24 acre are composed of depressional areas, 12.15 acres are composed of high marsh areas, and 13.04 acres are composed of unvegetated salt flats. The 0.04 acre wetland located on Parcel 3 of the control center area is an emergent high marsh area, as shown in Exhibit 3.7-7. The wetland vegetation within the proposed vertical launch area is typified by saltgrass (*Distichlis spicata*), shoregrass (*Monanathocloe littoralis*), Virginia glasswort (*Salicornia virginica*), shoreline seapurslane (*Sesuvium portulacastrum*), seaside tansy (*Borrchia frutescens*), and gulf cordgrass (*Spartina spartinae*). The wetland vegetation within the control center area is typified by bushy seaside tansy, shoregrass, and saltgrass (Appendix F).

Wetlands provide many natural and beneficial values, which can vary depending on location. Examples of natural and beneficial values of the wetlands present at the proposed vertical launch and control center areas include groundwater recharge, flood mitigation, water quality maintenance, storm abatement and coastline protection, wildlife habitat, and aesthetics.

#### 3.7.4.4 Floodplains

The vertical launch and the control center areas are located entirely within a 100-year floodplain (Exhibit 3.7-8). Zone A8 is an area subject to inundation with a 1 percent chance of a flood event occurring in any given year. However, Zone A does not have the additional hazard designation related to storm waves. C zones are areas of minimal flood hazard, usually depicted as above the 500-year flood level. Flood Zone V10 is designated within the 100-year flood zone; however, this is a classified coastal area with a 1 percent chance of a flood occurring on a given year and having an additional hazard associated with storm waves. The control center area is located within a 100-year flood zone designated A8 but is also combined with C-designated flood zones. These areas are not distinctive to one another in this area for the most part. Rather, they are a smooth transition of flood zones not easily bounded.

The FEMA maps available for this area use an older format of flood designation with the letter “V” and a number. Newer versions available for other areas now include a letter, such as “V” followed by a letter. However, in either case, flood zone designations of VE or V1-V30 would be those areas within the 100-year floodplain and have an additional velocity hazard due to wave action. A coastal high hazard area is an area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources (FEMA 2007). “Primary frontal dune” is defined as “a continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to





Exhibit 3.7-6. Vertical Launch Area Wetland Vegetation Communities



Exhibit 3.7-7. Control Center Area Wetland Vegetation Communities



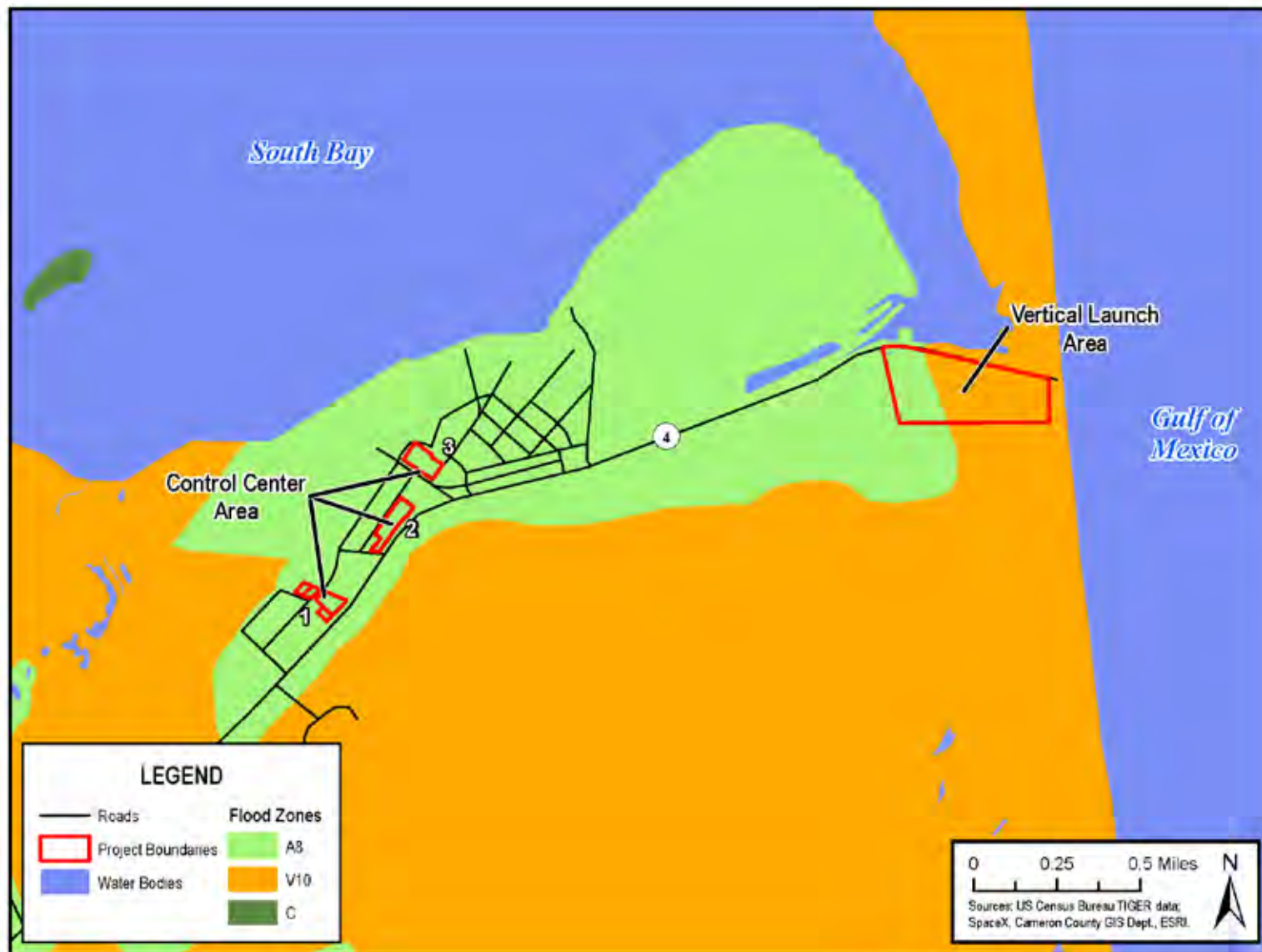


Exhibit 3.7-8. Floodplains within the Vertical Launch and Control Center Areas

the beach and subject to erosion and overtopping from high tides and waves during major coastal storms” (FEMA 2007).

The break between A8 and V10 flood zones does not strongly correlate with elevation. As depicted on Google Earth elevations, the break between the two zones comes between the 3 and 5 ft above sea level mark. The slightly elevated western portion of the proposed vertical launch area is residing within the 100-year floodplain designated A8, and the slightly lower eastern portion located within flood Zone V10. The proposed vertical launch area Hangar, western security gate and guard shack, storage/ground support equipment, parts, local office, machine/weld/workshop, roads and parking and pad access road would all fall within Zone A8. The remaining components of the vertical launch area would fall within Zone V10 (FEMA 2012b).

Similar to wetlands, floodplains provide many natural and beneficial values. Examples of these values provided by the project’s coastal floodplain include natural moderation of floods, water quality maintenance, groundwater recharge, plant and animal habitat, open space, natural beauty, and outdoor recreation.

#### 3.7.4.5 Wild and Scenic Rivers

The segment of the Rio Grande deemed Wild and Scenic is over 400 miles west of the vertical launch and control center areas.

### 3.8 BIOLOGICAL RESOURCES (FISH, WILDLIFE, AND PLANTS)

#### 3.8.1 Definition and Description

Biological resources include plant and animal species and the habitats where they occur. Plant associations are referred to as vegetation and animal species are referred to as wildlife. Habitat can be defined as the resources and conditions present in an area that supports the existence of a plant or animal (Hall et al. 1997). Although the existence and preservation of biological resources are intrinsically valuable, these resources also provide aesthetic, recreational, and socioeconomic values to society. This analysis focuses on species or vegetation types that are important to the function of the ecosystem, of special societal importance, or are protected under Federal or state law or statute. For the purposes of this EIS, these resources are divided into three major categories: vegetation, wildlife, and special-status species.

*Vegetation* includes terrestrial plant communities and the analysis focuses on vegetation types that are important to the function of the ecosystem or are protected under Federal or State law.

*Wildlife* includes all common animal species, with the exception of those identified as special-status species (see below). The wildlife category includes invertebrates, fish, amphibians, reptiles, mammals, and birds, including native bird species protected under the Migratory Bird Treaty Act (MBTA).

*Special-status species* includes plant and animal species that are listed or proposed for listing by USFWS as threatened or endangered under the ESA, or are candidate species for listing under the Endangered Species Act (ESA). Candidate species are plant or animal species for which USFWS has sufficient information on file regarding biological vulnerability and threats to support a proposal that would list them as endangered or threatened under the ESA, based on the most recent candidate review, but have

yet to be listed (USFWS 2012c). Candidate species are provided no statutory protection under the ESA. In addition, designated critical habitat (and habitat proposed for designation) for ESA-listed species is also included in this EIS, as appropriate. Critical habitat is a specific geographic area(s) that contains features essential for the conservation of a threatened or endangered species and that may require special management and protection. Critical habitat may include an area that is not currently occupied by the species but is needed for its recovery. This section also addresses species that are listed by the State of Texas as threatened or endangered.

For this project, marine species are those occurring in areas of the Gulf of Mexico that would be under the flight path of launch vehicles (see Exhibit 2.1-2). Impacts to marine species are expected to be discountable. After launch, the first stage of the Falcon 9 would land in the Gulf of Mexico, approximately 550 miles downrange, and would potentially be recovered by a salvage ship. The salvage ship would be able to locate the first stage through telemetry signals from the stage. The recovered first stage would be returned to SpaceX facilities in Hawthorne, California. If the expended first stage could not be located, it would likely be due to damage. It would subsequently sink and most likely could not be recovered. There would be no significant impacts to marine wildlife given the relatively low density of species within the surface waters of these open ocean areas. In addition, due to the properties of water, noise during a launch would not readily pass the air-water interface and therefore the short-term increase in the in-air noise environment would not result in impacts to marine species beneath the surface. No impacts to marine mammals are expected; therefore, these species are not addressed in detail in this EIS. An email was received from NOAA's Office of Protected Resources (Headquarters, Program Office of the National Marine Fisheries Service [NMFS]) on May 9, 2012, stating that there are no anticipated impacts on marine mammals with implementation of the Proposed Action (NMFS 2012; Appendix G). Therefore, impacts to special-status marine species are expected to be discountable, and therefore these species are not addressed in detail in this EIS. In addition, based upon informal consultation with NMFS under Section 7 of the ESA, NMFS concurred with FAA's findings that the Proposed Action would have insignificant or discountable effects on federally listed sea turtles in the marine environment and sperm whales (NMFS 2013; Appendix G). These species are not discussed further in this chapter.

### **3.8.2 Regulatory Setting**

#### **Federal**

The ESA (16 U.S.C. §1531 et seq.) establishes measures for the protection of plant and animal species that are federally listed as threatened or endangered, and for the conservation of habitats that are critical to the continued existence of those species. 'Endangered' means a species is in danger of extinction throughout all or a significant portion of its range. 'Threatened' means a species is likely to become endangered within the foreseeable future. For ESA-listed species, Federal agencies are required to ensure that their actions do not jeopardize the continued existence of an endangered or threatened species or its critical habitat, if designated. In accordance with Section 7 of the ESA, a Biological Assessment (BA) was prepared by the FAA to analyze the potential impacts of the Proposed Action on ESA-listed species and critical habitat under the jurisdiction of USFWS (see Appendix G). The Biological and Conference Opinion (BCO) that was issued by USFWS on December 18, 2013 is the final determination of impacts to ESA-listed species that are being evaluated in this EIS. The BCO specifies

non-discretionary Reasonable and Prudent Measures that are necessary to minimize impacts to listed species (i.e., amount or extent of incidental take) and critical habitat. The BCO also specifies discretionary Conservation Recommendations that are intended to minimize or avoid adverse effects of a Proposed Action on federally listed species or critical habitat, to help implement recovery plans, or to develop information. Action agencies may or may not choose to implement the suggested Conservation Recommendations.

Under the MBTA (16 U.S.C. §703 et seq.), the taking, killing or possessing of migratory birds (including their eggs, nests, and feathers) is unlawful. The MBTA was designed to protect migratory birds. An activity has a significant adverse effect if, over a reasonable period of time, it diminishes the capacity of a population of a migratory bird species to maintain genetic diversity, to reproduce, and to function effectively in its native ecosystem. Assessment of a project's effects on migratory birds places an emphasis on "Species of Concern" as defined by EO 13186, *Responsibilities of Federal Agencies to Protect Migratory Birds*. This EO directs Federal agencies to take action to further implement the MBTA. The FAA is currently developing a Memorandum of Understanding with USFWS in compliance with the EO.

EO 13112, *Invasive Species*, was issued to prevent the introduction of invasive species; provide for their control; and minimize the economic, ecological, and human health impacts that invasive species cause.

#### **State**

Texas laws and regulations pertaining to state endangered or threatened animal species are contained in TPWD Code, Chapters 67 and 68 and TAC Sections 65.171-65.176 of Title 31. Laws and regulations pertaining to endangered or threatened plant species are contained in Chapter 88 of the TPWD Code and Sections 69.01-69.9 of the TAC. These regulations prohibit the taking, possession, transportation, or sale of any of the animal species designated by state law as endangered or threatened without the issuance of a permit.

#### **Local**

There are no local statutes or regulations applicable to biological resources.

### **3.8.3 Region of Influence**

For the purposes of this EIS, the ROI for biological resources includes those areas that would be impacted by 1) construction activities at the proposed vertical launch and control center areas; 2) noise from proposed launch operations; and 3) the launch day land and water closure areas (Exhibit 3.8-1). This ROI is the same as the action area defined in the BA for addressing potential impacts to federally listed species. The action area defined in the BA is the 105 dBA  $L_{max}$  contour, which is considered the reasonable noise level at which wildlife would potentially show a reaction to the short-term noise associated with a proposed launch (refer to Section 4.3, *Noise*, for further information on proposed operations noise contours).



Exhibit 3.8-1. ROI for Biological Resources



### 3.8.4 Existing Conditions

#### 3.8.4.1 Vegetation

The USFWS currently recognizes 11 biotic communities in the Lower Rio Grande Valley region. The vertical launch and control center areas are located within the clay loma/wind tidal flats biotic community. This community is characterized by a matrix of clay dunes interspersed within saline flats, marshes, and shallow bays that are periodically inundated by water from the Gulf of Mexico. Lomas are formed from silt or clay particles deposited by wind on tidal flats. Dunes often form around the tidal flats. Typical plants found in loma/tidal flats include sea ox-eye (*Borrchia frutescens*), saltwort (*Batis maritima*), and glasswort (*Salicornia virginica*) on vegetated portions of the flats, and gulf cordgrass (*Spartina spartinae*), Berlandier's fiddlewood (*Citharexylum berlandieri*), texas ebony (*Pithecellobium ebano*) and yucca (*Yucca treculeana*) on higher lomas (Jahrsdoerfer and Leslie 1988; USFWS 1997).

Vegetation communities in Texas were first mapped in detail by McMahan et al. (1984). The vertical launch and control center areas are located within the Gulf Prairies and Marshes Ecoregion. Prior to European settlement, this ecoregion consisted of a mosaic of tallgrass coastal prairie, riparian bottomland hardwood forests, ephemeral freshwater wetlands, canebrake swamps, extensive coastal forests, chenier woodlands, freshwater tidal wetlands, brush mottes and corridors, barrier islands, estuaries, saltwater marshes, hypersaline lagoons, lomas, and associated Tamaulipan thornscrub habitats (The Nature Conservancy [TNC] 2002).

The majority of the proposed vertical launch and control center areas are located within marsh/barrier islands subtype 3 (smooth cordgrass-marsh saltgrass-sea ox-eye marsh) which is generally dominated by sea ox-eye, black rush (*Juncus roemerianus*), saltwort, black mangrove (*Avicennia germinans*), glasswort, seashore paspalum (*Paspalum vaginatum*), and shoalgrass (*Halodule beaudettei*). In the eastern portion of the proposed vertical launch area, from the high tide mark to leeward marshes, is an area of sand dunes that is characterized by marsh/barrier island subtype 4 (sea oats-seacoast bluestem grassland). This vegetation type is generally dominated by beach croton (*Croton punctatus*), single-spike paspalum (*Paspalum monostachyum*), Pan American balsam scale (*Elionurus tripsacoides*), flat sedge (*Cyperus* spp.), seapurslane (*Sesuvium portulacastrum*), bulrush (*Scirpus* spp.), beach morning glory (*Ipomoea imperati*), goatfoot morning glory (*Ipomoea pes-caprae*), sea rocket (*Cakile edentula*), and lime pricklyash (*Zanthoxylum fagara*) (McMahan et al. 1984).

Site visits were conducted on May 14-17 and May 30-June 1, 2012 to delineate wetlands and to collect site-specific habitat and wildlife information within the proposed vertical launch and control center areas. The proposed vertical launch area is composed of approximately 56.5 acres, of which 25.4 acres are jurisdictional wetlands and 31.1 acres are uplands (FAA 2012b) (see Appendix F, *Jurisdictional Wetland Determination* and see Exhibit 3.7-5). The uplands located within the vertical launch area are largely comprised of sporadically vegetated sand dunes in the eastern portion of the property and moderately to densely vegetated uplands in the western portion of the property. Additional upland islands are located in the unvegetated salt flats. The wetlands on-site are comprised of scrub shrub and emergent wetlands, both of which are categorized as high marsh areas, and unvegetated salt flats. Additionally, three small unvegetated depressional features were identified in the northwestern portion of the site. Upland vegetation is typified by Texas pricklypear (*Opuntia engelmannii*), honey mesquite



(*Prosopis glandulosa*), little bluestem (*Schizachyrium scoparium*), gush bluestem (*Andropogon glomeratus*), giant reed (*Arundo donax*), cuman ragweed (*Ambrosia cumanensis*) and golden tickseed (*Coreopsis tinctoria*). Wetland vegetation is primarily comprised of saltgrass (*Distichlis spicata*), shoregrass (*Monanathocloe littoralis*), glasswort, shoreline seapurslane, sea ox-eye, and gulf cordgrass (*Spartina spartinae*). Other species observed include black mangrove and turtleweed. Vegetation observed in the sand dunes included beach croton, sea purslane, and beach morning glory (FAA 2012b).

The proposed 12.4-acre control center area is comprised of three parcels located north of Boca Chica Boulevard, and range from approximately 1.5 to 1.9 miles west of the proposed vertical launch area (see Exhibits 2.1-4a and 2.1-4b). The control center area acreages for Parcels 1, 2, and 3 are approximately 4.0 acres, 4.4 acres, and 4.0 acres, respectively. All three parcels consist of upland vegetation dominated by little bluestem (*Schizachyrium scoparium*), honey mesquite, cuman ragweed, and yucca. Parcel 3 contains one small 0.04-acre jurisdictional wetland. This wetland is considered an emergent high marsh area dominated by bushy seaside tansy, shoregrass, and saltgrass. As of May 2012, a large portion of Parcel 1 had been burned (FAA 2012b).

#### 3.8.4.2 Wildlife

The vertical launch and control center areas are located in the loma/tidal flats biotic community in the Lower Rio Grande Valley region, which supports a diverse array of wildlife. The vertical launch and control center areas are located on private property in between several wildlife refuges that make up the South Texas Refuges Complex. This complex is made up of Santa Ana NWR, Laguna Atascosa NWR, and Lower Rio Grande Valley NWR. These NWRs, as well as the native habitat between them, represent a wide north-south coastal corridor on the eastern boundary of the Rio Grande delta that supports a matrix of native rangeland wetlands and upland communities that provide a corridor for wildlife movement (USFWS 2004). The Rio Grande Valley Wildlife Corridor initiative is a project consisting of private landowners, TPWD, USFWS, nonprofit conservation organizations (e.g., Audubon Society, TNC, and Valley Land Fund) and Mexican, State, Federal, and non-governmental natural resource agencies (e.g., La Secretaria de Medio Ambiente y Recursos Naturales [SEMARNAT], La Secretaria de Desarrollo Urbano y Ecología [SEDUE] of the Tamaulipas state government, and Pronatura Noreste) to preserve land within this wildlife corridor in the Lower Rio Grande Valley of the U.S. and Mexico (USFWS et al. 2007; TPWD 2012c).

Common wildlife found within the beach and sand dunes areas just east of the vertical launch and control center areas include mammal species, such as spotted ground squirrel (*Spermophilus silosoma*), kangaroo rats (*Dipodomys* spp.), and grasshopper mice (*Onychomys* spp.) (USFWS 1993). Other common mammals that are found in the Lower Rio Grande Valley and have the potential to occur within the vicinity of the proposed vertical launch and control center areas include the eastern cottontail (*Sylvilagus floridanus*), coyote (*Canis latrans*), bobcat (*Lynx rufus*), and raccoon (*Procyon lotor*) (Jahrsdoerfer and Leslie 1988; USFWS 1993). Invertebrates such as coquina clams (*Donax variabilis*) and mole crabs (*Emerita* spp.) are found near the water, while ghost crabs (*Ocypode* spp.) and keeled earless lizards (*Holbrookia propinqua*) are found in the upper beach and foredunes. The proposed vertical launch and control center areas are located within the Central Flyway, a migratory bird route used by more than 500 species annually. The vertical launch and control center areas are located within the

Lower Rio Grande Valley which is the southernmost range for numerous raptors and shorebirds that winter in south Texas, as well as the northernmost range for many species of neotropical migrants. As a result, the South Texas area has become a popular birding spot for viewing species of interest, such as the white-tailed hawk (*Buteo albicaudatus*), crested caracara (*Caracara cheriway*), roseate spoonbill (*Ajaia ajaja*), green jay (*Cyanocorax yncas*), groove-billed ani (*Crotophaga sulcirostris*), and northern aplomado falcon (*Falco femoralis septentrionalis*). Numerous ground-nesting birds use the shoreline and the upland areas within the project area (TPWD 2012d). Examples of these species include Wilson's phalarope (*Phalaropus tricolor*), sanderling (*Calidris alba*), ruddy turnstone (*Arenaria interpres*), royal tern (*Thalasseus maximus*), Forster's tern (*Sterna forsteri*), and laughing gull (*Leucophaeus atricilla*). During site visits in May and June of 2012, the following birds were observed: barn swallow (*Hirundo rustica*), black-bellied plover (*Pluvialis squatarola*), Brewer's blackbird (*Euphagus cyanocephalus*), brown pelican (*Pelecanus occidentalis*), laughing gull, least tern (*Sterna antillarum*), long-billed dowitcher (*Limnodromus scolopaceus*), northern bobwhite (*Colinus virginianus*), semipalmated sandpiper (*Calidris pusilla*), snowy plover (*Charadrius alexandrinus*), turkey vulture (*Cathartes aura*), willet (*Tringa semipalmata*), and Wilson's phalarope. Migratory bird species that are of conservation concern within Bird Conservation Region 37 – Gulf Coastal Prairie, in which the proposed vertical launch and control center areas are located according to the USFWS's *Birds of Conservation Concern*, are listed in Table 3.8-1 (USFWS 2008).

#### 3.8.4.3 Special-Status Species

The FAA coordinated with the USFWS on special-status species. Based on the correspondence received from the USFWS Corpus Christi Ecological Services Field Office on May 4, 2012 (USFWS 2012d) regarding the list of species and critical habitat in the action area potentially affected by the Proposed Action (per 50 CFR §402.12 (c)), this EIS addresses the potential effects associated with the Proposed Action on 10 ESA-listed species, critical habitat for 1 species, and 1 species proposed for ESA listing (Table 3.8-2). In addition, 20 state-listed species (some of which are also federally listed) have been observed or have the potential to occur in the ROI due to presence of suitable habitat. The following sections provide a brief description of the federally and state-listed species that have been observed or have the potential to occur within the ROI.

**Table 3.8-1 Birds of Conservation Concern Bird Conservation Region 37—Gulf Coastal Prairie-U.S.**

Species	Scientific Name	Status
Audubon's Shearwater	<i>Puffinus lherminieri</i>	(nb)
Band-rumped Storm-Petrel	<i>Oceanodroma castro</i>	(nb)
American Bittern	<i>Botaurus lentiginosus</i>	-
Least Bittern	<i>Ixobrychus exilis</i>	-
Reddish Egret	<i>Egretta rufescens</i>	-
Swallow-tailed Kite	<i>Elanoides forficatus</i>	-
Bald Eagle	<i>Haliaeetus leucocephalus</i>	-
White-tailed Hawk	<i>Geranoaetus albicaudatus</i>	-
Peregrine Falcon	<i>Falco peregrinus</i>	(nb)
Yellow Rail	<i>Coturnicops noveboracensis</i>	(nb)
Black Rail	<i>Laterallus jamaicensis</i>	-
Snowy Plover	<i>Charadrius nivosus</i>	(c)
Wilson's Plover	<i>Charadrius wilsonia</i>	-
Mountain Plover	<i>Charadrius montanus</i>	(nb)
American Oystercatcher	<i>Haematopus palliatus</i>	-
Solitary Sandpiper	<i>Tringa solitaria</i>	(nb)
Lesser Yellowlegs	<i>Tringa flavipes</i>	(nb)
Upland Sandpiper	<i>Bartramia longicauda</i>	(nb)
Whimbrel	<i>Numenius phaeopus</i>	(nb)
Long-billed Curlew	<i>Numenius americanus</i>	-
Hudsonian Godwit	<i>Limosa haemastica</i>	(nb)
Marbled Godwit	<i>Limosa fedoa</i>	(nb)
Red Knot ( <i>roselaari</i> ssp.)	<i>Calidris canutus</i>	(nb)
Red Knot ( <i>rufa</i> ssp.)	<i>Calidris canutus</i>	(a, nb)
Buff-breasted Sandpiper	<i>Tryngites subruficollis</i>	(nb)
Short-billed Dowitcher	<i>Limnodromus griseus</i>	(nb)
Least Tern	<i>Sternula antillarum</i>	(c)
Gull-billed Tern	<i>Gelochelidon nilotica</i>	-
Sandwich Tern	<i>Thalasseus sandvicensis</i>	-
Black Skimmer	<i>Rynchops niger</i>	-
Short-eared Owl	<i>Asio flammeus</i>	(nb)
Loggerhead Shrike	<i>Lanius ludovicianus</i>	-
Sedge Wren	<i>Cistothorus platensis</i>	(nb)
Sprague's Pipit	<i>Anthus spragueii</i>	(nb)
Prothonotary Warbler	<i>Protonotaria citrea</i>	-
Swainson's Warbler	<i>Limnithlypis swainsonii</i>	-
Botteri's Sparrow	<i>Aimophila botterii</i>	-
Grasshopper Sparrow	<i>Ammodramus savannarum</i>	-
Henslow's Sparrow	<i>Ammodramus henslowii</i>	(nb)
LeConte's Sparrow	<i>Ammodramus leconteii</i>	(nb)
Nelson's Sharp-tailed Sparrow	<i>Ammodramus nelsoni</i>	(nb)
Seaside Sparrow	<i>Ammodramus maritimus</i>	(c)
Painted Bunting	<i>Passerina ciris</i>	-
Dickcissel	<i>Spiza americana</i>	-

Source: USFWS 2008

Notes: (a) ESA candidate, (b) ESA delisted, (c) non-listed subspecies or population of Threatened or Endangered species, (d) MBTA protection uncertain or lacking, (nb) non-breeding in this BCR, (-) none.

**Table 3.8-2. Federally and State-Listed Species Known to Occur or Potentially Occurring in Cameron County, Texas**

Group	Common Name (Scientific Name)	Status*	Habitat	Within ROI*
Birds	Piping plover ( <i>Charadrius melodus</i> )	FT & CH ST	Beaches and bayside mid or salt flats	O
	Northern aplomado falcon ( <i>Falco femoralis septentrionalis</i> )	FE, SE	Savanna and open woodlands; grassy plains and valleys with scattered mesquite, yucca, and cactus	O
	Red-crowned parrot ( <i>Amazona viridigenalis</i> )	FC	Urban areas	U
	Sprague's pipit ( <i>Anthus spragueii</i> )	FC	Winter migrant; coastal grasslands and upland prairie	U
	Red knot ( <i>Calidris canutus roselaari</i> )	FPT	Winter migrant; coastal habitats, sandy intertidal flats, tidal inlets or mouths of bays and estuaries	O
	Peregrine falcon ( <i>Falco peregrinus</i> )	ST	Nests in tall cliff eyries, wide range of habitats during winter including urban, coastal areas and barrier islands	O
	Gray hawk ( <i>Asturina nitida</i> )	ST	Mature riparian woodlands and nearby mesquite and scrub grasslands	U
	Reddish egret ( <i>Egretta rufescens</i> )	ST	Brackish marshes and shallow salt ponds and tidal flats	O
	Texas Botteri's sparrow ( <i>Aimophila botterii texana</i> )	ST	Grassland and short-grass plains with scattered bushes or shrubs, sagebrush, mesquite, or yucca	U
	White-tailed hawk ( <i>Buteo albicaudatus</i> )	ST	Near coast on prairies, cordgrass flats, and scrub-live oak	O
	Wood stork ( <i>Mycteria americana</i> )	ST <sup>(1)</sup>	Prairies ponds, flooded pastures or fields, ditches, mudflats	P
	Zone-tailed hawk ( <i>Buteo albonotatus</i> )	ST	Arid open country, deciduous or pine-oak woodland, tree-lined rivers and wooded canyons	U
	Cactus ferruginous pygmy-owl ( <i>Glaucidium brasilianum cactorum</i> )	ST	Riparian trees, brush, and mesquite thickets; roosts in small cavities	U
	Common black-hawk ( <i>Buteogallus anthracinus</i> )	ST	Cotton-lined rivers and streams	U
	Northern beardless-tyrannulet ( <i>Camptostoma imberbe</i> )	ST	Mesquite woodlands	U
	Rose-throated becard ( <i>Pachyramphus aglaiae</i> )	ST	Riparian trees, woodlands, open forest, scrub, and mangroves	U
	Tropical parula ( <i>Parula pitiayumi</i> )	ST	Dense or open woods, undergrowth, brush, and trees along edges of rivers	U

**Table 3.8-2. Federally and State-Listed Species Known to Occur or Potentially Occurring in Cameron County, Texas**

Group	Common Name (Scientific Name)	Status*	Habitat	Within ROI*
	White-faced ibis ( <i>Plegadis chihi</i> )	ST	Freshwater marshes, sloughs; can be found in brackish and saltwater habitats	P
	Texas Botteri's sparrow ( <i>Aimophila botterii texana</i> )	ST	Grassland and short-grass plains with scattered bushes or shrubs, sagebrush, mesquite, or yucca	U
	Sooty tern ( <i>Sterna fuscata</i> )	ST	Pelagic waters, spoil islands, and coastal beaches	P
Mammals	Gulf Coast Jaguarundi ( <i>Herpailurus yaguarondi cacomitli</i> )	FE, SE	Thick brushlands	O
	Ocelot ( <i>Leopardus pardalis</i> )	FE, SE	Mesquite-thorn scrub and live oak thickets	O
	West Indian manatee ( <i>Trichechus manatus</i> )	FE, SE	Gulf and bay system	P
	Southern yellow bat ( <i>Lasiurus ega</i> )	ST	Associated with trees, such as palm trees	U
	Coues' rice rat ( <i>Oryzomys couesi</i> )	ST	Cattail-bulrush marsh with shallower zone of aquatic grasses near the shoreline; shade trees important	U
	White-nosed coati ( <i>Nasua narica</i> )	ST	Woodlands, riparian corridors and canyons	U
Reptiles and Amphibians	Atlantic hawksbill sea turtle ( <i>Eretmochelys imbricata</i> ) <sup>-2</sup>	FE, SE	Gulf and bay systems, warm shallow waters	P
	Green sea turtle ( <i>Chelonia mydas</i> ) <sup>(2)</sup>	FT, SE	Gulf and bay systems; shallow water seagrass beds	P
	Kemp's ridley sea turtle ( <i>Lepidochelys kempii</i> ) <sup>(2)</sup>	FE, SE	Gulf and bay systems, shallow waters	O
	Leatherback sea turtle ( <i>Dermochelys coriacea</i> ) <sup>(2)</sup>	FE, SE	Gulf and bay systems, widest ranging open water reptile	U
	Loggerhead sea turtle ( <i>Caretta caretta</i> ) <sup>(2)</sup>	FT, ST	Gulf and bay systems	U
	Sheep frog ( <i>Hypopachus variolosus</i> )	ST	Grasslands and savannahs; moist sites in arid areas	U
	Black-striped snake ( <i>Coniophanes imperialis</i> )	ST	Semi-arid coastal plain	P
	Northern cat-eyed snake ( <i>Leptodeira septentrionalis septentrionalis</i> )	ST	Thorn brush woodland, dense thickets bordering ponds and streams	U
	Speckled racer ( <i>Drymobius margaritiferus</i> )	ST	Dense thickets near water, riparian woodlands, palm groves	U
	Texas horned lizard ( <i>Phrynosoma cornutum</i> )	ST	Open, arid and semi-arid regions with sparse vegetation, including grass, cactus, scattered brush or scrubby trees	O
	Texas indigo snake ( <i>Drymarchon melanurus erebennus</i> )	ST	Thornbush-chaparral woodlands, dense riparian corridors	P
	Texas tortoise ( <i>Gopherus berlandieri</i> )	ST	Open brush with grass understory	O

**Table 3.8-2. Federally and State-Listed Species Known to Occur or Potentially Occurring in Cameron County, Texas**

Group	Common Name (Scientific Name)	Status*	Habitat	Within ROI*
	Black-spotted newt ( <i>Notophthalmus meridionalis</i> )	ST	Freshwater wet areas such as arroyos, canals, ditches, or shallow depressions	U
	Mexican treefrog ( <i>Smilisca baudinii</i> )	ST	Subtropical region of extreme southern Texas; lays eggs in temporary rain pools	U
	South Texas siren (Siren sp. 1)	ST	Freshwater wet areas such as arroyos, canals, ditches, or shallow depressions	U
	White-lipped frog ( <i>Leptodactylus fragilis</i> )	ST	Grasslands, cultivated fields, roadside ditches	U
	Texas scarlet snake ( <i>Cemophora coccinea lineri</i> )	ST	Mixed hardwood scrub on sandy soils	U
Plants	South Texas ambrosia ( <i>Ambrosia cheiranthifolia</i> )	FE, SE	Grasslands and mesquite-dominated shrublands	U
	Texas ayenia ( <i>Ayenia limitaris</i> )	FE, SE	Subtropical thorn woodland or tall shrublands on loamy soils	U
	Star cactus ( <i>Astrophytum asterias</i> )	FE, SE	Sparsely vegetated openings between shrub thickets within mesquite grasslands or mesquite-blackbrush thorn shrublands	U

Notes: \*CH = designated critical habitat; FC = federal candidate; FE = federally endangered; FPT = federally proposed threatened; FT = federally threatened; ST = state threatened; O = observed; P = potential; U = unlikely.

<sup>(1)</sup>The wood storks found in south Texas are from the Mexican breeding population and therefore are not federally endangered.

<sup>(2)</sup>Sea turtles are under joint jurisdiction between the USFWS (nesting stage) and NMFS (marine stage). This EIS only addresses the terrestrial nesting stage because NMFS concurred with FAA's findings that the Proposed Action would have insignificant or discountable effects on sea turtles in the marine environment.

Sources: TPWD 2012c, d, e; USFWS 2012d.

### Piping Plover

Piping plovers on migration and in wintering areas are federally listed as threatened (USFWS 1996). The piping plover is also listed by the state as threatened. In July 2001, the USFWS designated 137 areas totaling 165,211 acres along the east and Gulf coasts as critical habitat for the wintering population of the piping plover (USFWS 2001a). The proposed vertical launch and control center areas are located within piping plover designated critical habitat (Exhibit 3.8-2). The Proposed Action is located within critical habitat Unit TX-1. The critical habitat description within Unit TX-1 specifically states that it does not include densely vegetated habitat within those boundaries. The majority of the ROI is densely vegetated, and therefore not considered critical habitat for the piping plover. However, unvegetated flats and depressional wetlands that occur within the Unit TX-1 are considered critical habitat. Approximately 0.7 acre of unvegetated flats and depressional wetlands occur within the vertical launch area.

Piping plovers are migratory shorebirds that spend approximately 3-4 months a year on breeding grounds along the Atlantic Coast from Canada to North Carolina, in the Great Lakes, and in the northern Great Plains. They winter primarily along Gulf Coast beaches from Florida to Mexico, along the Atlantic Coast from North Carolina to Florida, and in the Caribbean islands. Piping plovers usually begin arriving on the Texas coast in July, with some late-nesting birds arriving in September. Sightings on the wintering grounds are rare in May, June, and July, but a few individuals can be found throughout the year (USFWS 2001a). Wintering plovers in Texas prefer unvegetated or very sparsely vegetated tidal mudflats, sand flats or algal flats. These areas are periodically covered with water and then exposed by tides or wind. A mosaic of sites throughout the landscape is important for wintering plovers due to the dynamic weather and tidal conditions within their wintering habitat (USFWS 2003; TPWD 2012f).

In 2009, migratory (September 4–October 9) and wintering (November 17–December 14) surveys for piping plovers were conducted within the Lower Laguna Madre region in South Texas. During the migratory surveys, 801 piping plovers were observed, while 881 were documented during the wintering surveys. During the migratory survey, 2 piping plovers were on Boca Chica Beach and 5 were observed on Boca Chica flats, located within the proposed vertical launch area. During the wintering surveys, no piping plovers were observed on Boca Chica Beach, while 11 were observed on Boca Chica Flats (Zdravkovic and Durkin 2011). In 2009, surveys in the Boca Chica Beach and South Bay area documented approximately 305 piping plovers. In 2012, USFWS staff sighted approximately 150 piping plovers in the area (USFWS 2013a).



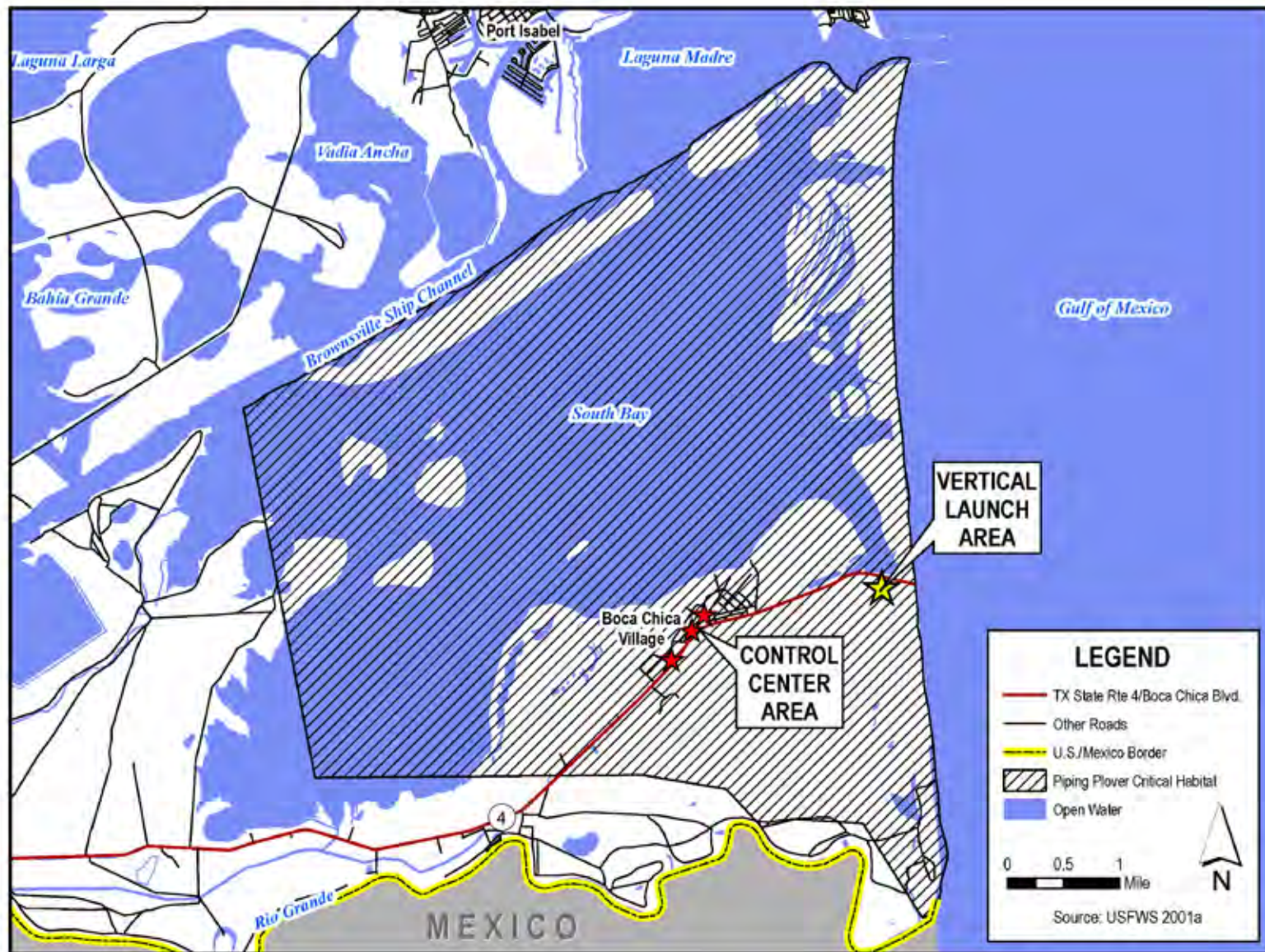


Exhibit 3.8-2. Piping Plover Critical Habitat within the ROI



### Northern Aplomado Falcon

The northern aplomado falcon is a federally and state-listed endangered species with no designated critical habitat. Northern aplomado falcon habitat in the U.S. primarily consists of yucca-covered sand ridges in coastal prairies, riparian woodlands in open grasslands, and desert grassland with scattered mesquite and yucca. Northern aplomado falcons use stick nests of other birds in desert or sub-tropical localities. They primarily feed on small birds, insects, rodents, and reptiles (USFWS 1990, 2007).

In southern Texas, the northern aplomado falcon is primarily found at Laguna Atascosa NWR in Cameron County and Matagorda Island NWR in Calhoun County. Aplomado surveys were conducted on USFWS lands within the vicinity of the Port of Brownsville from 1993 to 2003. Aplomado falcons were observed foraging and nesting within this area. In 1999, 2001, and 2003, no aplomado falcon nests were observed in this area; however, several aplomado falcons were observed. In 1996, 1997, 1998, 2000, and 2002, one aplomado falcon nest was observed (Blanton & Associates 2001, 2002, 2003). Currently there are 23 artificial nest platforms that have been constructed within this survey area. The two closest platforms are approximately 4.5 miles to the northwest (Boca Chica East platform) and 9.3 miles west (Boca Chica West platform) of the proposed control center location (USFWS 2012e). No aplomado falcon nests or individuals were observed on these nest platforms during the surveys. Aplomado surveys in 2010 and 2011 were conducted in the Laguna Atascosa NWR in Cameron County, and Matagorda Island NWR in Calhoun County. In 2010, 82 falcons were observed in 32 of 40 known territories (Laguna Atascosa NWR–18/24; Matagorda Island NWR–14/16) (Peregrine Fund 2010). In 2011, 79 falcons were observed occupying 34 of 44 known territories (Laguna Atascosa NWR–20/26; Matagorda Island NWR–14/18) (Peregrine Fund 2011). USFWS biologists observed two aplomado falcon nestlings in the Boca Chica East platform nest and three nestlings in the State Highway 4 nest (approximately 1 mile west of the Boca Chica West platform and 10 miles west of the control center area) in June 2011 (USFWS 2013a).

Potential foraging habitat for the northern aplomado falcon exists within the ROI. Limited perching and nesting sites (trees, yuccas, and power poles) occur within the vicinity of the proposed control center area, but outside the project footprints; however, no nesting or perching sites occur within the vicinity of the proposed vertical launch area. Aplomado falcons may pass through the area while moving to other areas of suitable habitat to the north and south of the project areas; however, these movements would be infrequent and transitory.

### Ocelot

The ocelot is a federally and state-listed endangered species with no designated critical habitat. In south Texas, the ocelot prefers Tamaulipan brushland communities that consist of dense thornscrub with greater than 75 percent canopy cover and 95 percent shrub cover. Laguna Atascosa NWR, approximately 15 miles north of the project areas, supports the largest known U.S. population of ocelots, with an estimated 10-25 ocelots on and adjacent to the Laguna Atascosa Unit of the Refuge (USFWS 2010). There have also been reportings in the Lower Rio Grande Valley NWR (USFWS 1997, 2004). In 1998, one ocelot was trapped and observed traveling along State Highway 4 within the action area, approximately 3.5 miles west (by road) of the proposed control center area Parcel 1 (Blanton & Associates 1998). The action area does not contain quality habitat for the ocelot. However, the proposed vertical launch and control center areas are located within the proposed Rio Grande Valley Wildlife Corridor which comprises a north-south coastal corridor on the eastern boundary of the Rio

Grande delta that supports a matrix of native rangeland, wetland, and upland communities that may be suitable for ocelot movement (USFWS 2004).

#### Gulf Coast Jaguarundi

The Gulf Coast jaguarundi (hereafter jaguarundi) is a federally and state-listed endangered species with no designated critical habitat. Little is known about jaguarundi habitat in Texas; however, their habitat is thought to be very similar to the ocelot and consists of thick, dense thorny brushlands. The last known record of a jaguarundi in the U.S. was a road kill in 1986 along State Highway 4, just east of Brownsville. Unconfirmed jaguarundi sightings within the vicinity of the ROI include those observed in Lower Rio Grande Valley NWR and Laguna Atascosa NWR (USFWS 2004). The ROI has very little shrub cover, and therefore does not contain quality habitat for the jaguarundi. However, the ROI is located within the center of the South Texas Refuges Complex made up of Santa Ana NWR, Laguna Atascosa NWR, and Lower Rio Grande Valley NWR. These NWRs, as well as the habitat between them, represents a wide north-south coastal corridor on the eastern boundary of the Rio Grande delta that supports a matrix of native rangeland wetlands and upland communities that may be suitable for jaguarundi movement (USFWS 2004; TPWD 2012g).

#### West Indian Manatee

The West Indian manatee is a federally and state-listed endangered species with no designated critical habitat in the ROI. Historically, manatees were found along the entire coast of the Gulf of Mexico from the Suwannee River in Florida to the Bay of Campeche, Mexico, and considered common in south Texas (Gunter 1941; Powell and Rathbun 1984; Lefebvre et al. 2001). Manatees occurring west of Florida and to the north of Mexico generally are considered to be strays originating from populations in either Florida or Mexico. Manatees are typically found in large slow-moving rivers, river mouths, and shallow low-energy coastal areas such as estuaries, coves, and bays where the water is calm and aquatic vegetation is available. Access to warm water, freshwater, and food is required by manatees. Temperature is the overriding factor in determining the geographic extent of suitable habitat to manatees (Fertl et al. 2005).

Seagrasses are a main component of a manatee's diet in coastal areas (USFWS 2001b). While seagrasses are prevalent in Laguna Madre, seagrass meadows are increasing in upper Laguna Madre and decreasing in lower Laguna Madre (Onuf 1995). Exhibit 3.8-3 depicts the current extent of seagrass beds within and in the vicinity of the ROI, primarily in South Bay within the ROI and to the north of the Brownsville Ship Channel in the Lower Laguna Madre.

Of the 69 records of manatees from Texas since 1912, only 9 have been within the action area and all of them are from 1912-1919 near the mouth of the Rio Grande (Gunter 1941; Fertl et al. 2005). Since that time, there have been no sightings of manatees within the ROI, although a single manatee was seen in 1992 and 1994 in the Lower Laguna Madre near Port Isabel approximately 4 miles north of the ROI.

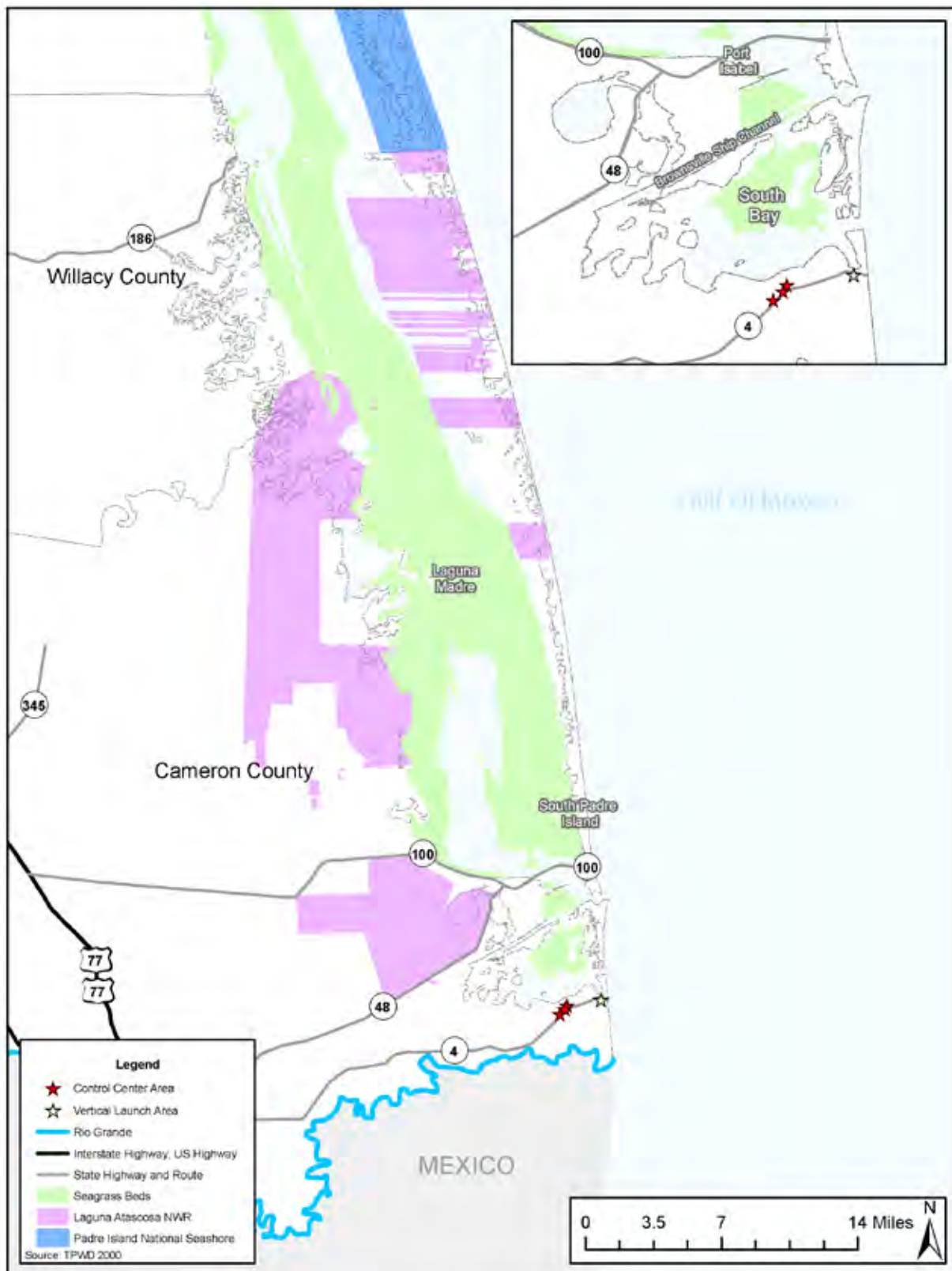


Exhibit 3.8-3. Occurrence of Seagrass Beds within and in the Vicinity of the ROI

#### Hawksbill Sea Turtle

The Hawksbill sea turtle is a federally and state-listed endangered species with no designated critical habitat in the ROI. The only hawksbill nest documented on the Texas Coast was in 1998 at Padre Island National Seashore (NPS 2012b). None of the proposed construction and operation areas are located in any potential sea turtle nesting areas. The eastern boundary of the perimeter fence for the vertical launch area is over 500 feet west of potential sea turtle nesting areas and is separated by sand dunes.

#### Green Sea Turtle

The green sea turtle is a federally threatened and state-listed endangered species with no designated critical habitat in the ROI. Padre Island National Seashore and South Padre Island are the only locations on the Texas coast where green turtle nesting has been documented (NPS 2012a). Over the past 5 years, 25 green sea turtles have nested on either Padre Island National Seashore or South Padre Island (eight in 2012, six in 2011, five in 2010, one in 2009, and five in 2008) (Shaver 2009, 2010, 2011; NPS 2012c, d). None of the proposed construction and operation areas are located in any potential sea turtle nesting areas. The eastern boundary of the perimeter fence for the vertical launch area is over 500 ft west of potential nesting areas and is separated by sand dunes.

#### Kemp's Ridley Sea Turtle

The Kemp's ridley sea turtle is a federally and state-listed endangered species with no designated critical habitat. Kemp's ridley sea turtles nest primarily from April through July, predominantly during daylight hours. Nesting occurs in synchronized emergences which are thought to be triggered by high wind speeds and changes in barometric pressure (NMFS et al. 2011; Sea Turtle Inc. 2012). Over the last 5 years, there have been 38 Kemp's ridley nests found on Boca Chica Beach (10 in 2012, three in 2011, four in 2010, nine in 2009, and 12 in 2008) (Shaver 2009, 2010, 2011; NPS 2012c, d). None of the proposed construction and operation areas are located in any potential sea turtle nesting areas. The eastern boundary of the perimeter fence for the vertical launch area is over 500 ft west of potential nesting areas and is separated by sand dunes.

#### Leatherback Sea Turtle

The leatherback sea turtle is a federally and state-listed endangered species with no designated critical habitat in the ROI. No leatherback sea turtles have been recorded nesting on Boca Chica Beach. In 2008, the first leatherback nest confirmed on the Texas coast since the 1930s was found on Padre Island National Seashore (Shaver 2009). None of the proposed construction and operation areas are located in any potential sea turtle nesting areas. The eastern boundary of the perimeter fence for the vertical launch area is over 500 ft west of potential nesting areas and is separated by sand dunes.

#### Loggerhead Sea Turtle

The loggerhead sea turtle is a federally and state-listed threatened species with no designated critical habitat. Over the past 5 years, 17 loggerhead sea turtles have nested on the Texas Coast (three in 2008 on Padre Island National Seashore, Mustang Island, and Bolivar Peninsula; nine in 2010 and zero in 2011 on Padre Island National Seashore; and five in 2012 at Quintana Beach, north Padre Island, Padre Island National Seashore, and South Padre Island) (Shaver 2009, 2010, 2011; NPS 2012c, d). None of the proposed construction and operation areas are located in any potential sea turtle nesting areas. The

eastern boundary of the perimeter fence for the vertical launch area is over 500 feet west of potential nesting areas and is separated by sand dunes.

#### Red Knot

The red knot is proposed for threatened status under the ESA and has been observed in Cameron County and the ROI as a winter migrant (TPWD 2012d, 2012e; USFWS 2013a). In Texas, the red knot occurs along sandy beaches primarily on Mustang Island along Corpus Christi Bay and other outer beaches and tidal mudflats and salt marshes on Bolivar Flats along Galveston Bay (Niles et al. 2007). Although most red knots are found during winter months, individuals of this species are known to remain on the lower Texas coast year-round. Records indicate that the red knot has been observed prior to 1996 on Boca Chica Beach (Skagen et al. 1999). Over 30 red knots were sited within the ROI in May 2012. Several hundred migrate through the area, and some have been known to stay throughout most of the year (USFWS 2013a; Appendix G). In addition, the red knot has been observed at Laguna Atascosa NWR (Skagen et al. 1999; USFWS 2010) and on Padre Island (Audubon Society 2009; Niles et al. 2009 as cited in USFWS 2011). During migratory and wintering surveys conducted in 2009 at Boca Chica Beach and Laguna Atascosa NWR, the red knot was not observed, although it was observed on South Padre Island and Mansfield Channel spoil islands (Zdarvkovic and Durkin 2011). During migrating stopovers and in wintering areas, red knots are found primarily in coastal habitats, particularly in areas with extensive sandy intertidal flats or near tidal inlets or mouths of bays and estuaries (USFWS 2005). Along the Texas coast, red knots forage on beaches, oyster reefs, and exposed bay bottoms, and roost on high sand flats, reefs, and other sites protected from high tides (USFWS 2011).

#### Peregrine Falcon

The peregrine falcon is a state-listed threatened species and has been observed as a migrant species in Cameron County and within the ROI (TPWD 2012d, 2012e). Peregrine falcons nest on tall cliffs in west Texas and are found in a wide range of habitats during migration and winter, including urban and coastal areas supporting concentrations of bird species that are their primary prey (Campbell 2003).

#### Reddish Egret

The reddish egret is a state-listed threatened species that has been observed in Cameron County and within the ROI (TPWD 2012d, 2012e). They are found primarily in salt and brackish water wetlands along the Gulf Coast of Texas. In Texas, reddish egrets nest on the ground near a bush or prickly pear cactus or on oyster shell beaches (TPWD 2012h).

#### Sooty Tern

The sooty tern is a state-listed threatened species that has been observed in Cameron County (TPWD 2012d, 2012e). It is found primarily over pelagic waters, outlying islets and rocks, and coastal beaches (NatureServe 2012a). Potential habitat does occur within the ROI.

#### White-tailed Hawk

The white-tailed hawk is a state-listed threatened species that has been observed in Cameron County and within the ROI (TPWD 2012d, 2012e). In Texas, it is found near the coast on prairies, cordgrass flats, and scrub-live oak. They nest in low trees, large shrubs, and crowns of yucca (NatureServe 2012b).

#### White-faced Ibis

The white-faced ibis is a state-listed threatened species that has been observed in Cameron County (TPWD 2012d, 2012e). It is found breeding and wintering along the Gulf Coast primarily in marshes, swamps, ponds and rivers (TPWD 2012i). Potential habitat does occur within the ROI.

#### Wood Stork

The wood stork is a state-listed threatened species and has been observed in Cameron County as an uncommon migrant (TPWD 2012d, 2012e). It prefers habitats such as coastal marshes, bays, prairies, and lakes (Arnold 2001). Potential habitat does occur within the ROI.

#### Black-striped Snake

The black-striped snake is a state-listed threatened species that has been observed in Cameron County (TPWD 2012d, 2012e). It inhabits the semiarid coastal plains of Texas and is found in forests, savannas, agricultural landscapes, and edges of wet or marshy areas (NatureServe 2012c). Potential habitat does occur within the ROI.

#### Texas Horned Lizard

The state-listed threatened Texas horned lizard has been observed in Cameron County and the ROI (TPWD 2012d, e). The species inhabits open arid and semi-arid regions with sparse vegetation, including grass, cactus, scattered brush, or scrubby trees. They burrow into soil, enter rodent burrows, or hide under rocks when inactive (TPWD 2012d). Potential habitat does occur within the ROI.

#### Texas Indigo Snake

The state-listed threatened Texas indigo snake has been observed in Cameron County and the ROI (TPWD 2012d, 2012e). It is typically found in thornbush-chaparral woodlands, thornscrub lomas, and areas of buffelgrass and hackberry trees of south Texas, particularly dense riparian corridors; also found in suburban and irrigated croplands if not molested. Indigo snakes require moist microhabitats, such as rodent burrows, for shelter.

#### Texas Tortoise

The state-listed threatened Texas tortoise has been observed in Cameron County and the ROI (TPWD 2012d, 2012e). It inhabits open brush with a grass understory with sandy, well-drained soils; areas of open grass and bare ground are avoided. Tortoises are diurnal with summer activity in the first few hours of the morning as well as the last few hours of daylight. They are vegetarian feeding primarily on prickly pear cactus (stems, flowers, and fruit) but also on grasses and small annual plants. When inactive, Texas tortoises occupy shallow depressions at base of a tree, shrub, or cactus, and sometimes in underground burrows or under objects (Texas Natural Science Center 2012).

### **3.9 HAZARDOUS MATERIALS, POLLUTION PREVENTION, AND SOLID WASTE**

#### **3.9.1 Definition and Description**

Analysis of the presence, handling, storage, and disposal of hazardous materials, solid waste, and hazardous waste includes an evaluation of the following:

- Waste streams that would be generated by the project, the potential for the wastes to impact environmental resources, and the impacts on waste handling and disposal facilities that would likely receive the wastes
- Potential to encounter existing hazardous materials during the construction and operation phases of the project
- Potential to interfere with any ongoing remediation of existing contaminated sites at the proposed project site or in the immediate vicinity
- Potential hazardous materials that could be transported and used during construction and operation of the proposed facilities, and applicable pollution prevention strategies and procedures

The terms *hazardous materials*, *hazardous waste*, and *hazardous substances* are often used interchangeably when used informally to refer to contaminants, industrial wastes, dangerous goods, and petroleum products. Each of these terms, however, has a specific technical meaning based on the relevant regulations.

*Hazardous material* is defined by the DOT as any substance or material that has been determined to be capable of posing an unreasonable risk to health, safety, and property when transported in commerce. In the context of transportation, the term hazardous materials includes hazardous wastes and hazardous substances, marine pollutants, elevated temperature materials, materials designated as hazardous in the Hazardous Materials Table (49 CFR §172.101), and materials that meet the defining criteria for hazard classes and divisions in 49 CFR §173.

*Hazardous substance* is a more broadly defined term under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) to include the following:

- Any element, compound, mixture, solution, or substance designated as hazardous under Section 102 of CERCLA
- Any hazardous substance designated under Section 311(b)(2)(a) or any toxic pollutant listed under Section 307(a) of the CWA
- Any hazardous waste under Section 3001 of the Resource Conservation and Recovery Act (RCRA)
- Any hazardous air pollutant listed under Section 112 of the CAA
- Any imminently hazardous chemical substance or mixture which the EPA Administrator has “taken action under” Section 7 of the Toxic Substances Control Act (TSCA)

*Hazardous waste* is a type of solid waste defined under RCRA as a solid waste that possesses at least one of the following four characteristics: ignitability, corrosivity, reactivity, or toxicity. Management and disposal of hazardous waste has much more stringent requirements compared to those for non-hazardous wastes.

*Pollution prevention* describes methods used to avoid, prevent, or reduce waste generation and pollutant discharges or emissions through strategies such as using fewer toxic inputs, redesigning products, altering manufacturing and maintenance processes, and conserving water and energy.

*Solid waste* is defined by the EPA as any discarded item, garbage or refuse; sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility; and other discarded material, including solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations, and from community activities. Municipal solid waste is commonly known as trash or garbage. Industrial solid waste is made up of a wide variety of non-hazardous materials that result from the production of goods and products.

### **3.9.2 Regulatory Setting**

#### **Federal**

Several primary Federal statutes govern the handling and disposal of hazardous materials, chemicals, substances, and wastes. The two statutes of most importance to the FAA are RCRA and CERCLA, as amended by the Superfund Amendments and Reauthorization Act of 1986 and the Community Environmental Response Facilitation Act of 1992. RCRA governs the generation, treatment, storage, and disposal (TSD) of hazardous wastes. CERCLA provides for consultation with natural resources trustees and cleanup of any release of a hazardous substance (excluding petroleum) into the environment.

The Federal Hazardous Materials Regulations are contained in 49 CFR Parts 171 through 180.

#### **State**

The TCEQ enforces state laws and rules pertaining to hazardous, industrial, and solid wastes. Texas regulations pertaining to municipal solid waste and industrial and hazardous wastes are located in Title 30 of the Texas Administrative Code (30 TAC), Chapter 330 and Chapter 335, respectively.

#### **Local**

The Cameron County Department of Health and Human Services is responsible for enforcing state and county guidelines dealing with general sanitation issues.

### **3.9.3 Region of Influence**

The ROI is the surrounding area that could be affected by construction and operation of the proposed vertical launch and control center areas. The ROI for hazardous materials includes local area and national markets; the ROI is dependent on whether or not the cost or value of the commodity makes it economical to transport over long distances. The hazardous materials used in construction and operations are available in local and national markets. The ROI includes waste transporters and TSD facilities as well as the suppliers of hazardous materials used in construction and operation of the facility. The extent of the ROI varies by material and waste type. The ROI for solid waste disposal facilities is within Brownsville, Texas and Cameron County. The ROI for hazardous waste TSD facilities includes western and northern Texas.

### **3.9.4 Existing Conditions**

#### **3.9.4.1 Hazardous Materials**

The proposed vertical launch area is located in an undeveloped area. No hazardous materials are known to be in storage or in use in this area. An Environmental Data Report (EDR) was obtained for the vertical



launch area. The information contained within the data report was sufficient to satisfy the requirements of ASTM E1527-05 and the EPA's All Appropriate Inquiry rule. According to the EDR, no contaminated sites or releases, users, or generators of hazardous materials are located within in the vicinity of the proposed vertical launch area (EDR 2012; Appendix H). The nearest documented sites identified at the time the report was completed were the Laguna Madre Water District Isla Blanca Wastewater Treatment Plant, located approximately 5 miles north of the vertical launch area, and the Brownsville Navigation District borrow area, located approximately 6 miles north of the vertical launch area. A review of CERCLA, RCRA, Toxic Release Inventory (TRI), TSCA, and brownfields databases did not identify any hazardous materials use, release, or disposal sites in the vicinity of the proposed vertical launch area (EPA 2012b).

The proposed control center area is located adjacent to Boca Chica Village, a small residential community. A review of CERCLA, RCRA, TRI, TSCA, and brownfields databases did not identify any hazardous materials use, release, or disposal sites in the vicinity of the proposed control center area (EPA 2012b).

#### 3.9.4.2 Hazardous Substances

A review of historical aerial photos of the proposed vertical launch area from 1950 to present did not indicate any history of development (Google Earth 2012). In addition, the EDR report obtained for the vertical launch area did not indicate any history of known releases, users, or generators of hazardous substances in the vicinity of the proposed vertical launch area (EDR 2012; Appendix H). Therefore, hazardous substances are not anticipated to be present in the proposed vertical launch area.

The proposed control center area is located adjacent to Boca Chica Village. According to local real estate records, many of the homes were built in the late 1960s. A review of historical aerial photos of the proposed control center area location from 1950 to present (Google Earth 2012) and a field survey conducted on May 16–17, 2012, for this project did not indicate any history of commercial or industrial development at the proposed control center area. A trailer home is situated at the east corner of the parcel, and a small, prefabricated metal shed is at the opposite corner. No hazardous substances are known to occur within the parcels that comprise the proposed control center area.

#### 3.9.4.3 Hazardous Waste

Hazardous wastes are not anticipated to be present within the proposed vertical launch and control center areas. In addition, the EDR did not identify hazardous waste generators or TSD facilities in the vicinity of the proposed vertical launch area (EDR 2012; Appendix H). Several hazardous waste TSD facilities are located in the State of Texas and could be used for the transport and disposal of hazardous wastes from the Proposed Action. The nearest TSD facility to the proposed vertical launch and control center areas is the Safety-Kleen Systems Inc. (Handler ID: TXD083145656), located approximately 54 miles away in McAllen, Texas. The facility is permitted to handle only organic and inorganic liquids (Environmental Compliance Assistance Platform 2012).

#### 3.9.4.4 Pollution Prevention

Cameron County is classified as a small municipal separate storm sewer system (small MS4) operator. As such, the county has developed the Cameron County SWMP to implement programs and practices to control polluted stormwater runoff through the TCEQ TPDES permit program and in accordance with the requirements of TPDES General Permit TXR040000 (Cameron County 2008). The scope of the SWMP includes an inventory of BMPs for six Minimum Control Measures that will be implemented over a 5-year period to reduce pollutants and protect water quality. The six Minimum Control Measures are as follows:

- Public Education and Outreach on Stormwater Impacts
- Public Involvement/Participation
- Illicit Discharge Detection and Elimination
- Pollution Prevention/Good Housekeeping for Municipal Operations
- Construction Site Stormwater Runoff Control
- Post-Construction Stormwater Management in New Development/Re-development (Cameron County 2008)

#### 3.9.4.5 Solid Waste

The Lower Rio Grande Valley Development Council (LRGVDC) is the state-designated agency for solid waste management issues in the region. The Solid Waste Management Program, funded by TCEQ, includes the development of the Regional Solid Waste Management Plan, carried out under the guidance of the Solid Waste Advisory Committee. The main focus of the Solid Waste Department is to assist local governments and communities with solid waste management issues important to the region. According to the LRGVDC, one landfill is currently operating in Cameron County—the Brownsville Municipal Solid Waste Landfill (LRGVDC 2012). This landfill has an estimated life expectancy of 38 years. This landfill is permitted to accept household/residential waste (i.e., normal household waste, yard waste, white goods with refrigerant free certification if applicable, furniture, and bedding); construction waste (i.e., wood, concrete, brick, insulation, sheet rock); and some special wastes (dead animals, oil contaminated soil, grease trap waste) (Brownsville Public Works 2012). There is also one transfer station located in the City of Harlingen (TCEQ 2011b). The proposed location of the vertical launch area is currently undeveloped and no solid waste is generated on the property. The proposed location of the control center area contains a small road network and a few residential dwellings. Municipal solid waste is currently generated in this community.

Incidental amounts of debris and litter may be present on the proposed vertical launch and control center areas as items may have been directly discarded by site visitors or deposited from other areas due to wind and water run-off during storm events. No visible evidence of dumping or burial of solid waste was observed during a field survey on May 16–17, 2012.

### **3.10 SOCIOECONOMICS, ENVIRONMENTAL JUSTICE, AND CHILDREN'S ENVIRONMENTAL HEALTH RISKS AND SAFETY RISKS**

#### **3.10.1 Definition and Description**

This section describes the existing socioeconomic, environmental justice, and children's environmental health and safety characteristics of the region in the vicinity of the Proposed Action.

Socioeconomics describes the basic attributes and resources associated with the human environment, particularly population, employment, income, housing, and community services. The environmental justice discussion presents data on minority and low-income populations. The presence of children is also identified in order to evaluate potential risks to their environmental health and safety.

#### **3.10.2 Regulatory Setting**

SpaceX, to the fullest extent possible, must observe all local and State laws, regulations, and ordinances concerning economic development, housing, zoning, transportation, etc. when planning, assessing, or implementing the Proposed Action.

Issued in 1994, EO 12898, *Federal Actions to Address Environmental Justice in Minority and Low-Income Populations*, focuses the attention of federal agencies on human health and environmental conditions in minority and low-income populations, including Indian tribes. This EO was also established to ensure that any disproportionately high and adverse human health or environmental effects of federal actions on these populations would be identified and addressed. DOT Order 5610.2, *Environmental Justice in Minority and Low-Income Populations*, requires the FAA to provide for meaningful public involvement by minority and low-income populations and to conduct an analysis that identifies and addresses potential impacts on these populations that may be disproportionately high and adverse. Environmental justice is achieved if minority and low income communities are not subjected to disproportionately high or adverse environmental effects.

EO 13045, *Protection of Children from Environmental Health Risks and Safety Risks*, was issued in 1997 to identify and address issues that affect the protection of children. Children may suffer disproportionately more environmental health and safety risks than adults because of various factors, such as children's neurological, digestive, immunological, and other bodily systems are still developing; children eat more food, drink more fluids, and breath more air in proportion to their body weight than adults; children's behavior patterns may make them more susceptible to accidents, because they are less able to protect themselves; and children's size and weight may diminish their protection from standard safety features.

#### **3.10.3 Region of Influence**

The ROI for the Proposed Action is defined as the area in which the majority of direct and secondary or indirect effects on socioeconomic variables arising from the Proposed Action's construction and operation are likely to occur. For the Proposed Action, the ROI includes Cameron and Willacy counties

(Exhibit 3.10-1) which compose the Brownsville-Harlingen-Raymondville, TX Combined Statistical Area.<sup>3</sup> The State of Texas and the U.S. serve as the geographic region for comparative analysis.

The ROI for environmental justice and children's environmental health risks and safety risks includes Cameron and Willacy counties. Within Cameron County, the Census Tract that encompasses the vertical launch and control center areas, Census Tract 127 is assessed in more detail because it represents the area most likely to experience the majority of the potential direct impacts caused by the construction and operation of the Proposed Action. Within Census Tract 127, Boca Chica Village is assessed individually as it is the closest residential area to the vertical launch and control center areas. The State of Texas serves as the geographic region for comparative analysis.

### 3.10.4 Existing Conditions

#### 3.10.4.1 Population

The 2010 U.S. Census reports a total population of 428,315 persons within the ROI of the Proposed Action (U.S. Census Bureau [USCB] 2012a). Cameron County has 456 persons per square mile, while Willacy County has 37.5 persons per square mile. Table 3.10-1 presents the population and population density figures from the 2010 Census.

**Table 3.10-1. Population and Population Density, 2010**

Jurisdiction/Region	Population	Population Density (persons per square mile)
United States	308,745,538	87.4
Texas	25,145,561	96.3
<b>ROI</b>		
Cameron County	406,220	456.0
Willacy County	22,095	37.5
<b>ROI Total</b>	428,315	-

Source: USCB 2012a.

---

<sup>3</sup> Combined Statistical Areas can be characterized as representing larger regions that reflect broader social and economic interactions, such as wholesaling, commodity distribution, and weekend recreation activities (Office of Management and Budget 2009).

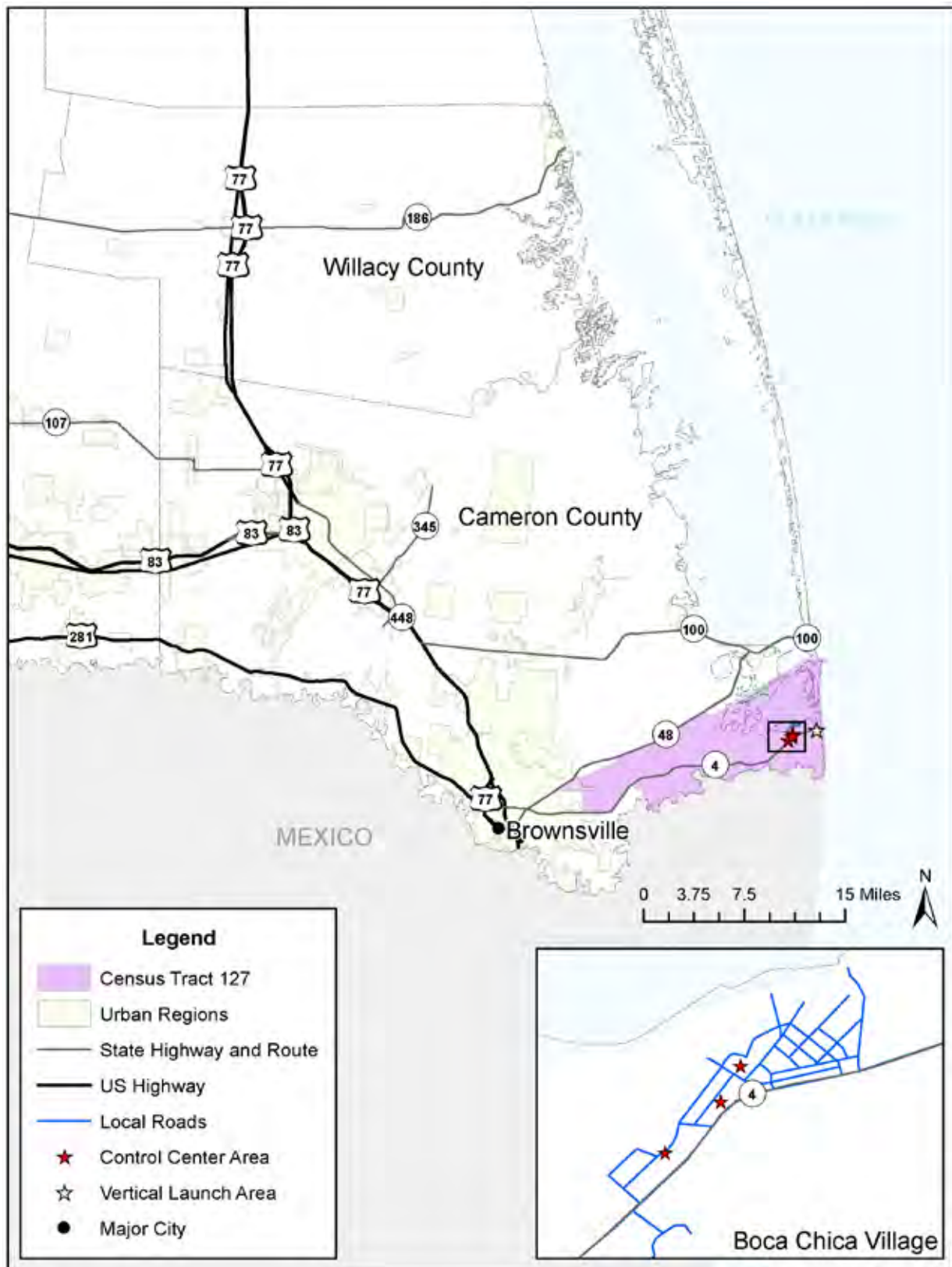


Exhibit 3.10-1. Socioeconomics and Environmental Justice Region of Influence

Table 3.10-2 shows the 2010 population and the population growth rates for the U.S., the State of Texas, and for both counties within the ROI (USCB 2012a). The USCB estimates that the population growth rate in the ROI was 20.5 percent from 2000 to 2010 (an annual growth rate of approximately 1.9 percent). This rate is about the same as the population growth rate for Texas and considerably greater than the growth rate for the U.S. Among the two counties in the ROI, Cameron County is estimated to have gained 70,993 residents, and Willacy County is estimated to have gained 2,013 residents between 2000 and 2010.

**Table 3.10-2. Population Growth Rates, 2000–2010**

Jurisdiction/Region	2000 Population	2010 Population	Percent (%) Growth
United States	281,421,906	308,745,538	9.7
Texas	20,851,820	25,145,561	20.6
<b>ROI</b>			
Cameron County	335,227	406,220	21.2
Willacy County	20,082	22,095	10.0
<b>ROI Total</b>	<b>355,309</b>	<b>428,315</b>	<b>20.5</b>

Source: USCB 2012a.

#### 3.10.4.2 Employment and Income

Table 3.10-3 summarizes the employment sectors and the percent of workers employed in those sectors from the Census American Community Survey 2006-2010 5-Year Estimates, the best consistent data for all the jurisdictions. Both Cameron and Willacy counties have a higher percentage of their civilian workforce employed in the service sector than Texas or the U.S. The total civilian labor force in the ROI is 145,043 (USCB 2012b). There are no commercial activities in the vicinity of the vertical launch and control center areas.

**Table 3.10-3. Percent of Workers Employed by Occupation, 2010**

Jurisdiction	Management, Business, Science, Arts	Service	Sales, Office	Natural Resources, Construction, Maintenance	Production, Transportation, Material Moving
United States	35.3	17.1	25.4	9.8	12.4
Texas	33.7	16.9	25.7	11.6	12.1
<b>ROI</b>					
Cameron County	26.7	24.0	26.0	11.2	12.1
Willacy County	22.6	36.6	22.5	10.6	7.8

Source: USCB 2012b.

Unemployment rates for the ROI are shown in Table 3.10-4. While the unemployment rate in Texas and the nation declined from 2010 to 2012, the rate remained the same in Cameron County and increased by 13 percent in Willacy County. Unemployment rates in Cameron and Willacy counties remain significantly higher than in Texas and the nation (Bureau of Labor Statistics [BLS] 2012).

**Table 3.10-4. Unemployment Rates**

Jurisdiction	Unemployment Rate 2010 (%)	Unemployment Rate 2012 (%)	Percent (%) Change in Unemployment Rate
United States	9.6	8.2	-14.6
Texas	8.2	7.0	-14.6
<b>ROI</b>			
Cameron County	11.3	11.3*	0.0
Willacy County	12.8	14.5*	+13.3

Note: \*Not seasonally adjusted.

Source: BLS 2012.

Table 3.10-5 presents a comparison of per capita income and median household income for the U.S., Texas, and Cameron and Willacy counties. The information indicates that both Cameron and Willacy counties have a lower median household income and a lower per capita income than Texas and the U.S.

**Table 3.10-5. Per Capita and Median Household Income, 2010**

Jurisdiction	Per Capita Income	Median Household Income
United States	\$27,334	\$51,914
Texas	\$24,870	\$49,646
<b>ROI</b>		
Cameron County	\$13,695	\$33,770
Willacy County	\$10,800	\$22,881

Source: USCB 2012a.

#### 3.10.4.3 Housing

The number of housing units in the ROI totaled approximately 149,000 in 2010 as shown in Table 3.10-6. Homeowner vacancy rates were lower than for Texas and the U.S. The rental vacancy rate was highest in Willacy County (20.2 percent). The rental vacancy rate in Cameron County and Texas were approximately the same (10 percent), slightly higher than for the nation (9.2 percent). Due to their coastal location, both Cameron and Willacy counties have a greater percentage of their vacant housing units comprised of vacant seasonal or recreational units (7.8 percent and 4.3 percent, respectively) compared to Texas and the U.S. (2.1 percent and 3.5 percent, respectively) (USCB 2012a).

**Table 3.10-6. General Housing Profile, 2010**

Jurisdiction	Total Housing Units	Vacant Housing Units	Homeowner Vacancy Rate (%)	Rental Vacancy Rate (%)
United States	131,704,730	14,988,438	2.4	9.2
Texas	9,977,436	1,054,503	2.1	10.8
<b>ROI</b>				
Cameron County	141,924	22,293	1.8	10.3
Willacy County	7,040	1,276	1.6	20.2

Source: USCB 2012a.

#### 3.10.4.4 Emergency Response

Emergency response services are provided by police, fire, and emergency medical technicians. Cameron and Willacy counties are both served by sheriff departments in addition to incorporated jurisdictions'

police departments (Federal Bureau of Investigation 2012). The U.S. Customs and Border Protection currently operates a checkpoint along State Highway 4 between Brownsville and the proposed vertical launch area and control center area. There are 13 fire departments, including volunteer and career personnel, in Cameron and Willacy counties (U.S. Fire Administration 2012). In addition, private ambulance service is also available in the ROI. Most law enforcement and firefighting entities in the ROI share Mutual Aid Agreements that allow cross-coverage for emergencies.

#### 3.10.4.5 Medical Facilities

The residents of Cameron County are served by the following hospitals/health centers (Healthy Texas 2010):

- Brownsville Medical Center
- Dolly Vinsant Hospital
- Rio Grande State Center
- South Texas Hospital
- Valley Baptist Hospital
- Valley Regional Medical Center

The residents of Willacy County are served by the following hospitals/health centers (Healthy Texas 2010):

- Willacy Methodist Hospital
- Su Clinica Familiar
- Planned Parenthood of Cameron and Willacy Counties

#### 3.10.4.6 Public Schools

During the 2010-2011 school year, Cameron County served 99,940 students. Cameron County is made up of 10 school districts that are located at least partially within Cameron County. Students residing in Cameron County attend Brownsville, Harlingen Con, La Feria, Los Fresnos, Point Isabel, Rio Hondo, San Benito, Santa Maria, and Santa Rosa Independent School Districts. Brownsville Independent School District served 49,991 students during the 2010-2011 school year. Willacy County is made up of four school districts including Lasara, Lyford, Raymondsville, and San Perlita Independent School Districts. Willacy County served 4,500 students during the 2010-2011 school year (Texas Education Agency 2012). Table 3.10-7 provides a profile of the Public School Districts.

**Table 3.10-7. Public School District Profile, 2010-2011 School Year (Excludes Charter Schools)**

School District	Number of Schools (K-12)	Total Student Enrollment	Teacher-Student Ratio
Texas, all districts	8,044	4,778,688	1:14.7
<b>ROI</b>			
Cameron County	169	99,940	1:13.4
Willacy County	16	4,500	1:14.7

Source: Texas Education Agency 2012.



### 3.10.4.7 Minority Populations

For the purpose of this evaluation, minority refers to people who identified themselves in the Census as Black or African American, Asian, or Pacific Islander, American Indian or Alaskan Native, other non-White races, or as being of Hispanic or Latino origin. Persons of Hispanic and Latino origin may be of any race (CEQ 1997). The CEQ identifies these groups as minority populations when either (1) the minority population of the affected area exceeds 50 percent or (2) the minority population percentage in the affected area is meaningfully greater than the minority population percentage in the general population or appropriate unit of geographical analysis. While not defined by the CEQ, the term “meaningfully greater” has been used by FAA in previous NEPA documents to mean 20 percentage points greater than the geographic region of comparison (most often the State in which the affected area is part) (FAA 2008). The geographical unit for comparison in this analysis is the State of Texas.

Exhibit 3.10-1 shows the location of the vertical launch and control center areas within Census Tract 127. Census Tract 127 (2010 population: 5,621) is assessed because it represents the area most likely to experience any potential impacts caused by the construction and operation of the Proposed Action (USCB 2012a). Boca Chica Village (2010 population: 29) is also included as it is the closest residential area to the proposed vertical launch and control center areas (USCB 2012a).

Table 3.10-8 shows the percent race and ethnicity in the ROI. While the percentage of people who identified themselves as white was greater in Cameron and Willacy counties and Census Tract 127 than for Texas or the nation, the percentage of people who identified themselves as of Hispanic or Latino origin was also much greater than in Texas or the nation. Census Tract 127 has the greatest percentage of minorities (95.0 percent), followed by Willacy County (89.9 percent), and Cameron County (89.3 percent). Boca Chica Village has the lowest percentage of minority populations (37.9 percent). As defined by the CEQ and the FAA, the ROI and Census Tract 127 would be considered minority populations but Boca Chica Village would not.

**Table 3.10-8. Race and Ethnicity, 2010<sup>a</sup>**

Jurisdiction	White (%)	Black/ African American (%)	American Indian/ Alaska Native (%)	Asian (%)	Native Hawaiian/Other Pacific Islander (%)	Hispanic or Latino Origin <sup>b</sup> (%)	Total Minority (%)
United States	72.4	12.6	0.9	4.8	0.2	16.3	36.3
Texas	70.4	11.8	0.7	3.8	0.1	37.6	54.7
<b>ROI</b>							
Cameron County	87.0	0.5	0.4	0.7	0.0	88.1	89.3
Census Tract 127	85.0	0.5	0.4	0.2	0.0	94.5	95.0
Boca Chica Village	100.0	0.0	0.0	0.0	0.0	37.9	37.9
Willacy County	85.8	2.1	0.3	0.6	0.0	87.2	89.9

Notes: <sup>a</sup>One race. Data presented reflect most reported race and ethnicity categories; percentages may not add to 100% due to rounding. <sup>b</sup>Hispanic origin may be of any race.

Source: USCB 2012a.

### 3.10.4.8 Low Income Populations

Table 3.10-9 presents data for low-income families and individuals in the ROI whose annual income in the past 12 months was below the poverty level. Both Cameron and Willacy counties have a much higher percentage of families and individuals below the poverty level than Texas and the U.S. While still higher than the rates for Texas and the nation, Census Tract 127, which encompasses the proposed vertical launch and control center areas, has a lower rate of families and individuals below the poverty line than Cameron and Willacy counties. Comparable census data are not available for Boca Chica Village. For the purposes of this EIS, the FAA considers the presence of low-income families and individuals in Cameron and Willacy counties to be meaningfully greater than in the State of Texas. The presence of low-income families and individuals in Census Tract 127 would not be considered meaningfully greater than in the State. Therefore, Cameron and Willacy counties would be considered low-income populations, but Census Tract 127 would not be considered a low-income populations.

**Table 3.10-9. Families and Individuals below Poverty Level**

Jurisdiction	Percent (%) Families Below Poverty Level	Percent (%) Individuals Below Poverty Level
United States	10.1	13.8
Texas	13.0	16.8
<b>ROI</b>		
Cameron County	30.0	34.7
Census Tract 127	25.5	27.4
Boca Chica Village	N/A	N/A
Willacy County	39.4	43.4

Note: N/A = Data Not Available.

Source: USCB 2012b.

### 3.10.4.9 Children's Environmental Health Risks and Safety Risks

The area surrounding the proposed vertical launch area is bordered by the Gulf of Mexico on the east. To the north, west, and south is mostly open land with little human population. The nearest residential area is Boca Chica Village, which is located approximately 2 miles from the vertical launch area and abuts the control center area. The nearest public school to the proposed vertical launch area, Port Isabel Junior High, is over 6 miles away in Port Isabel. Table 3.10-10 summarizes the distribution of population by age for the ROI. The data in Table 3.10-10 indicate that the population under 18 years in Cameron County is greater than in Texas and the nation. Willacy County closely aligns with Texas and the U.S. across all populations. Census Tract 127 has the greatest percentage of population under 18 years (38.6 percent), and under 5 years (9.6 percent). There are no children under the age of 18 in Boca Chica Village. Cameron and Willacy counties, Census Tract 127, and Boca Chica Village do not have populations of children less than 5 years that are significantly greater than the State of Texas.

**Table 3.10-10. Percent Distribution of Population by Age, 2010**

Region	Percent (%) Under 5 Years	Percent (%) Under 18 Years	Percent (%) 65 and Older
United States	6.5	24.0	13.0
Texas	7.7	27.3	10.3
<b>ROI</b>			
Cameron County	8.8	33.0	11.1
Census Tract 127	9.6	38.6	5.8
Boca Chica Village	0.0	0.0	48.3
Willacy County	7.1	26.8	11.7

Source: USCB 2012a.

### 3.11 NATURAL RESOURCES AND ENERGY SUPPLY

#### 3.11.1 Definition and Description

As an impact category, natural resources and energy supply provides an evaluation of a project's consumption of natural resources (such as water, asphalt, aggregate, wood, etc.) and use of energy supplies (such as coal for electricity; natural gas for heating; and fuel for aircraft, commercial space launch vehicles, or other ground vehicles). The project's consumption of natural resources and use of energy supplies would result from proposed construction and operational activities.

#### 3.11.2 Regulatory Setting

##### Federal

FAA Order 1050.1E establishes policies and procedures for compliance with NEPA. Whereas FAA Order 1050.1E acknowledges that there are no specific Federal requirements in place to regulate the use of natural resources and energy supply, it also emphasizes that it is the policy of the FAA to encourage the development of facilities that exemplify the highest standards of design including principles of sustainability. Additionally, the following EOs provide guidance to Federal agencies regarding the use of natural resources and energy supply:

- EO 13123, *Greening the Government through Efficient Energy Management*
- EO 13423, *Strengthening Federal Environmental, Energy, and Transportation Management*
- EO 13514, *Federal Leadership in Environmental, Energy, and Economic Performance*

The Safe Drinking Water Act was established to protect the quality of drinking water of the U.S. The Act focuses on all waters actually or potentially designed for drinking use, whether from above ground or underground. The EPA is responsible for establishing minimum standards to protect tap water and requires all owners or operators of public water systems to comply with these standards.

##### State

Under TAC Title 30, Chapter 307, water quality standards were written by TCEQ to comply with CWA. The Texas Legislature has authorized the TCEQ, TWDB, and TPWD to study, identify, and delineate priority groundwater management areas, and initiate the creation of Groundwater Conservation Districts (GCDs) within those areas, for the purpose of managing the State's groundwater resources in areas where critical

groundwater problems exist or may exist in the future. The primary management of groundwater in Texas is found at the local level through GCDs. The Proposed Action in Cameron County does not fall within any specific GCDs.

### **Local**

The location of the proposed vertical launch and control center areas is within Cameron County, Texas which has municipal water resource-related regulations addressing potential impacts to local water quality. The USDA NRCS local work group for Cameron County has identified water quality and water quantity as the highest priorities of concern within the county, enabling funding assistance to agricultural producers in implementing conservation practices that would be beneficial to water resources throughout Cameron County (NRCS 2012b).

#### **3.11.3 Region of Influence**

Supply of the water and electricity required to construct and support the proposed vertical launch and control center areas would be focused in southern Texas, within Cameron County. Resources such as building materials and fuel supplies that would be transported to the proposed vertical launch and control center areas would be provided by suppliers within the broader southern Texas region. Groundwater that is included in the ROI is within the Gulf of Mexico aquifers designated as underground sources of drinking water (see Section 3.7, *Water Resources*).

#### **3.11.4 Existing Conditions**

##### **3.11.4.1 Energy Supply**

Resources required for the supply of energy include electricity and fuels. Electricity, in the vicinity of the proposed control center area, is currently provided by the MVEC. The MVEC service area includes the entire State Highway 4 corridor between the City of Brownsville and the Boca Chica Village area. Power supply for MVEC is provided by the South Texas Electric Cooperative (STEC). MVEC is one of eight distribution cooperatives that is served by STEC (MVEC 2012a). STEC's power is generated utilizing a variety of fuels, including lignite, natural gas, and diesel.

The existing single phase distribution facilities serve Boca Chica Village and there are currently 35 existing accounts (MVEC 2012b). The maximum capacity of the distribution line is between 350-500 kilowatts and Boca Chica Village is currently operating below that capacity (MVEC 2012b). There is no infrastructure between the Boca Chica Village and the proposed vertical launch area.

##### **3.11.4.2 Natural Resources**

The natural resources required for the construction of the vertical launch area include a water source for potable use, as well as for the deluge water system during launch activities.

There is currently no potable water supply associated with the vertical launch area or the control center area. The nearest municipal water supply is the City of Brownsville, with the closest connections approximately 15-20 miles west of the vertical launch and control center areas. Based on the TWDB projected municipal water use in Brownsville from 2010 through 2060, the actual municipal water use in

2010 and the projected water use in 2020 is 45,312 and 54,105 afy, respectively (TWDB 2012c). The total municipal capacity from the Rio Grande is 47.5 million gallons per day (MGD) (53,242 afy). The 2010 municipal water usage was at 85 percent of the current treatment facilities' capacity. Expansions to Southmost Regional Water Authority Regional Desalination Plant are expected to increase the available water capacity to 55 MGD (61,648 afy) by 2020. The 2020 projection would be at 88 percent of the expanded treatment facilities' capacity. As presented in Section 3.7.4.2, *Groundwater*, the projected municipal groundwater demand for Cameron County in the year 2010 is 4,500 afy (1,470 million gallons per year [MGY]), and in the year 2020 is 5,300 afy (1,730 MGY).

#### 3.11.4.3 Aggregate Supply

There are currently a number of suppliers of construction material within the Brownsville vicinity. Large amounts of sand and gravel would be needed for the amount of concrete that would be required for the construction of the Proposed Action. Suppliers of these types of materials in the vicinity of Brownsville include, but are not limited to, the following:

- Samson Sandpit & Materials—26254 Altas Palmas Rd., Harlingen, Texas 70552
- Materiales Triple AAA Inc.—7165 Padre Island Hwy., Brownsville, Texas 78521
- P D American Limestone Products—9805 State Highway 48, Brownsville, Texas 78521
- Triple A Materials—6521 Paredes Line Rd., Brownsville, Texas 78526
- Cerda Caliche Sand and Gravel—1163 E. Expressway 83, San Benito, Texas 78586

THIS PAGE INTENTIONALLY LEFT BLANK

## 4.0 ENVIRONMENTAL CONSEQUENCES

This chapter presents an analysis of the potential impacts upon various components of the environment that could result from implementation of the Proposed Action. To evaluate potential impacts, the analyses presented in this chapter overlays the components of the Proposed Action described in Chapter 2 onto baseline conditions within the ROI for each environmental resource area presented in Chapter 3. Potential construction impacts and operations impacts of the Proposed Action are presented separately under each impact area. Both direct and indirect impacts are considered in the EIS. Direct impacts are those caused by the Proposed Action or the No Action Alternative that occur at the same time and place (or immediately thereafter). Direct impacts could result from construction (e.g., placing fill in wetlands and floodplains or disturbance of wildlife) or operations (e.g., air emissions or noise). Indirect impacts are those caused by the project, but occur later in time or are farther removed in distance than direct impacts. Indirect impacts could include the effect of loss of habitat on species viability over time or changes in wetland functions due to stormwater runoff.

The terms below are used to describe the intensity of effects and to assess significance. Significance was determined according to NEPA implementing regulations at 40 CFR §1508.27, which requires considerations of both context and intensity as follows.

- **Context**—the significance of an action must be analyzed in several contexts such as society as a whole (human, national), the affected region, the affected interests, and the locality. Significance varies with the setting of the proposed action. For instance, in the case of a site-specific action, significance would usually depend upon the effects in the locale rather than in the world as a whole. Both short- and long-term effects are relevant.
- **Intensity**—the severity of impact. Responsible officials must bear in mind that more than one agency may make decisions about partial aspects of a major action. The following should be considered in evaluating intensity:
  - Impacts that may be both beneficial and adverse. A significant effect may exist even if the Federal agency believes that on balance the effect will be beneficial.
  - The degree to which the proposed action affects public health or safety.
  - Unique characteristics of the geographic area such as proximity to historic or cultural resources, park lands, prime farmlands, wetlands, wild and scenic rivers, or ecologically critical areas.
  - The degree to which the effects on the quality of the human environment are likely to be highly controversial.
  - The degree to which the possible effects on the human environment are highly uncertain or involve unique or unknown risks.
  - The degree to which the action may establish a precedent for future actions with significant effects or represents a decision in principle about a future consideration.
  - Whether the action is related to other actions with individually insignificant but cumulatively significant impacts. Significance exists if it is reasonable to anticipate a

cumulatively significant impact on the environment. Significance cannot be avoided by terming an action temporary or by breaking it down into small component parts.

- The degree to which the action may adversely affect districts, sites, highways, structures, or objects listed in or eligible for listing in the NRHP or may cause loss or destruction of significant scientific, cultural, or historical resources.
- The degree to which the action may adversely affect an endangered or threatened species or its habitat that has been determined to be critical under the ESA.
- Whether the action threatens a violation of federal, state, or local law or requirements imposed for the protection of the environment.

The analysis in this chapter also considered FAA's guidance on the analysis of environmental impact categories, found in Appendix A of FAA Order 1050.1E, which includes a description of how to analyze significance of impacts, and describes the FAA's significance thresholds.

#### **4.1 COMPATIBLE LAND USE (INCLUDING FARMLANDS AND COASTAL RESOURCES)**

##### **4.1.1 Proposed Action**

Potential impacts to land use are assessed by comparing the existing land uses with the changes that would occur from implementation of the Proposed Action, including induced effects. Impacts to land use are evaluated for significance by determining the degree to which proposed development and uses conflict with existing land use and local plans and policies. The analysis addresses development at the vertical launch area and control center area, change in noise conditions from operations at the vertical launch area and the control center area, and secondary impacts to land use from growth induced effects.

Under the Proposed Action, potential short-term and long-term impacts to land use would occur from construction of the vertical launch and control center areas.

Growth induced impacts to land use could result from spending wages and salaries by direct and indirect employees on items such as food, housing, transportation, and medical services. This spending creates induced employment in nearly all sectors of the economy, especially service sectors (see Section 4.10, *Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks*).

###### **4.1.1.1 Construction**

Under the Proposed Action, SpaceX plans to construct new facilities, structures, and utility connections in two areas in order to support the launch of the Falcon 9 and Falcon Heavy launch vehicles. The proposed schedule for construction activities would be a 24-month period. Construction activities are described in Section 2.1.2, *Construction Activities*.

###### **Land Use**

The proposed vertical launch area would change from vacant, undeveloped, open space, to a mixed-use facility. Of the approximate 56.5-acre vertical launch area, only 20 acres would be included within the proposed fence line of the vertical launch area (see Exhibit 2.1-3). The proposed 12.4-acre control center area would change from vacant, residential lots to a mixed-use facility (see Exhibits 2.1-4a and 2.1-4b).



Since Cameron County does not have a land use plan or zoning in unincorporated areas, changes from undeveloped, private land to mixed-use private land do not violate local land use ordinances.

As part of upgrading the existing power lines leading to the control center area, the lines that are currently underground would remain underground, and lines that are currently aboveground would remain aboveground. Utility lines leading from the control center area to the vertical launch area would be installed underground in the ROW along State Highway 4. SpaceX would coordinate with USFWS and TxDOT to obtain the appropriate approvals and utility permits in accordance with the Utility Accommodation Policy found in the TAC. The upgrade of the power lines leading to the control center area and the installation of underground utilities in the ROW from the control center area to the vertical launch area would not adversely affect land use in these areas.

Overall, land use on 32.4 acres would change due to the construction of the vertical launch and control center areas. There would be no impacts to the oil and gas leases or the existing gas wells, as no construction is taking place in the vicinity of existing TGLO oil and gas leases and wells.

Local construction expenditures, including construction wages, during the 24-month period would have a beneficial impact on the ROI economy through direct spending and would generate economic activity that could lead to indirect job creation in areas such as the accommodation and food services and retail trade sectors. However, under a maximum scenario, construction workers and their families would represent 0.04 percent of the ROI population. Land uses in Willacy and Cameron Counties would not be expected to change in order to accommodate these growth induced effects from construction activities (for a more detailed discussion on growth due to construction, see Section 4.10, *Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks*).

#### Coastal Resources

A Federal Consistency Review was prepared and submitted to TGLO, to assess compliance of the Proposed Action with the TCMP (see Appendix B). TGLO has raised no objections to the Federal Consistency Review and indicated in an email dated June 24, 2013 that it has no comments on the Federal Consistency Review. Based on this consultation, the FAA has determined the Proposed Action is consistent with the enforceable policies of the TCMP. The following summarizes the findings of the Federal Consistency Determination.

*Coastal Barriers.* The Proposed Action is not subject to Federal funding, and is therefore not subject to restrictions under the CBRA. A letter was sent from the FAA to USFWS on June 18, 2012, requesting concurrence that the CBRA does not apply to this Proposed Action. A response letter from USFWS dated August 14, 2012, concurred that the Proposed Action is exempt from CBRA under Section 3(3)(C) which states that "assistance for environmental studies, planning, and assessments that are required incident to the issuance of permits or other authorizations under Federal law" are not considered financial assistance and therefore CBRA provisions would not apply. If NASA were to adopt the EIS, the agency would need to coordinate with the USFWS to determine if expenditures on payloads launched from the proposed site would comply with the provisions of the CBRA.

*Coastal Historic Areas.* No coastal historic areas would be physically altered or removed as a result of the Proposed Action.

*Coastal Preserves.* The proposed vertical launch and control center areas are outside of the boundaries of coastal preserves. However, impacts to wildlife resources within coastal preserves and Boca Chica Beach would be primarily limited to short-term disturbances associated with increased vehicular traffic, human presence, and noise from construction and launch activities (for more information regarding impacts to habitat and wildlife, see Section 4.8, *Biological Resources*).

*Coastal Shore Areas.* Proposed construction areas are located outside of the defined coastal shore. The Proposed Action would not physically impact coastal shore areas.

*Coastal Wetlands.* The construction of the vertical launch area and the control center area would result in the permanent impact to 6.19 acres of wetlands: approximately 3.34 acres of direct impacts and 2.85 acres of indirect impacts. SpaceX has been working with the USACE to obtain a Section 404 CWA individual permit, which has required additional efforts to avoid and minimize wetland impacts and provide compensatory mitigation. For more information regarding impacts to wetlands and compensatory mitigation, see Section 4.7, *Water Resources*).

*Critical Dune Areas.* Although the property boundary for the proposed vertical launch area may abut critical dune areas, all construction is proposed inland of the dunes. Therefore, construction of the vertical launch and control center areas are not expected to compromise dune structure or impact dune vegetation. Some of the construction would occur within 1,000 ft of mean high tide. The TGLO rules under the Open Beaches Act and the Dune Protection Act require local governments to issue permits when proposed construction is within 1,000 ft landward from mean-high tide and to ensure that construction does not restrict access or use of local beaches by the public. Before issuing a construction permit, the local government sends the permit files to the TGLO for comment. Therefore, SpaceX would apply for the required permits and would get approvals before construction would commence. Launch activities would have minimal impacts to vegetation from fire.

*Critical Erosion Areas.* The proposed vertical launch area and control center area are not within a critical erosion area designated by the TGLO in the Texas Coastwide Erosion Response Plan (2009) (TGLO 2009). Therefore, implementation of the Proposed Action would not impact critical erosion areas.

*Gulf Beaches.* The Proposed Action would not occur in the marine environment. There would be no construction impacts to hard substrate reefs, oyster reefs, submerged lands, submerged aquatic vegetation, or open waters of the Gulf of Mexico.

*Hard Substrate Reefs.* The Proposed Action would not occur in the marine environment; therefore, there would be no construction impacts to hard substrate reefs.

*Oyster Reefs.* The Proposed Action would not occur in the marine environment; therefore, there would be no construction impacts to oyster reefs.

*Submerged Lands.* The Proposed Action would not occur in the marine environment; therefore, there would be no construction impacts to submerged lands.

*Special Hazard Area.* The proposed vertical launch and control center areas are located within Zone A8 and Zone V10 of the Flood Insurance Rate Map for Cameron County, Texas, which is designated as a special hazard area according to 31 TAC §501.3 of the TCMP (see Section 4.7, *Water Resources*).

*Submerged Aquatic Vegetation.* The Proposed Action would not occur in the marine environment; therefore, there would be no construction impacts to submerged aquatic vegetation (see Section 4.8., *Biological Resources*).

*Tidal Sand or Mud Flats.* The proposed vertical launch area includes 13.0 acres of unvegetated tidal sand flats. No mud flats are located in the vertical launch area or control center area. The construction of the vertical launch area and the control center area would result in the permanent impact of 6.19 acres of wetlands. Within the total acres of wetlands to be impacted, a total of 0.62 acre of tidal sand flats would be removed during project construction at the vertical launch area. In addition, the construction of the vertical launch area would effectively cut off the tidal influence to 2.85 acres of wetland through the construction of buildings and roads. These indirect wetland impacts are comprised of 2.54 acres of high marsh vegetated wetlands and 0.31 acre of unvegetated wetland salt flats. As discussed previously, SpaceX would submit a wetland permit application to the USACE and would comply with all permit conditions and mitigation requirements.

*Water of the Open Gulf of Mexico.* The Proposed Action would not occur in the marine environment; therefore, there would be no construction impacts to open waters of the Gulf of Mexico.

*Water under Tidal Influence.* Tidal wetlands and sand flats are present at the proposed vertical launch area, as described above. For construction of the proposed vertical launch area, 3.30 acres of tidally influenced wetlands would be impacted. No tidal wetlands are located at the proposed control center area. SpaceX is coordinating with USACE for wetland permitting and mitigation.

#### 4.1.1.2 Operation

##### Land Use

Once the vertical launch and control center areas are constructed, SpaceX would conduct launches of the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of reusable suborbital launch vehicles. Operational activities are described in Section 2.1.1.

Impacts to land use from operations conducted at the control center would result from routine day-to-day activities, as well as pre-launch and launch day activities. Day-to-day, approximately 30 full-time personnel would be on-site year round, increasing over a 10-year period up to approximately 150 full-time workers in 2025 (see Table 2.1-3, Personnel for Proposed SpaceX Texas Launch Site Operations). The presence of an additional 30 to 150 people year round would change the noise environment, visual viewshed, nighttime light emissions, traffic, and number of people in the vicinity of the control center area. Launch operations would result in an increase of an additional 100 personnel intermittently. Impacts to land use at the control center area and adjacent areas are considered significant because of the change from an undisturbed area to an active facility with personnel working on-site, increased traffic, and increase noise that would occur from proposed operational activities.

Proposed operations would involve limited public access to Boca Chica State Park during launches, as closure of the nearby Boca Chica Beach and State Highway 4 would be necessary for safety and security reasons (see Section 2.1.1.5, *Pre-Launch Activities*, for additional details). Public access to Boca Chica State Park, Lower Rio Grande Valley NWR, and Brazos Island State Park would be closed for safety and security reasons during launch operations for up to 15 hours per launch for a maximum of 180 hours per year. As of May 24, 2013, House Bill 2623 was signed by Governor Rick Perry to amend the Texas Natural Resources Code Chapter 61 (Sec. 61.132) to allow for the TGLO and/or the Cameron County Commissioners Court to temporarily close a public beach and beach access for space flight activities, including launches. However, if the primary launch date falls on the major summer holidays of Memorial Day, Fourth of July, Labor Day, and/or summer weekends between Memorial Day and Labor Day weekends, additional approval from the TGLO would be required. The legislation also allows for an MOA between the TGLO and Cameron County to further define specific requirements for beach and access closure requests, approvals, and related public notices. Mitigation for these temporary closures is discussed further in Section 6.1, *Compatible Land Use*). Due to the short duration and limited number of launches, direct impacts to nearby recreational land use are not considered to be significant.

Changes in noise conditions are an important aspect of determining land use compatibility. As described in FAA Order 1050.1E, land use compatibility is evaluated for noise sensitive areas such residential, educational, health, and religious structures and sites, and parks, recreational areas (including areas with wilderness characteristics), wildlife refuges, and cultural and historical sites. The impacts on compatible land use from noise would be most pronounced in Boca Chica Village, a nearby residential area. Adjacent public lands described in Section 3.1, *Compatible Land Use (Including Farmlands and Coastal Resources)*, would also be impacted by noise from launch events, which have the potential to disrupt the general visitor experience. Impacts to land use from noise would vary depending on the launch vehicle, as the Falcon 9 would result in lower noise levels than the Falcon Heavy.

To assess land use compatibility in residential areas, consideration was given to the noise impact analysis and the DNL 65 dBA contour under the Proposed Action. As explained in Section 2.1, *Proposed Action*, proposed operations would consist of up to 12 launch operations per year, which could include a maximum of two Falcon Heavy launches. Therefore, three operational scenarios along with the baseline conditions are outlined in Table 4.1-1. DNL 65 dBA noise contours are shown in Exhibit 4.1-1.

**Table 4.1-1. Annual Operations Scenarios for DNL Noise Contours**

Scenario	Falcon 9 Annual Operations		Falcon Heavy Annual Operations		Total Operations	DNL 65 dBA Contour Radius (miles)	Number of Households Affected <sup>1</sup>
	Daytime	Nighttime	Daytime	Nighttime			
Baseline	-	-	-	-	-	-	-
A	10	-	2	-	12	1.5	-
B	9	1	2	-	12	2.0	13
C	10	-	1	1	12	2.8	35

Notes: <sup>1</sup> The total number of households in Boca Chica Village, is 35, which is based off of the total number of known MVEC accounts as described in Section 3.11.4.1, *Energy Supply*.

Existing daytime and nighttime ambient noise conditions in the project areas are estimated at 40 dBA and 34 dBA, respectively. Boca Chica Village would be within the DNL 65 dBA contour for Scenario B and C (Exhibit 4.1-1). Both scenarios involve a nighttime launch: one nighttime launch of the Falcon 9 (Scenario B), and one nighttime launch of the Falcon Heavy (Scenario C). In order to account for increased human sensitivity to noise at night, a 10 dB penalty is applied to nighttime events (occurring between the hours of 10:00 p.m. and 7:00 a.m.) (see Section 3.3.1, *Definitions and Description*). Under Scenario B, 13 households would be affected. Under Scenario C, 35 households would be affected. The probability of a noise induced structural vibration damage claim at Boca Chica Village would be greater than 1 in 100. Sonic booms associated with launch events would not impact residential areas, because sonic booms would occur more than 40 miles off the coast over the Gulf of Mexico. Although the launch noise would be short in duration (only a few minutes), would attenuate rapidly, and would occur infrequently, the increase in noise compared to current conditions is not considered compatible with nearby residential land use. Therefore, noise impacts to residential land use in the areas adjacent to the vertical launch area are expected to be significant because of the proposed significant increase over ambient noise conditions.

To assess land use compatibility in public lands, particularly those lands used for recreation, consideration was again given to the noise impact analysis and the DNL 65 dBA FAA standard, which encompasses the area of concern. Boca Chica State Park, Del Mar Beach, portions of Brazos Island State Park, the Lower Rio Grande Valley NWR, and the Palmetto Pilings and its associated historical marker, all fall within the area of concern (greater than DNL 65 dBA). FAA Order 1050.1E establishes that noise sensitive areas, such as parks, recreational areas (including areas with wilderness characteristics), wildlife refuges and cultural and historical sites, are incompatible with noise annoyances greater than DNL 65 dBA. The FAA Order also indicates that special consideration be given to the evaluation of the significance of noise impacts on the quiet settings of national parks, national wildlife refuges, and historic sites including traditional cultural properties. These resources are evaluated further in Section 4.2, *Section 4(f) Properties*, and Section 4.5, *Historical, Architectural, Archaeological, and Cultural Resources*. Therefore, impacts to public land use in the areas adjacent to the vertical launch area are expected to be significant because of the proposed significant increase of ambient noise conditions.

The ROI for noise does not extend to the areas discussed in the Comprehensive Plans for the cities of Brownsville, Port Isabel, and South Padre Island. Although noise impacts from the proposed launch operations may be heard in these communities, proposed noise levels would not be much higher than ambient levels (e.g., traffic along a busy street) and impacts would be temporary and infrequent, occurring up to 12 times per year. The Proposed Action would not violate the goals in these Comprehensive Plans. Therefore, land use impacts to Brownsville, Port Isabel, and South Padre Island as a result of noise would not be considered significant. However, growth induced impacts to land use in Brownsville, Port Isabel and South Padre Island could result from the generation of additional indirect jobs and income in areas such as lodging and food services, and retail trade sectors, which are expected to benefit from the Proposed Action.

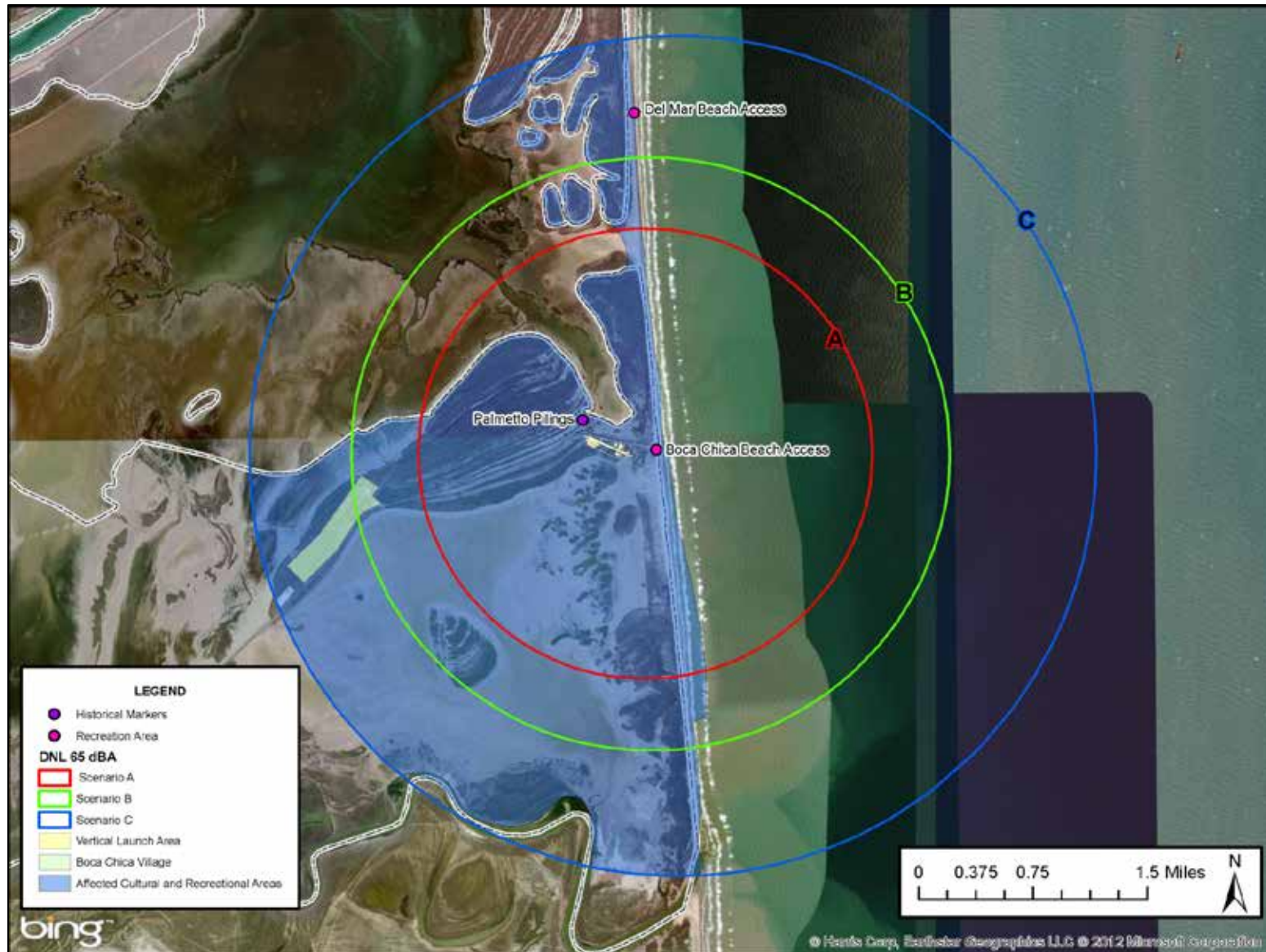


Exhibit 4.1-1 DNL 65 dBA Noise Contours for the Three Annual Operations Scenarios

Some food services and lodging may be built along State Highway 4 to accommodate the increased demand of laborers, personnel, and spectators for the launches. Although there is no commercial zoning in this portion of Cameron County, appropriate permitting through Cameron County would be required prior to the construction or operation of such projects.

The Brownsville Comprehensive Plan supports a growing economy and the establishment of new firms attracted by geographical opportunities, emphasizing that a successful plan for Brownsville would create conditions that promote custom opportunities in development and investment environments (City of Brownsville 2009). One land use goal of the City of Port Isabel Comprehensive Plan is to “promote the development of urban land in a manner consistent with attracting residents, visitors, and desirable commercial investments (City of Port Isabel 2005). The South Padre Island Comprehensive Plan has the development of a year-round economy with increased residents, tourists and businesses as its primary goals (South Padre Island 2008). Although Cameron and Willacy Counties could experience growth induced impacts to land use, these impacts are generally regarded as positive and in accordance with local policies and land use management plans (for a more detailed discussion on growth due to operations, see Section 4.10.1.2, *Operation*).

With the expiration of three and the pending expiration of one, off-shore oil and gas leases and the general lack of drilling that is currently being performed in the Gulf of Mexico, it is unlikely there would be off-shore drilling in the vicinity of the Proposed Action. Similarly, with only one low-yielding gas well, and another gas well that is no longer producing, located in the vicinity of the control center area, it is unlikely there would be additional drilling in the vicinity of the control center area. With no increase in oil and gas production in the vicinity of the proposed vertical launch area and control center areas, there would be no significant impacts to the oil and gas land use.

Active wind lease areas are not within the proposed water closure area and are not in the path of the proposed launch trajectory. Therefore, no impacts to the wind lease areas are anticipated as a result of the Proposed Action. In addition, the TGLO would not be excluded from leasing state-owned submerged lands within the water closure area; thus, the Proposed Action would not cause a loss of revenue to the PSF. However, as discussed in Section 2.1.1.5, *Pre-Launch Activities*, SpaceX must implement a plan that defines the process for ensuring that any unauthorized persons, ships, trains, aircraft or other vehicles are not within the hazard area during a launch event. Therefore, the Proposed Action would temporarily limit public use of state-owned submerged land during a launch event.

In summary, construction and operation of the proposed vertical launch and control center areas would change land uses from rural residential and recreational to developed, mixed use. The noise impacts associated with a typical launch would be limited to a few minutes and would occur up to 12 times a year. The noise levels would exceed the FAA standard of DNL 65 dBA. Impacts to land use compatibility from the construction of the facilities and from noise generated during operations, are considered to be significant.

### Coastal Resources

TGLO has raised no objections to the Federal Consistency Review and indicated in an email dated June 24, 2013 that it has no comments on the Federal Consistency Review. Based on this consultation, the FAA has determined the Proposed Action is consistent with the enforceable policies of the TCMP. The following summarizes the findings of the Federal Consistency Determination (see Appendix B).

*Coastal Barriers.* Operation of the vertical launch area and control center would not result in impacts to coastal barriers.

*Coastal Historic Areas.* Potential impacts could consist of visual and auditory effects on the setting of historic properties in the APE from the presence of proposed permanent structures at the vertical launch and control center areas and auditory effects from proposed launches. However, all architectural resources at the site are less than 50 years old and are not considered eligible under NRHP criteria (for more information regarding impacts to historical, architectural, archaeological and cultural resources, see Section 4.5, *Historical, Architectural, Archaeological, and Cultural Resources*).

*Coastal Preserves.* The proposed vertical launch and control center areas are outside the boundaries of coastal preserves and Boca Chica State Park. However, the disturbance from launch operations may result in short-term visual and noise impacts to individuals visiting and wildlife within the coastal preserves and the beach. Additionally, public access to Brazos Island State Park, the Lower Rio Grande Valley NWR (Boca Chica Tract), and Boca Chica State Park would be restricted during days when launches are scheduled and temporary beach closures are implemented. Impacts to wildlife resources within coastal preserves would be primarily limited to short-term disturbance associated with increased vehicular traffic, human presence, and noise from launch activities (for more information regarding impacts to habitat and wildlife, see Section 4.8 *Biological Resources*).

*Coastal Shore Areas.* Operation of the vertical launch area and control center would not result in impacts to coastal shore areas.

*Coastal Wetlands.* Operation of the vertical launch area and control center would not result in impacts to coastal wetlands.

*Critical Dune Areas.* Launch activities would have minimal impacts to vegetation in critical dune areas from fire. Fires are unlikely since launch activities would occur over concrete pads with no surrounding vegetation. Very little particulate deposition is expected since the Falcon 9 and Falcon Heavy vehicles utilize liquid fuels (LOX and RP-1).

*Critical Erosion Areas.* Operation of the vertical launch area and control center would not result in impacts to critical erosion areas.

*Gulf Beaches.* Access to Boca Chica Beach would be temporarily restricted during days when launches are scheduled and beach closures are implemented.

*Hard Substrate Reefs.* Operations would not occur in the marine environment; therefore, there would be no operation impacts to hard substrate reefs.



*Oyster Reefs.* Operations would not occur in the marine environment; therefore, there would be no operation impacts to oyster reefs.

*Submerged Land.* The Proposed Action would not occur in the marine environment. However, state-owned submerged lands are included in the water closure area for launch day activities (see Exhibit 3.1-2). The TGLO would not be excluded from leasing submerged lands within the water closure area and exploration and production of mineral resources within those areas would not be prevented by the Proposed Action. Therefore, the Proposed Action would not cause a loss of revenue to the PSF. However, as discussed in Section 2.1.1.5, *Pre-Launch Activities*, SpaceX must implement a plan that defines the process for ensuring that any unauthorized persons, ships, trains, aircraft or other vehicles are not within the hazard area up to 15 hours during a launch event. Therefore, the Proposed Action would limit public use of state-owned submerged land during a launch event.

*Special Hazard Area.* Operation of the vertical launch area and control center area would not result in impacts to special hazard areas.

*Submerged Aquatic Vegetation.* Due to the desire of the public to view a launch, there is the potential for increased boat traffic outside the water closure area during launch days. Elevated boating activity could increase disturbance to submerged aquatic vegetation from rotor wash. However, areas with submerged aquatic vegetation, including South Bay, would be closed during launch operations, and therefore there would be no impacts as the result of potential recreational boat traffic during a launch event.

*Tidal Sand or Mud Flats.* Operation of the vertical launch area and control center would not result in impacts to tidal sand or mud flats.

*Water of the Open Gulf of Mexico.* Operation of the vertical launch area and control center would not result in impacts to waters of the Gulf of Mexico. Although the trajectory of orbital and suborbital vehicles would be over the Gulf, no impacts are anticipated.

*Water under Tidal Influence.* Operation of the vertical launch area and control center would not result in impacts to waters under tidal influence.

In summary, impacts to CNRAs as defined in the TCMP would include noise impacts associated with proposed construction and operation activities.

#### **4.1.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of suborbital launch vehicles. The vertical launch area and control center area would not be constructed. No impacts to land use or coastal resources would occur under the No Action Alternative because land use would not change.

## **4.2 SECTION 4(F) PROPERTIES**

### **4.2.1 Proposed Action**

#### **4.2.1.1 Construction**

Construction of facilities for the Proposed Action would not involve a physical taking of lands from Section 4(f) properties. The land that would be acquired for construction of the vertical launch and control center areas is privately owned. No lands from public parks, recreation areas, refuges, or historic sites would be purchased or placed under a permanent easement.

The Proposed Action includes upgrading the existing power lines leading to the control center area and the underground installation of power and data lines within the ROW along State Highway 4 between the control center area and the vertical launch area. After publication of the Draft EIS, the USFWS disputed the TxDOT's claim of ownership of the State Highway 4 ROW in this area, indicating that the ROW traversing the Lower Rio Grande Valley NWR property is owned by the USFWS (USFWS 2013b). If the USFWS owns the State Highway 4 ROW in this area, then the upgrade and installation of power and data lines would involve a temporary occupancy of land on a Section 4(f) property. The FAA analyzed the impacts of the temporary occupancy of the NWR property and concluded the upgrade of the power lines leading to the control center area and the underground installation of the power and data lines in State Highway 4 ROW would be a *de minimis* impact, as it would not adversely affect the activities, features, or attributes that qualify the NWR for protection under Section 4(f).

As part of upgrading the existing power lines leading to the control center area, the lines that are currently underground would remain underground, and lines that are currently aboveground would remain aboveground. Regarding the power and data lines that would be installed between the control center area and the vertical launch area, underground installation minimizes harm to the property, and areas of disturbance would be returned to a condition that is at least as good as that which existed prior to the installation. The FAA documented its *de minimis* impact determination for the installation of power lines along State Highway 4 ROW to the USFWS in a letter dated December 23, 2013 (Appendix C). USFWS concurred with this determination in a letter dated January 10, 2014 (Appendix C).

The proposed construction of the vertical launch and control center areas was analyzed to determine whether construction activities would constitute a constructive use of Section 4(f) properties (i.e., whether construction would result in adverse indirect impacts that would substantially impair Section 4(f) properties). A Section 4(f) property is substantially impaired when the activities, features, or attributes of the property that contribute to its significance or enjoyment are substantially diminished. The following sections provide this assessment for public parks, recreation areas, and refuges, and historic sites.

#### Public Parks, Recreation Areas, and Refuges

Impacts from construction activities on public parks and wildlife refuges within the ROI would be temporary in nature. Construction would occur over a period of 24 months. During this time, vehicular access to Boca Chica State Park, Brazos Island State Park, and South Bay Coastal Preserve may be slowed or delayed when construction vehicles are traveling to and from the proposed vertical launch and

control center areas. Vehicular access to the Lower Rio Grande Valley NWR during this time would not be restricted. There would be no permanent, long-term access restrictions to any of these Section 4(f) properties. Construction activities would result in increased noise levels, particularly from construction/delivery truck traffic and during pile driving activities at the vertical launch and control center areas, but it would be short-term and temporary. The noise would not substantially limit the use or diminish the quality of any of the Section 4(f) properties, such that their value is impaired. Therefore, the FAA determined construction activities would not constitute a constructive use of these Section 4(f) properties.

#### Historic Sites

The analysis of impacts on historic sites protected under Section 4(f) was determined in accordance with Section 106 regulations (36 CFR Part 800). As described in Section 4.5, *Historical, Architectural, Archaeological, and Cultural Resources*, construction of the launch site would have an adverse effect on the qualities that make the Palmito Ranch Battlefield NHL eligible for the NRHP, and that make it an NHL. The setting and feeling of this landscape as a Civil War-era battlefield is of primary importance to its significance, and thus, to its listing in the NRHP and designation as an NHL.

Indirect visual effects to the setting of the battlefield would result from the construction of the vertical launch and control center areas. Little development has occurred in this area, and what has been developed largely comprises one-story residences. The 250-ft tall water tower and the up to 230-ft tall lightning protection towers would be visible from much of the battlefield area. However, the water tower and lightning protection towers would have a small profile on the horizon due to the relative distance of the vertical launch area from the NHL (approximately 3 miles from the eastern end of the NHL). To minimize the visibility of these towers in the landscape, SpaceX, with prior approval of NPS, would paint the towers a non-reflective, light color that blends in with the surroundings. Additional measures to minimize harm would be developed in consultation with the THC, NPS, and other consulting parties during the Section 106 process. Taking this into account, the FAA determined construction of the proposed vertical launch and control center areas would not constitute a constructive use of the NHL.

The FAA consulted with the officials having jurisdiction over all of the Section 4(f) properties to determine whether the officials concur with FAA's determination that construction of the proposed vertical launch and control center areas would not constitute a constructive use of the properties (see Appendix C). The THC concurred with the FAA's determination on April 22, 2013, and the TPWD concurred on April 17, 2013 (Appendix C). The USFWS and NPS did not concur with the FAA's determination that construction of the proposed vertical launch and control center areas would not constitute a constructive use. The FAA responded to the NPS and USFWS's concerns in correspondence dated August 16, 2013, and December 23, 2013, respectively (see Appendix C; Appendix A, Section 3.8). While neither agency ultimately concurred with FAA's determination, both agencies agreed to move forward with development of measures to minimize harm to the Section 4(f) properties in consultation with the FAA and other consulting parties participating in the Section 106 process (see Section 4.5.1). The FAA considers these measures to be proposed mitigation measures (see Chapter 6). With respect to the Proposed Action, the FAA is ultimately solely responsible for Section 4(f) applicability and determinations.

#### 4.2.1.2 Operation

##### Public Parks, Recreation Areas, and Refuges

Operation of the proposed vertical launch and control center areas would have temporary, intermittent impacts on the use of the parks and wildlife refuges and management areas identified as Section 4(f) properties in Section 3.2.1, *Definition and Description*. During launches, public access to Boca Chica State Park, Brazos Island State Park, the South Bay Coastal Preserve, and major portions of the Lower Rio Grande Valley NWR, including the Palmito Ranch Battlefield NHL, would be closed for safety and security reasons during launch operations and to alleviate concerns regarding the potential impacts to public lands from the viewing public (refer to Exhibit 2.1-1). Monitoring for unauthorized individuals within the closure area by SpaceX personnel would not include ground sweeps. Therefore, the closure of the parks, preserve, and wildlife refuge would not cause harm to protected or sensitive species and their habitat.

The closures for launch operations would occur on an intermittent basis, up to 12 times per year, and would be temporary (up to 15 hours for each launch; a maximum of 180 hours a year). SpaceX would notify the USFWS and TPWD in advance of launch operations so the agencies could plan for the closures and avoid conflicts for special events or programs. In addition, no launches would be allowed to occur on major summer holidays or summer weekends between Memorial Day and Labor Day without the prior approval of the TGLO, in accordance with House Bill 2623, which was signed into state law by Governor Rick Perry on May 24, 2013. Therefore, closures under the Proposed Action would not substantially reduce the use or enjoyment of the parks, preserve, and wildlife refuge within the ROI because impacts from closures during launches would be intermittent and temporary.

A quiet setting is an important attribute of the Section 4(f) properties in the ROI. Therefore, in addition to closures, the FAA modeled noise levels from the vertical launch of the Falcon 9 and Falcon Heavy vehicles under the Proposed Action (see Section 4.3, *Noise*) to determine whether there would be significant noise increases such that the value of public land or a historic site, in terms of their purpose and quality, would be substantially impaired, thus constituting a constructive use of a Section 4(f) property. The assessment used the DNL 65 dBA standard defined by FAA Order 1050.1E for three scenarios (see Table 4.1-1). The noise modeling demonstrates that all of Boca Chica State Park and Brazos Island State Park, and portions of the South Bay Coastal Preserve and NWR, would be within the DNL 65 dBA noise contour for the three launch event scenarios. The proposed launches would produce short-term high levels of noise that would last approximately 3 to 5 minutes for each launch, and there would be no more than 12 launches per year. At all other times, the quiet setting of the Section 4(f) properties would persist. Because of the short-term and intermittent nature of the impacts from noise during launches, the FAA determined that noise from launches would not substantially diminish the attributes (i.e., quiet setting) that contribute to the enjoyment or quality of the Section 4(f) properties. Therefore, the FAA determined that operational activities would not constitute a constructive use of these Section 4(f) properties.

Small increases in noise levels as a result of the operation of delivery trucks and personnel vehicles would be expected along those portions of the Lower Rio Grande Valley NWR that border State Highway 4. An estimated average of 2.5 delivery trucks and up to 250 personnel vehicles would travel each way

on work days by 2025. Increased noise levels typically would be greatest during commuting hours, although these periods would be of relatively short duration. The vast majority of the NWR, however, extends far beyond both sides of State Highway 4, where minimal traffic noise would be perceptible. Therefore, noise from average daily operations traffic would not substantially diminish the quiet setting of the NWR.

#### Historic Sites

During launches, public access to the Palmito Ranch Battlefield NHL would be closed for safety and security reasons during launch operations, and to alleviate concerns regarding the potential impacts from the viewing public harming the NHL during a launch. The closures would occur on an intermittent basis, up to 12 times per year, and would be temporary (up to 15 hours for each launch for a maximum of 180 hours per year). Public notification of launches would be published in advance of all launches. Therefore, the closures would not substantially reduce the use or enjoyment of the NHL because impacts from closures during launches would be intermittent and temporary.

The FAA reviewed modeled noise levels from the vertical launch of the Falcon 9 and Falcon Heavy vehicles to determine whether there would be significant noise increases such that the value of the NHL, 1846 Cypress Pilings, 1865 Palmetto Pilings, and the Palmetto Pilings Texas Centennial Historical Marker, in terms of their respective significance, would be substantially impaired, thus constituting a constructive use of these four properties. The noise modeling demonstrates that both sets of pilings and the Palmetto Pilings Historical Marker, but not the NHL, would be within the DNL 65 dBA noise contour for the three launch event scenarios (see Section 4.3, *Noise*). The proposed launches would produce short-term high levels of noise that would last approximately 3 to 5 minutes for each launch, and there would be no more than 12 launches per year. When launches are not occurring (i.e., approximately 97 percent of the year), the normal quiet setting of the properties would persist. Because of the short-term and intermittent nature of the noise generated from launches, the FAA determined operations would not substantially diminish any of the attributes that contribute to the significance of the Section 4(f) properties. Therefore, the FAA determined the noise generated by the launches would not constitute a constructive use of the four Section 4(f) properties.

FAA Order 1050.1E indicates additional factors should be considered when determining the significance of noise impacts on noise sensitive areas within national parks. Although the NHL is outside of the DNL 65 dBA noise contours for the three modeled launch event scenarios, supplemental noise metrics were modeled at the east and west borders of the NHL (approximately 3.5 and 12.1 miles, respectively, from the vertical launch area) to determine the sound levels from a single launch event of the Falcon 9 and Falcon Heavy (see Section 4.3.1.2, *Operation*). One of the modeled noise metrics includes the A-weighted  $L_{A,max}$  to examine the impact based on the 115 dBA OSHA hearing conservation guidelines discussed in Section 3.3.2, *Regulatory Setting*. The results indicate that the 115 dBA OSHA hearing conservation guideline would not be exceeded at either location of the battlefield (refer to Table 4.3-3).

“Time above” is an additional supplemental metric that can be used to estimate potential speech interference (see Section 4.3.1.2, *Operation*). Outdoor speech interference can be expressed as a percentage of sentence intelligibility between two people speaking in a normal voice, standing at

approximately 3.28 ft (1 meter) apart, or for outdoor interpretive programs where the communication distance between people may be 16.4 ft (5 meters) apart with normal voice levels, or 32.8 ft (10 meters) apart with raised voice levels. Ninety-five percent of speech intelligibility is the threshold for reliable communication. The model results indicate that speech intelligibility at either the east or west border of the NHL would drop below 95 percent for a period of less than 3 to 5 minutes per launch for two people speaking in a normal voice, and for outdoor interpretive programs, speech intelligibility would drop below 95 percent for a period of up to 5 to 8 minutes per launch (refer to Table 4.3-3).

According to the unweighted  $L_{\max}$  levels modeled for the Proposed Action, the probability of noise-induced structural vibration damage to buildings or structures is 1 in 100 within areas exposed to unweighted noise levels of 119 dB or greater, which is 3.4 miles from the launch pad in the vertical launch area for the Falcon 9 and 6.4 miles for the Falcon Heavy. Of the four historic sites identified as Section 4(f) properties in Section 3.2.4.2, the Cypress Pilings, Palmetto Pilings, and Palmetto Pilings Historical Marker would be susceptible to noise-induced vibrations from launches. All three properties are northwest of the vertical launch area, within 2,000 ft of where the launch pad and associated flame duct would be positioned. Physical damage from vibrations caused by high noise levels, such as displacement or breakage of the structural features of the pilings, cracking of the marker's foundation, or the marker toppling over, could adversely impact these historic sites. The FAA is developing measures to minimize harm to the three properties in consultation with the THC and consulting parties, in accordance with the Section 106 process. Identified measures include orienting the flame duct in a direction away from the properties, conducting a vibration monitoring and condition assessment program, and making recommendations for the stabilization and protection of the Marker from vibrations due to launch operations. By incorporating measures to minimize harm to the Section 4(f) properties, the FAA concluded operations would not cause a substantial impairment to the historical integrity of the Cypress Pilings, Palmetto Pilings, or Palmetto Pilings Historical Marker, and thus, would not constitute a constructive use of any of these properties.

Small increases in noise levels along State Highway 4, the north boundary of the NHL, would be expected as a result of the operation of delivery trucks and personnel vehicles. An estimated average of 2.5 delivery trucks and up to 250 personnel vehicles would travel each way on work days by 2025. Increased noise levels typically would be greatest during commuting hours, although these periods would be of relatively short duration. The increased noise levels would be perceptible along the northern extent of the NHL that borders State Highway 4, but would decrease further south of the road. Noise from average daily operations traffic under the Proposed Action is unlikely to be perceptible in the core battlefield area, which is more than 0.5 miles from State Highway 4. Therefore, noise from average daily operations traffic would not substantially diminish the quiet setting of the NHL.

In accordance with FAA Order 1050.1E, the FAA consulted with the officials having jurisdiction over these Section 4(f) properties to determine whether the officials concur with FAA's determination that operation of the proposed vertical launch and control center areas would not constitute a constructive use of the properties (see Appendix C). The THC concurred with the FAA's determination on April 22, 2013, and the TPWD concurred on April 17, 2013 (Appendix C). The USFWS and NPS did not concur with the FAA's determination that operation of the proposed vertical launch and control center areas would

not constitute a constructive use. The FAA responded to the NPS and USFWS's concerns in correspondence dated August 16, 2013, and December 23, 2013, respectively (Appendix C; Appendix A, Section 3.8). While neither agency ultimately concurred with FAA's determination, both agencies agreed to move forward with development of "measures to minimize harm" to the Section 4(f) properties in consultation with the FAA and other consulting parties participating in the Section 106 process. The FAA considers these measures to be proposed mitigation measures (see Chapter 6). With respect to the Proposed Action, the FAA is ultimately solely responsible for Section 4(f) applicability and determinations.

#### **4.2.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of suborbital launch vehicles. The vertical launch area and control center area would not be constructed. There would be no impacts to Section 4(f) properties.

### **4.3 NOISE**

#### **4.3.1 Proposed Action**

This section addresses noise from proposed construction activities and operational activities. Proposed construction at the vertical launch and control center areas would occur over a 24-month period as described in Section 2.1.2, *Construction Activities*. Proposed operations would consist of up to 12 launches per year of the Falcon 9, Falcon Heavy, and a variety of reusable suborbital launch vehicles as described in Section 2.1.1, *Operational Activities*. Noise impacts are assessed for noise exposure, occupational noise, and the potential for structural damage.

##### **4.3.1.1 Construction**

Intermittent construction noise would occur from proposed construction activities over 24 months at the vertical launch and control center areas. Construction would typically occur during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. The control center area is immediately adjacent to Boca Chica Village; the vertical launch area is approximately 1.8 miles from the nearest residence in Boca Chica Village.

Construction activities that would impact community noise levels include noise from construction equipment operating at the sites and construction/delivery vehicles traveling to and from the sites. Residences within Boca Chica Village would experience increased noise levels primarily from construction activities and construction/delivery vehicles at the control center area, and from construction/delivery vehicles traveling to and from the vertical launch area. Construction would result in increased noise levels, particularly during pile driving activities at the vertical launch area. Construction activities, including impact pile driver hammering, could potentially create multiple, individual noise sources that range from  $L_{max}$  73 to 101 dBA at 50 ft from the activities (DOT 2006). Traffic noise from a diesel truck traveling 50 miles per hour (mph) is approximately 85 dBA at 50 ft (California Department of Transportation 1998). As the distance doubles between the noise source and

receiver, there is typically a reduction in the noise level of approximately 3 dB from a linear source such as a busy roadway and 6 dB from a point source like construction operations at the site.

Noise levels at a given receptor would depend on the type and number of pieces of construction equipment being operated and receptor's distance from the construction site. Small increases in noise levels along truck routes would be expected as a result of the operation of delivery trucks and other construction vehicles. Noise impacts would vary widely, depending upon the phase of construction and specific task being undertaken. Phases of construction that would generate noise include land clearing and excavating, foundation and capping, erection of structural steel, construction of exterior walls, and construction of roads and utilities. Increased noise levels would typically be greatest during the early stages of each construction phase, although these periods would be of relatively short duration. Therefore, significant impacts to community noise levels from proposed construction related activities are not anticipated.

Occupational noise exposure prevention procedures, such as hearing protection, would be required at the construction sites to comply with all applicable OSHA occupational noise exposure regulations. Therefore, significant impacts to workers at the construction sites from proposed construction related activities are not anticipated.

#### 4.3.1.2 Operation

Small increases in noise levels along State Highway 4 would be expected as a result of the operation of delivery trucks and other personnel vehicles. An estimated average of 2.5 delivery trucks and up to 250 personnel vehicles would travel each way on work days by 2025. Increased noise levels would typically be greatest during commuting hours, although these periods would be of relatively short duration. Operation of the facilities at the vertical launch and control center areas would typically occur during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. Noise impacts would vary widely, depending upon the specific task being undertaken. For the control center area, primary noise sources would be similar to those found at a general industrial site, including nonroad equipment (i.e., forklifts), truck traffic, employee vehicles, generators, and other on-site equipment. Primary payload processing activities, including payload checkout, spacecraft propellant loading, and payload encapsulation, would take place at the control center area. These activities are further described in Section 2.1.2, *Construction Activities*. It is expected there would be minimal noise from these activities as they would take place inside an enclosed Hangar. In addition, other activities at the control center area consist of typical office work, which would also be confined to inside the buildings. Non-launch operations at the vertical launch area would not be expected to generate a significant amount of noise as first and second stage integration would take place inside an enclosed Hangar.

During pre-launch periods, activity at the control center area would increase with a commensurate increase in vehicular traffic, nonroad equipment usage, and generator usage. These activities would resume to routine levels post-launch. Therefore, significant impacts to community noise levels from these activities are not anticipated.

Transient noise events would occur under the Proposed Action, including up to 12 launch operations per year, which includes a maximum of two Falcon Heavy launches. Launch operations include not only



launches, but also pre-flight activities such as mission rehearsals and static fire engine tests. However, for the purposes of the noise modeling for this EIS, the maximum noise scenario, up to 12 actual launch events per year including a maximum of two Falcon Heavy launches, was considered. Launch operations such as mission rehearsals and static fire engine tests would generate lower noise levels than an actual launch event and therefore would not exceed the modeled noise.

Noise levels from the launch vehicles would occur at the vertical launch area and in the surrounding area. As launch vehicles in flight gain altitude, their noise contributions drop to lower levels, eventually becoming indistinguishable from background or ambient noise. At subsonic speeds the noise generated by rocket launches is primarily from the combustion of propellants and the engine exhaust interacting with the atmosphere.

As discussed in Section 3.3, *Noise*, DNL is typically used for the evaluation of community annoyance. DNL is a composite metric that accounts for the SEL of all noise events in a 24-hour period. Typically DNL levels are expressed as the level over a 24-hour annual average day.

In order to account for increased human sensitivity to noise at night, a 10-dB penalty is applied to nighttime events (occurring between the hours of 10:00 p.m. and 7:00 a.m.). Therefore, the DNL is dependent on the number of annual daytime and nighttime events. The Proposed Action includes up to 12 launches per year, which equates to 0.033 average daily events.

Three operations scenarios were analyzed (refer to Table 4.1-1), and their respective DNL 65 dBA noise contours are shown in Exhibit 4.1-1. FAA Order 1050.1E, Change 1, states a significant noise impact would occur if analysis shows that the Proposed Action would cause a noise sensitive area to experience an increase in noise of DNL 1.5 dBA or more at or above the DNL 65 dBA noise exposure level when compared to existing ambient noise conditions, estimated at 40 dBA. Boca Chica Village falls within the DNL 65 dBA contour for Scenarios B and C (see Exhibit 4.1-1). Both scenarios involve a nighttime launch: one nighttime launch of the Falcon 9 (Scenario B), and one nighttime launch of the Falcon Heavy (Scenario C). Under Scenario B, 13 households would be affected. Under Scenario C, 35 households would be affected. Scenarios B and C would cause noise sensitive households in Boca Chica Village to experience an increase in noise of more than DNL 1.5 dBA at or above the DNL 65 dBA; therefore, noise impacts to Boca Chica Village would be considered significant during a nighttime launch of the Falcon 9 and Falcon Heavy only.

Noise from a single launch event was modeled to examine the impact based on the 115 dBA hearing conservation guidelines discussed in Section 3.3.2, *Regulatory Setting*. Exhibit 4.3-1 shows the proposed noise contours from the launch of the Falcon 9 launch vehicle represented by the Maximum A-Weighted OASPL ( $L_{A,max}$ ). Exhibit 4.3-2 shows the proposed noise contours from the launch of the Falcon Heavy launch vehicle represented by the  $L_{A,max}$ . The nearest house to the vertical launch area is marked with a black diamond in each exhibit.

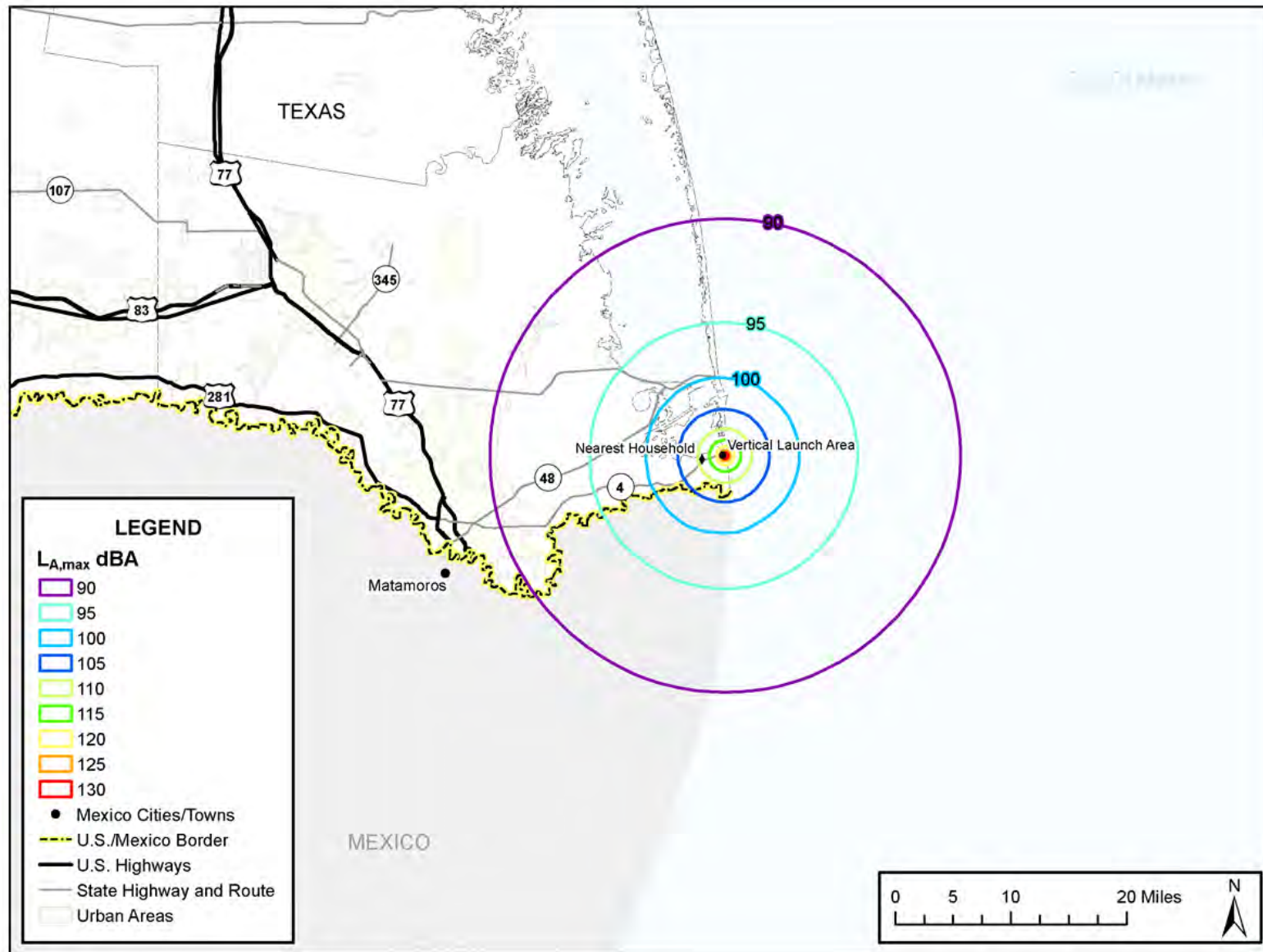


Exhibit 4.3-1. Modeled OASPL Noise Contours for a Falcon 9 Launch (A-weighted  $L_{A,max}$ )

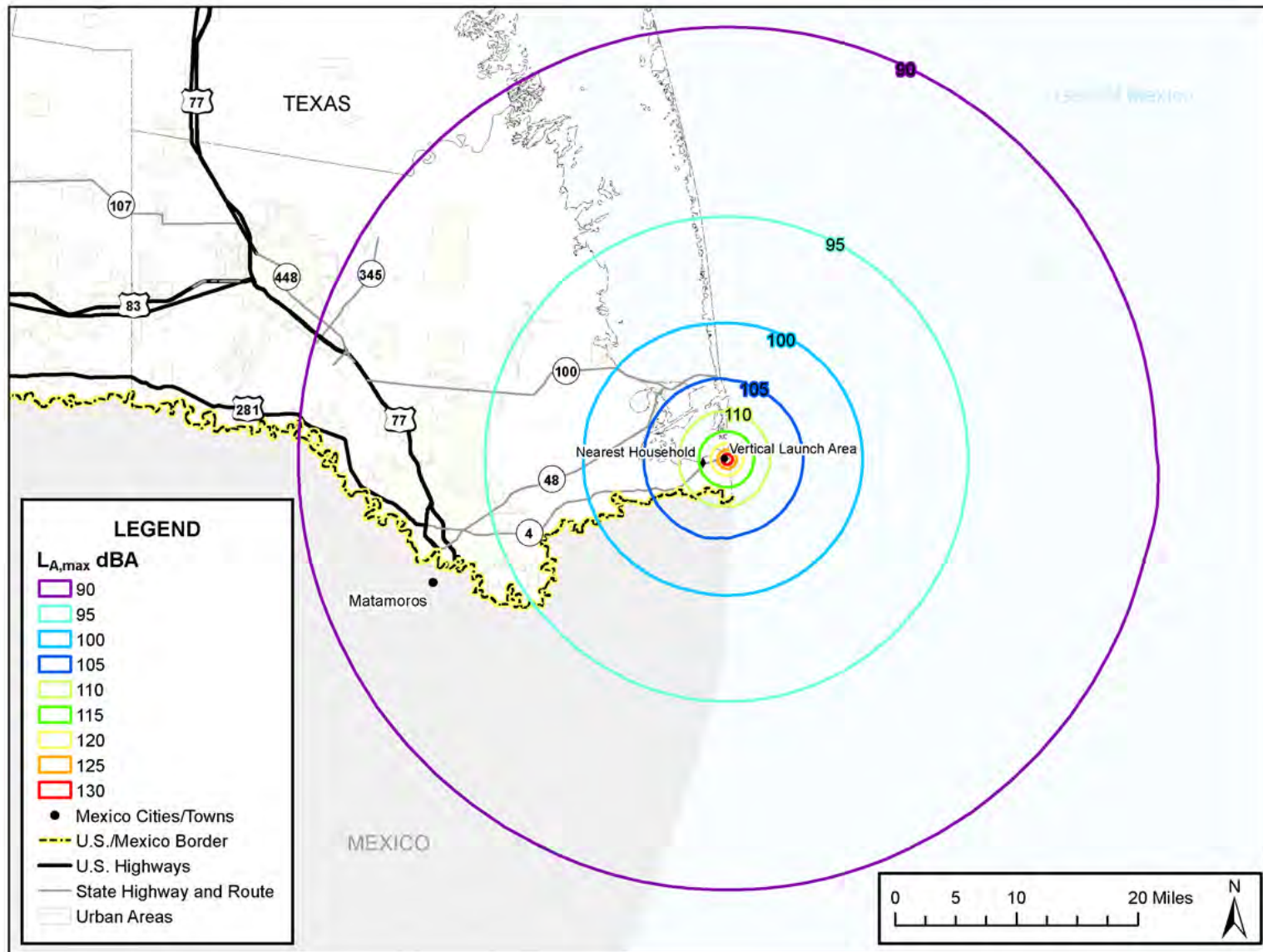


Exhibit 4.3-2. Modeled OASPL Noise Contours for Falcon Heavy Launch Vehicle (A-weighted  $L_{A,max}$ )

Table 4.3-1 provides the maximum predicted  $L_{A,max}$  versus distance values (at any given heading from the pad) for the Falcon 9 and Falcon Heavy launch vehicle.

**Table 4.3-1. Falcon 9 and Falcon Heavy Maximum Predicted  $L_{A,max}$  by distance  
(Maximum A-Weighted OASPL)**

Distance (miles)	$L_{A,max}$ (dBA)	
	Falcon 9	Falcon Heavy
0.2	130	135
0.3	128	133
0.4	125	130
0.5	123	128
0.6	122	126
0.7	120	125
0.8	119	123
0.9	118	123
1.0	117	122
1.5	113	118
2.0	111	115
3.0	107	112
4.0	104	109
5.0	102	107
6.0	100	105
7.0	99	104
8.0	98	103
9.0	96	101
10.0	95	100
12.0	94	99
15.0	92	97
17.0	91	95
20.0	89	94

Notes:  $L_{A,max}$  = A-weighted maximum sound level; OASPL = overall sound pressure level; dBA =A-weighted decibel.

The nearest house location, located 1.8 miles from the proposed vertical launch area, was modeled as a specific point of interest to determine the sound levels from a single launch event of a Falcon 9 and Falcon Heavy. The model predicted a maximum OASPL of 114 dBA for the Falcon 9 and 119 dBA for the Falcon Heavy at the nearest house location. Although the nearest house may experience noise levels above the 115 dBA hearing conservation guideline from a Falcon Heavy launch, the noise levels above 115 dBA would only last approximately 45 seconds, and proposed launches of the Falcon Heavy would only occur a maximum of two times per year (Appendix D). The results of the noise study conclude that noise levels may exceed the 115 dBA guideline within distances up to approximately 1.2 miles for the Falcon 9 and 2.1 miles for the Falcon Heavy (Appendix D). For a launch of the Falcon 9, the short-term impacts based on the hearing conservation guideline are not anticipated to be adverse as there are no housing developments within 1.2 miles of the proposed vertical launch area. However, the short-term impacts based on the hearing conservation guideline within 2.1 miles from the proposed launch of the Falcon Heavy are anticipated to be adverse, as the 115 dBA guideline is exceeded at these distances, albeit for less than 1 minute.

Hearing protection measures would be implemented to ensure the health and safety of Boca Chica Village residents during launch activities. For example, the residents would be notified of each scheduled launch event and potential noise hazards well in advance of the launch day (see Section

2.1.1.5, *Pre-Launch Activities*). Residents would be encouraged to remain indoors during a launch event, which can reduce noise exposure. SpaceX would also make hearing protection devices available to residents to reduce noise levels below 115 dBA at distances up to approximately 2.1 miles for the Falcon Heavy.

During a launch, workers would normally be at the control center area, which is approximately 2 miles from the vertical launch area. Any workers potentially exposed to noise greater than OSHA standards at the control center area would be required to wear adequate hearing protection to comply with all applicable OSHA occupational noise exposure regulations. Therefore, adverse impacts to workers at the control center area during launches are not anticipated.

Analyzing noise impacts to structures considers the unweighted dB level. Exhibit 4.3-3 shows the modeled unweighted OASPL ( $L_{\max}$ ) noise contours from the launch of the Falcon 9 launch vehicle. Exhibit 4.3-4 shows the modeled  $L_{\max}$  noise contours from the launch of the Falcon Heavy launch vehicle. The nearest house to the vertical launch area is marked with a black diamond in each exhibit. Table 4.3-2 provides the maximum modeled  $L_{\max}$  versus distance values (at any given heading from the pad) for the Falcon 9 and Falcon Heavy.

**Table 4.3-2. Falcon 9 and Falcon Heavy Maximum Predicted  $L_{\max}$  by distance  
(Maximum Unweighted OASPL)**

Distance (miles)	$L_{\max}$ (dB)	
	Falcon 9	Falcon Heavy
0.2	141	146
0.3	139	144
0.4	137	142
0.5	135	140
0.6	133	138
0.7	132	137
0.8	130	135
0.9	130	135
1.0	129	134
1.5	126	130
2.0	123	128
3.0	120	125
4.0	117	122
5.0	116	121
6.0	114	119
7.0	113	118
8.0	112	117
9.0	111	116
10.0	110	115
12.0	109	114
15.0	107	112
17.0	106	111
20.0	105	111

Notes:  $L_{\max}$  = maximum sound level; OASPL = overall sound pressure level; dB =decibel.

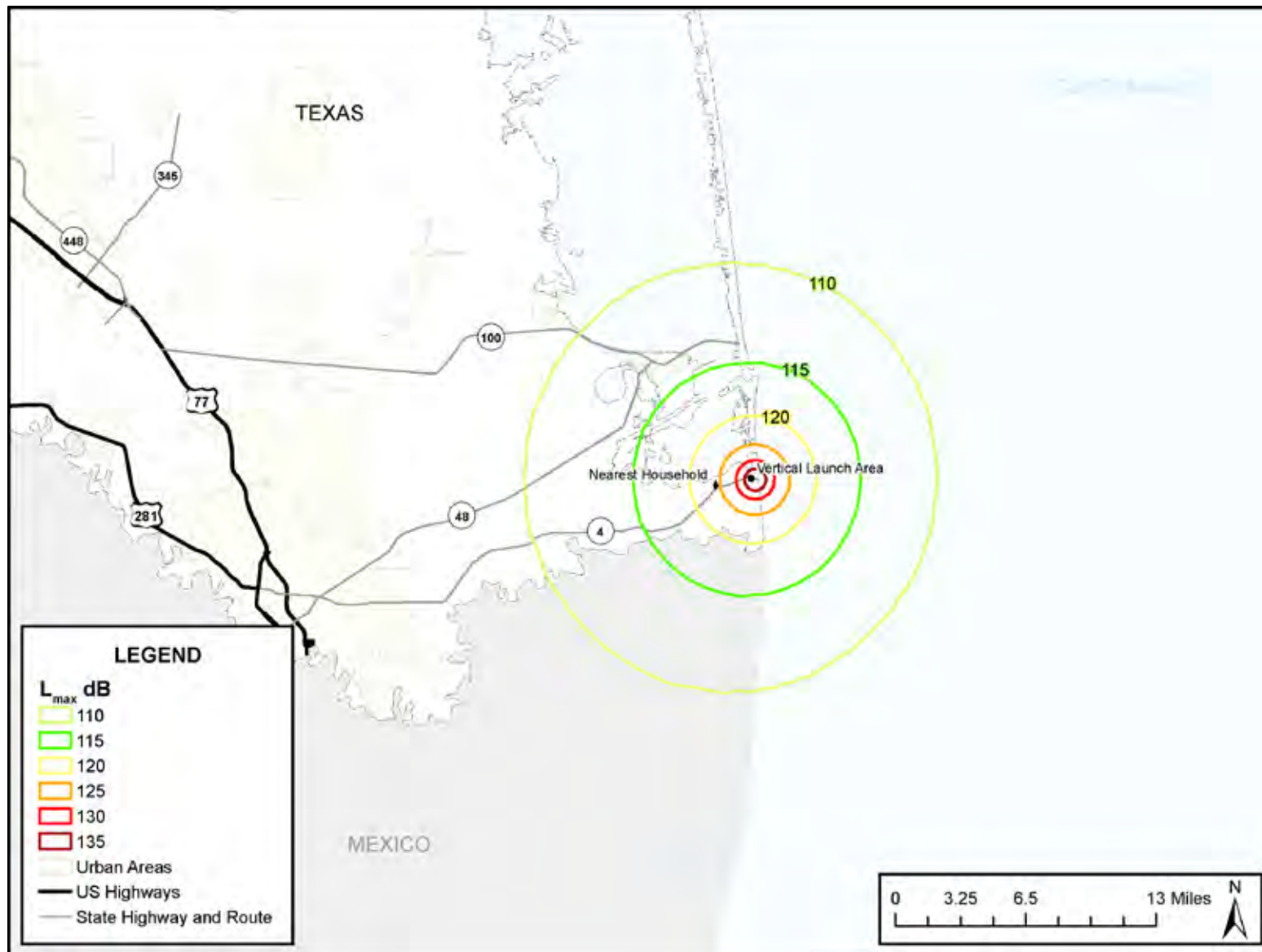


Exhibit 4.3-3. Modeled OASPL Noise Contours for Falcon 9 Launch Vehicle (Unweighted  $L_{max}$ )



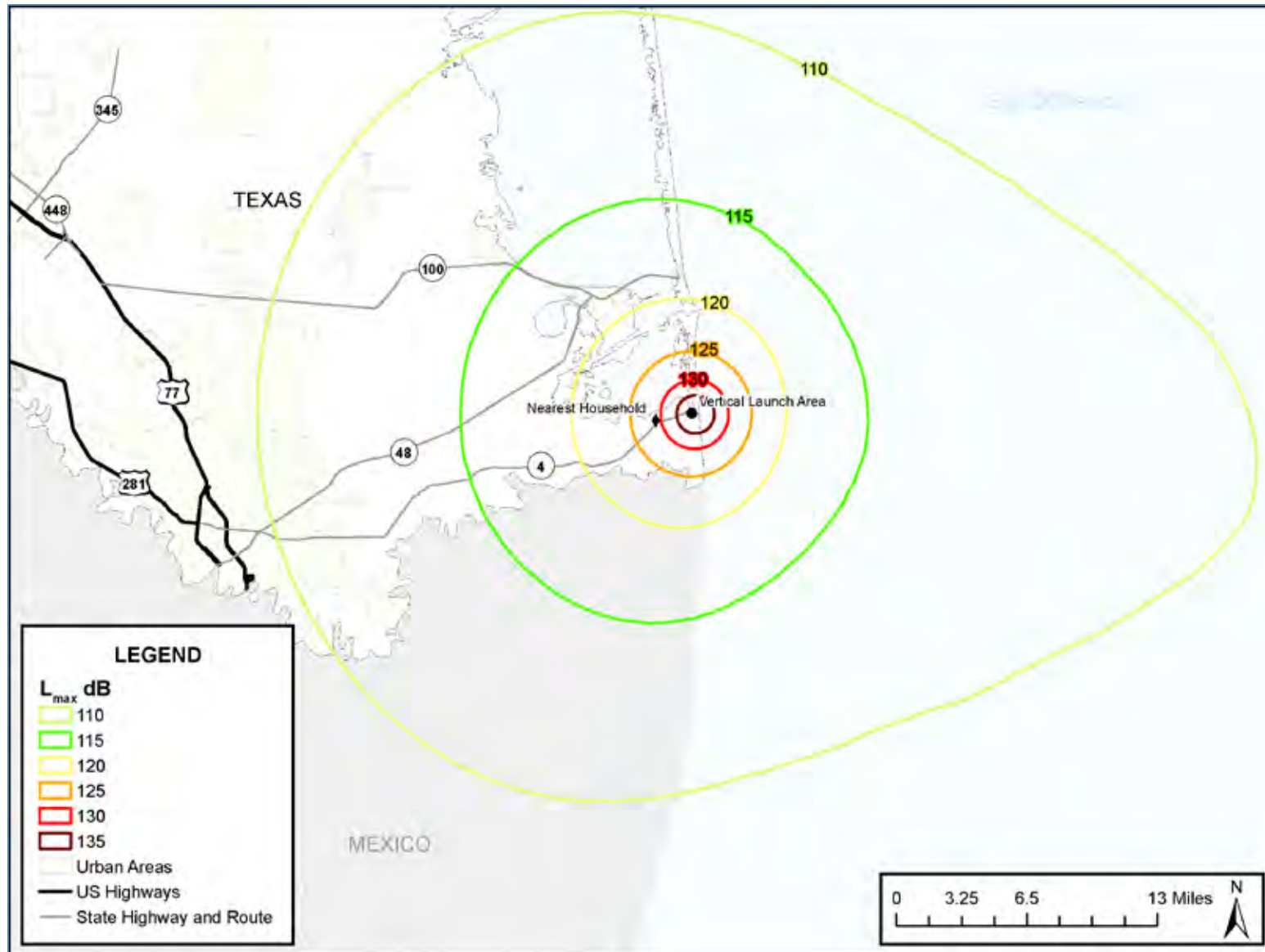


Exhibit 4.3-4. Modeled Noise Contours for Falcon Heavy Launch Vehicle (Unweighted L<sub>max</sub>)

Studies based on ground testing of rocket systems indicate an expectation of 1 damage claim in 1,000 households exposed to an average continuous noise level of 111 dB, and 1 in 100 households at 119 dB. Accordingly, the unweighted noise levels of 111 dB and 119 dB are used as a general guideline for assessing potential risk for structural damage claims (Appendix D).

The area exposed to levels of 119 dB or greater is included within 3.4 miles of the vertical launch area for the Falcon 9 and within 6.4 miles of the vertical launch area for the Falcon Heavy. The area exposed to unweighted noise levels of 111 dB or greater is included within 9.1 miles of the vertical launch area for the Falcon 9 and within 17.3 miles of the vertical launch area for the Falcon Heavy. The unweighted noise levels at the nearest house, which is 1.8 miles from the vertical launch area, suggest the probability of a noise induced structural vibration damage claim would be greater than 1 in 100 (Appendix D).

Areas exposed to unweighted noise levels of 111 dB or greater would extend to South Padre Island and into Mexico. Because FAA is required to analyze transboundary impacts, areas in Mexico are also considered in the analysis. The FAA sent a letter, dated February 27, 2013, to the Mexico Secretary of Communications and Transportation to request comments on the Proposed Action. The unweighted  $L_{\max}$  levels indicate the probability of a noise induced structural vibration damage claim at South Padre Island would be less than 1 in a 100 for a Falcon 9 launch and greater than 1 in a 100 for a Falcon Heavy launch. Sound levels indicate the maximum A-weighted OASPL levels on the island would be less than 115 dBA hearing conservation guidelines. South Padre Island lies outside the DNL 65 dBA contours.

The unweighted  $L_{\max}$  levels at what appears to be the closest population center in Mexico (Matamoros 25.858550° N, 97.268427° W) to the vertical launch area would be less than 110 dB; this indicates the probability of a noise induced structural vibration damage claim would be less than 1 in 1,000 for a Falcon 9 launch and slightly greater than 1 in 1,000 for a Falcon Heavy launch. The maximum A-weighted OASPL levels in this area of Mexico would be less than 115 dBA hearing conservation guidelines (see Exhibits 4.3-1 and 4.3-2). Mexico lies outside the DNL 65 dBA contour levels for Scenarios A and B with a small area located inside the DNL 65 dBA for Scenario C, which includes one nighttime Falcon Heavy launch (refer to Exhibit 4.1-1). As discussed in Section 3.3.4, *Existing Conditions*, aerial imagery south of the U.S./Mexico border has been reviewed and the area was found to be unpopulated and undeveloped.

Palmito Ranch Battlefield NHL and Palo Alto Battlefield National Historic Park were modeled as specific points of interest to determine the sound levels due to a single launch event of the Falcon 9 and Falcon Heavy. The specific points modeled are located on the Palmito Ranch Battlefield eastern and western borders and Palo Alto Battlefield, and are located approximately 3.5, 12.1, and 19.4 miles, respectively, from the vertical launch area. Assessment methods included an evaluation of the maximum A-weighted and unweighted OASPL, along with SEL and “time above” supplemental noise metrics, as presented in Table 4.3-3.



**Table 4.3-3. Supplemental Noise Metrics for Palmito Ranch Battlefield and Palo Alto Battlefield (Maximum A-weighted and Unweighted OASPL, SEL, and Time Above)**

Acoustic Metrics	Palmito Ranch Battlefield (Eastern Border)		Palmito Ranch Battlefield (Western Border)		Palo Alto Battlefield	
	Falcon 9	Falcon Heavy	Falcon 9	Falcon Heavy	Falcon 9	Falcon Heavy
$L_{\max}$ (dBA)	105	110	94	99	89	94
$L_{\max}$ (dB)	119	124	109	114	105	110
SEL (dBA)	121	126	112	116	108	112
Time Above (66 dBA)	<3 min	<5 min	<3 min	<4 min	<3 min	<3 min
Time Above (52 dBA)	<7 min	<8 min	<6 min	<8 min	<5 min	<7 min

Notes:  $L_{\max}$  = maximum sound level; SEL = sound exposure level; dBA = A-weighted decibel; min = minutes.

The A-weighted  $L_{A,\max}$  results indicate that the 115 dBA hearing conservation guideline would not be exceeded at any of the battlefield locations. The unweighted  $L_{\max}$  results at the eastern border of Palmito Ranch indicate the probability of a noise induced structural vibration damage claim would be greater than 1 in a 100 for a Falcon 9 or Falcon Heavy launch. The unweighted  $L_{\max}$  results at the western border of Palmito Ranch indicate the probability of a noise induced structural vibration damage claim would be less than 1 in a 1,000 for a Falcon 9 launch and less than 1 in a 100 for a Falcon Heavy launch. The unweighted  $L_{\max}$  results at the Palo Alto indicate the probability of a noise induced structural vibration damage claim would be less than 1 in a 1,000 for a Falcon 9 or Falcon Heavy launch. The SEL is provided as a supplemental metric, which represents the noise exposure of the entire acoustic event. Note, both Palmito Ranch and Palo Alto Battlefields are located outside of the DNL 65 dBA contours.

“Time above” is an additional supplemental metric that can be used to estimate potential speech interference. Outdoor speech interference can be expressed as a percentage of sentence intelligibility among two people speaking in a normal voice at approximately 1 meter (3.28 ft) apart or for outdoor interpretive programs where the communication distance may be up to 5-10 meters (16.4 – 32.8 ft) apart for normal or raised voice levels. Ninety-five percent of speech intelligibility usually permits reliable communication because of the redundancy in normal conversation (EPA 1974). For two people speaking in a normal voice at approximately 1 meter apart, speech intelligibility would drop below 95 percent when the background level exceeds 66 dBA. Table 4.3-3 indicates that 66 dBA would be exceeded for a time period of up to 3 to 5 minutes per launch. For outdoor interpretive programs where the communication distance may be up to 5 meters (16.4 ft) apart for normal voice levels and 10 meters (32.8 ft) apart for raised voice levels, speech intelligibility would drop below 95 percent when the background level is above 52 dBA. Table 4.3-3 indicates that 52 dBA would be exceeded for a time period of up to 5 to 8 minutes per launch. However, no outdoor interpretive programs would be occurring at the Palmito Ranch Battlefield NHL as the NHL is within the soft checkpoint area and would be closed to the public during launch events. The Palo Alto Battlefield is 19 miles from the vertical launch area.

### Sonic Booms

In addition to the launch noise, a launch vehicle can create a sonic boom as a result of the shock waves created from supersonic flight, when the vehicle travels faster than the speed of sound. The perception of a sonic boom depends on the distance from the vehicle to the observer as well as the physical characteristics of the vehicle and the atmospheric conditions. The noise is perceived as a deep double boom, with most of its energy concentrated in the low frequency range. Although sonic booms generally last less than 1 second, their potential for impact is considerable (Appendix D).

Advanced acoustic models were used to generate noise contours for assessing the noise levels and noise exposure in the area surrounding the proposed vertical launch area (Appendix D). Several aspects of the launch vehicles were considered in the acoustic models including engine characteristics, ascent trajectory, and the vehicle dimensions. The models used to predict the launch noise and sonic boom impact (PCBOOM4) considered the launch vehicle model, trajectory path, atmospheric conditions, and the ground surface height (Appendix D).

The ground overpressure due to sonic booms was modeled to determine the noise impact generated by a launch event. The sonic boom overpressure is measured in pounds per square foot. The sonic booms modeled for the Falcon 9 and Falcon Heavy would intercept the surface more than 40 miles off the coast over the Gulf of Mexico with a maximum sonic boom overpressure of 5.25 pounds per square foot (Appendix D, and would not be heard on land. Sonic boom impacts to marine life are discussed in Section 4.8.1.2, *Operation*. There would not be a significant impact from noise as a result of sonic booms.

#### **4.3.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. Ambient noise conditions in and around the proposed vertical launch area and control center areas would remain as they are today and no significant impacts would occur.

### **4.4 LIGHT EMISSIONS AND VISUAL IMPACTS**

#### **4.4.1 Proposed Action**

##### **4.4.1.1 Construction**

Construction activities at the vertical launch and control center areas would occur over a 24-month period. The construction would typically occur between the hours of 8:00 am and 5:00 pm, Monday through Friday. During the construction phase, the presence of stockpiled materials, excavated soils stockpiles, scaffolding, and large pieces of equipment including cranes would be highly visible on the flat landscape to the casual observer. Two sets of casual observers would be impacted by construction activities at both areas, as well as the areas where the utility lines would be upgraded and installed. The residents of Boca Chica Village would be impacted by the high visibility of construction equipment at both areas for extended periods of time. Visibility to travelers on State Highway 4 would be intermittent and for short periods of time. Impacts to both sets of casual observers from construction activities

would be temporary, lasting only as long as construction activities would occur. Overall, construction is expected to last 24 months, but the exact nature of the materials that would be visible (e.g., excavated soil or construction equipment) would vary over this time period.

Implementation of the VCR system analysis for the proposed vertical launch area indicates a moderate to weak overall contrast between the current landscape and that of the landscape following the clearing and grading to level the land with regards to the features (land/water and vegetation) and the elements (form, line, color, and texture) present. The level, horizontal forms created by the cutting and filling of the land at the vertical launch area would have no contrast with the flat, horizontal form of the present landscape and adjacent Gulf of Mexico. However, the straight, sharp lines created by clearing the land would contrast strongly with the gently undulating lines of the landscape, including that found on Boca Chica Beach, and the surface of the water in the Gulf of Mexico. The removal of the natural vegetation would expose the tan sandy soils underneath, which would have a strong contrast with the green/blue colors of the water in the Gulf of Mexico but no contrast with the tan colors in tidal areas on the landscape. The smooth texture of the exposed areas would have a weak contrast with the smooth texture of the landscape and that of the water in the Gulf of Mexico. As the vegetation remaining over a large portion of the vertical launch area would be the same as that in the surrounding landscape, there would be no contrast in form, line, color, or texture.

Implementation of the VCR system analysis at the proposed control center area indicates a weak overall contrast between the current landscape and that of the landscape following the clearing and grading to level the land with regards to the features (land/water and vegetation) and the elements (form, line, color, and texture) present. The level, horizontal forms created by cutting and filling the land would have no contrast with the level, horizontal form of the existing landscape. The sharp, distinct lines created by the clearing of the vegetation on the landscape would contrast sharply with the soft, indistinct lines of the landscape. The removal of vegetation would expose the brown and tan soils, creating no contrast with the underlying soils of the surrounding landscape. The texture of the exposed areas would also have a weak contrast with the smooth texture of the surrounding land. As the vegetation remaining over a large portion of the control center area would be the same as that in the surrounding landscape, there would be no contrast in form, line, color, or texture.

While the majority of the construction would occur during the day, small amounts of construction, such as pouring of concrete, could occur at night. Potential impacts from lighting would be reduced by complying with the Lighting Management Plan, which would be reviewed and approved by the USFWS prior to nighttime construction activities at the vertical launch area. Consequently, impacts from light emissions during construction phases of the project would not be significant.

#### 4.4.1.2 Operation

##### Presence of the Vertical Launch and Control Center Areas

Implementation of the VCR system analysis at the proposed vertical launch area indicates a strong contrast between the current landscape and that of the landscape following construction of the facilities with regards to the features (buildings and structures) and the elements (form, line, color, and texture) present. The flat launch pad and ramp would contrast weakly with the dominant horizontal, flat form of

the landscape including the waters of the Gulf of Mexico. The blocky, rectangular buildings and tall, linear water tower and lightning towers at the vertical launch area would have a strong contrast with the triangular and trapezoidal forms of the dunes and the dominant flat, horizontal landscape. Contrasts with the buildings and structures on South Padre Island in the background to the north would be weak. However, the view of casual observers along State Highway 4 is to the east and west and not to the north and south, negating the weaker contrast. Contrasts with buildings and structures of Boca Chica Village in the background would also be weak. However, the distance (1.8 miles) between the vertical launch area and Boca Chica Village would largely negate the weaker contrast. Additionally, the contrast would be reduced only to some degree for westbound travelers. The straight, sharp lines created by the construction of the launch pad, ramp, parking areas, and roads would contrast strongly with the gently undulating lines of the landscape. The bold, straight, vertical lines of the buildings and structures would have a high degree of contrast with the gently undulating, horizontal lines on the landscape. Final colors of the proposed buildings and structures at the vertical launch area would be coordinated with NPS to minimize visibility of the structures from the Palmito Ranch Battlefield NHL. Therefore, color contrasts cannot be analyzed at this time. Lastly, the smooth texture of the buildings and structures would contrast strongly with the coarse texture of the vegetation.

Implementation of the VCR system analysis at the proposed control center area indicates a strong contrast between the current landscape and that of the landscape following the construction of the facilities with regards to the features (buildings and structures) and the elements (form, line, color, and texture) present. The blocky, rectangular buildings, antennas, and circular water tanks at the control center area would have a strong contrast with the horizontal, flat landscape. Contrasts with the surrounding buildings of Boca Chica Village would be weak to moderate. The vertical, sharp lines of buildings and structures would contrast strongly with the indistinct, horizontal lines of the landscape. Colors of the proposed buildings and structures at the control center area are unknown at this time so contrasts cannot be analyzed. Lastly, the smooth texture of the buildings and structures would contrast strongly with the coarse texture of the vegetation.

A viewshed analysis conducted for the proposed vertical launch area to the west towards Brownsville indicates the vertical launch area would be visible to a casual observer standing 5 ft 7 inches tall along State Highway 4 at distances in excess of 15 miles. Also, a visual simulation of the vertical launch area from a point along State Highway 4 at the eastern end of the Palmito Ranch Battlefield NHL indicates a moderate to high degree of contrast with the current setting (see Exhibit 4.4-1). A weak to moderate contrast is indicated between the buildings and structures of the control center and the existing buildings and structures of Boca Chica Village that surrounds it.

Once constructed, the structures associated with the proposed vertical launch and control center areas would likely have a significant impact on the visual resources of the ROI. Possible mitigation measures for the significant impact are listed in Chapter 6. Mitigation measures for visual impacts are also being assessed as part of the Section 106 consultation process with State and Federal agencies.



**Exhibit 4.4-1. Visual Simulation of the Vertical Launch Area from a Point along State Highway 4 at the Eastern End of the Palmito Ranch Battlefield NHL**

### Daily and Launch Operations

For safety and security purposes after construction, the entire vertical launch area and some of the interior facilities would be lighted between dusk and dawn after the construction phases are completed. The entire vertical launch area would be lit by high pressure sodium (HPS) fixtures mounted on poles. HPS light fixtures mounted on poles would also be used at the launch pad. The exact number and placement of the poles for the vertical launch area lighting is currently uncertain, but would be determined during the site engineering design process. During each annual night launch, bright metal halide spotlights would be used for a short duration (1-2 days maximum) to illuminate the launch vehicle. The number of spotlights would be finalized during the site engineering design process. The guard buildings at the two entry gates at the vertical launch area would have exterior lights for security purposes. The exterior lighting at the guard buildings would consist of 135W low pressure sodium “full cutoff” wall mounted fixtures and vapor proof, F32, T8, amber sleeved, fluorescent tube fixtures mounted on the ceilings underneath overhangs.

The daytime operations at the vertical launch area would have no impact on the light emissions in the area during the daylight hours. Nighttime lighting would result in greater levels of light emissions of greater intensity at the vertical launch area. The lighting of the vertical launch area and the interior facilities during the nighttime hours (dusk to dawn) would be designed so as to not be visible from areas seaward of the dunes on Boca Chica Beach in order not to impact wildlife. The lighting at the facility would be visible to residents of Boca Chica Village located 1.8 miles away to the west. However, at this distance, the lighting would be only minimally visible during the hours between dusk and dawn when the residents of the housing development are primarily sleeping. Nighttime launch activities would result in particularly intense light emissions; however, the Proposed Action includes only one nighttime launch per year. Although only for a short duration, light emissions during nighttime launches would be dramatically higher than current conditions. As discussed in Section 2.1.2.1, *Vertical Launch Area*, SpaceX would prepare a Lighting Management Plan in coordination with the USFWS and NPS prior to construction and use of the vertical launch area. Therefore, the light emissions at the vertical launch area at night would have a moderate impact on the current low intensity and limited emissions that are currently present.

In addition to daily operations, launches of the Falcon 9, Falcon Heavy, and smaller reusable launch vehicles would be visible for several miles around the vertical launch area up to 12 times a year. The launch vehicles would leave a contrail (i.e., a white exhaust plume of smoke and steam and a flame) as a result of the fuel mixture being combusted. Launches would have the potential to be seen by residents of nearby villages, towns, and cities (e.g., Boca Chica Village, Brownsville, Port Isabel, etc.). Visual impacts from launches would be short-term and infrequent, because the launches would be visible for only a few minutes, and there would be a maximum of 12 launches per year. A nighttime launch would have the greatest impact due to the low light emissions in the area.

The daytime operations at the control center area would have no impact on the light emission in the area during the daylight hours. Nighttime launch operations at the control center area would result in somewhat greater levels of light emissions than that currently present from Boca Chica Village. The slightly greater light emissions would have a negligible impact on the current levels present.

#### 4.4.2 No Action Alternative

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. The vertical launch and control center areas would not be constructed. The area would remain the same as it is today. Therefore, no impacts would occur to visual resources and light emissions.

#### 4.5 HISTORICAL, ARCHITECTURAL, ARCHAEOLOGICAL, AND CULTURAL RESOURCES

##### 4.5.1 Proposed Action

The Proposed Action has the potential to indirectly impact a total of 11 historic properties. Table 4.5-1 lists these properties. Potential indirect impacts could result from visual or auditory effects or from ground vibrations. Other potential indirect impacts would consist of secondary (induced) impacts. Secondary impacts consist of impacts resulting from the increased visitation and use of the area due to the presence of the launch site (refer to Section 4.12, *Secondary [Induced] Impacts*, for the analysis). The indirect impacts to five of the historic properties are considered to be an adverse effect because the impacts could diminish their integrity, which is one of the criteria for listing on the NRHP, as described below. The adversely affected properties include the Palmito Ranch Battlefield NHL (41CF93), the 1846 Cypress Pilings (41CF117.1), the associated Pilings Site (41CF117.2), the 1865 Palmetto Pilings (no number), and the Palmetto Pilings Historical Marker (no number).

**Table 4.5-1. NRHP-Listed and Eligible Cultural Resources Affected by the Proposed Action**

Resource No.	Resource Name	Resource Type	NRHP Status	Effect
41CF4	Brazos Santiago Depot	1840-1870 military depot and camp	Listed	No Effect
41CF6	White's Ranch	Civil War camp	Potentially eligible	No Effect
41CF7	Clarksville	1847-1874 town site	Potentially eligible	No Effect
41CF19	--	Prehistoric campsite	Potentially eligible	No Effect
41CF93	Palmito Ranch Battlefield	Civil War battlefield	Listed; NHL	Adverse Effect (Visual; Secondary [Induced])
41CF117.1	Cypress Pilings	1846 floating bridge pilings	Potentially eligible	Adverse Effect (Vibrations; Secondary [Induced])
41CF117.2	Pilings Site	Historic campsite	Potentially eligible	Adverse Effect (Secondary [Induced])
41CF125	Boca Chica Beach Wreck	Historic shipwreck	Potentially eligible	No Adverse Effect
41CF184	Boca Chica #2	Historic shipwreck	Potentially eligible	No Adverse Effect
N/A	Palmetto Pilings	1865 railroad pilings	Potentially eligible	Adverse Effect (Vibrations; Secondary [Induced])
N/A	Palmetto Pilings Historical Marker	1936 granite marker	Determined eligible	Adverse Effect (Vibrations; Secondary [Induced])

Note: N/A = Not Applicable.

#### 4.5.1.1 Construction

Construction of the proposed vertical launch and control center areas would not directly (physically) impact any historic property. No significant archaeological resources were found during the pedestrian survey and shovel probing of the direct impacts APE. One archaeological site and six isolated finds were found during survey of the vertical launch area. An intensive pedestrian survey, metal detection survey, and shovel testing of the three parcels at the control center area resulted in the identification of 13 isolated finds. The single site and all 19 of the isolated finds have been evaluated as not eligible for the NRHP, as they do not meet the eligibility criteria set forth in 36 CFR §60.4. As such, the Proposed Action would have no effect on them.

Small increases in noise levels along State Highway 4 would be expected as a result of the operation of delivery trucks and other construction vehicles to and from the vertical launch and control center areas. As indicated in Appendix K, *Ground Traffic and Transportation*, an average of 18 trucks would travel to and from the project site per work day during the 24-month period of construction. However, during concrete pours for the large facilities (e.g., hangars, launch pad), up to 60 trucks would transport concrete to the site. The increased noise levels from this number of trucks may diminish the integrity of the quiet setting of the Palmito Ranch Battlefield NHL, which contributes to its significance. However, the increased noise levels would be short-term and temporary. To minimize the audible effects of the trucks, major truck-intensive efforts such as concrete pours could be scheduled during off-peak times.

Construction of the vertical launch and control center areas would indirectly affect the Palmito Ranch Battlefield NHL. The setting and feeling of the landscape as a Civil War battlefield are considered important aspects of its integrity. The existing landscape is largely undeveloped and little changed from its 1865 period of significance. The construction of the vertical launch area and control center area facilities would add new elements to the existing landscape and change the integrity of the setting and feeling of the battlefield.

A viewshed analysis for the vertical launch area indicates that the facilities at the launch site would be visible to the casual observer from most areas within the NHL. The primary areas of observation would be from State Highway 4 for eastbound travelers (see Exhibit 4.4-1). Vegetation might screen some or all of the vertical launch area facilities from view for short periods of time for eastbound travelers on the highway. A viewshed analysis also shows that the planned 250-ft tall water tower and four 230-ft tall lightning towers would be especially visible on the flat horizontal landscape of the project area including from most areas within the Palmito Ranch Battlefield NHL. The addition of the vertical launch area facilities and the control center facilities would add several new elements to the existing landscape and change the integrity of the historic setting. The setting of the Palmito Ranch Battlefield NHL contributes to its historic integrity and significance and any change to such would adversely affect the NHL.

Available information indicates the upgrade of the existing power lines leading to the control center area would have no adverse indirect effect to the Palmito Ranch Battlefield NHL because lines that are currently underground would remain underground, and lines that are currently aboveground would remain aboveground. The upgrade of the existing power lines leading to the control center area and the



installation of the proposed power and data lines in the ROW of State Highway 4 between the vertical launch area and the control center area would have no impact on any known historic properties. No sites were found during inventory of the ROW corridor by TxDOT in 1999 (THC 2012a). Procedures will be in place for unanticipated discoveries of archaeological sites during construction as part of the Programmatic Agreement (PA) developed by the Section 106 consulting parties to mitigate adverse effects to historic properties by the Proposed Action (refer to Section 4.5.1.2, *Operation*). The FAA will not issue the ROD until the PA has been fully executed and signed by all parties. The FAA will append the fully executed PA to the ROD.

#### 4.5.1.2 Operation

The FAA considered the potential effects of mid-air launch vehicles on the Palmito Ranch Battlefield NHL, as the setting of this historic property contributes to its significance. With the inclusion of the entire NHL within the soft checkpoint closure area, the NHL would be protected from site damage that could be caused by unauthorized entry during launch operations. Furthermore, no individuals without access permission would be within the NHL to see a launch vehicle in mid-air from the historic property. The movement of a launch vehicle above the landscape would not occur when public access to the NHL is available (approximately 97 percent of the year). Therefore, there would be no new visual elements in the setting of the NHL from operations of the facility. The FAA determined the location of the soft checkpoint closure area west of the NHL would have no adverse effect to the historic property, and there would be no adverse visual effect to the integrity of the NHL from mid-air launch vehicles. The THC concurred with these effects determinations on April 8, 2014.

Small increases in noise levels along State Highway 4, the north boundary of the NHL, would be expected as a result of the operation of delivery trucks and personnel vehicles. Increased noise levels typically would be greatest during commuting hours, although these periods would be of relatively short duration. The increased noise levels would be perceptible along the northern extent of the NHL that borders State Highway 4, but would decrease further south of the road. Noise from average daily operations traffic under the Proposed Action is unlikely to be perceptible in the core battlefield area, which is more than 0.5 miles from State Highway 4. Therefore, noise from average daily operations traffic would not result in adverse effects to the setting of the NHL.

The launches of the Falcon Program launch vehicles and a variety of reusable suborbital launch vehicles would produce a short-term, indirect impact on the historic sites within the 5-mile APE that are listed, eligible for listing, or potentially eligible for listing on the NRHP (see Section 3.5.5, *Existing Conditions*). The high levels of noise produced during each launch would occur only during actual launch events and for a few minutes for each launch, and thus, would be temporary. At all other times (approximately 97 percent of the year), the quiet setting of the historic properties would persist.

FAA Order 1050.1E indicates additional factors should be considered when determining the significance of noise impacts on noise sensitive areas within national parks. The Palmito Ranch Battlefield NHL is outside of the DNL 65 dBA noise contours for the three modeled launch event scenarios described in Section 4.3.1, *Proposed Action*, and shown in Exhibit 4.1-1. Nonetheless, supplemental noise metrics were modeled at the east and west borders of the NHL (approximately 3.5 and 12.1 miles, respectively,

from the vertical launch area) to determine the sound levels from a single launch event of the Falcon 9 and Falcon Heavy. One of the modeled noise metrics included the A-weighted  $L_{A,max}$  to examine the impact based on the 115 dBA hearing conservation guidelines discussed in Section 3.3.2, *Regulatory Setting*. The results indicate that the 115 dBA hearing conservation guideline would not be exceeded at either location of the battlefield (refer to Table 4.3-3). “Time above” is another supplemental metric, which was modeled at the east and west borders of the NHL to estimate the potential speech interference of a launch event. Outdoor speech interference can be expressed as a percentage of sentence intelligibility between two people standing at approximately 3.28 ft (1 meter) apart and speaking in a normal voice, or at 16.4 ft (5 meters) apart for normal voice levels and 32.8 ft (10 meters) apart for raised voice levels for outdoor interpretive programs. Ninety-five percent of speech intelligibility is the threshold for reliable communication. The model results indicate that speech intelligibility at either location in the NHL would drop below 95 percent for a period of less than 3 to 5 minutes per launch for two people speaking in a normal voice, and for outdoor interpretive programs, speech intelligibility would drop below 95 percent for a period of up to 5 to 8 minutes per launch (refer to Table 4.3-3).

Vibration caused by the launch operations under the Proposed Action may adversely affect the historic sites within the APE for indirect effects. According to the noise modeling conducted for the Proposed Action, the probability of noise-induced structural vibration damage to structures is 1 in 100 within areas exposed to unweighted noise levels of 119 dB or greater, which for the Falcon 9 is within 3.4 miles of the vertical launch area and 6.4 miles for the Falcon Heavy (please refer to Section 4.3.1, *Proposed Action*). All the historic sites listed in Table 4.5-1 are within the area that would be exposed to unweighted noise levels of 119 dB or greater for the Falcon Heavy, and all but White’s Ranch (41CF6) and a prehistoric campsite (41CF19) are within the area that would be exposed to unweighted noise levels of 119 dB or greater for the Falcon 9. However, unlike the other historic sites, only the Cypress Pilings (41CF117.1), the Palmetto Pilings (no number), and the Palmetto Pilings Historical Marker have structural features that would be susceptible to noise-induced vibrations from launches. These sites are within 2,000 ft of the launch pad. Potential damage could include displacement or breakage of the structural features of the pilings, and cracking of the marker’s foundation or the marker toppling over. Thus, these historic sites may be physically damaged from vibrations caused by high noise levels, an adverse effect to the historic properties. The extent and severity of these impacts are unknown, as they would vary by distance, materials, and soil substrate.

Section 106 consulting parties have concurred on FAA’s finding of adverse effect for the five historic properties listed in Table 4.5-1. The public notice and comment requirements of FAA Order 1050.1E, Appendix A, paragraph 11.2n were satisfied through the Draft EIS process. In accordance with 36 CFR §800.6, the FAA has developed a PA with the THC, NPS, ACHP, SpaceX, USFWS, and TPWD to address the potential adverse effects on historic properties should the Proposed Action be implemented. The Section 106 PA between the FAA, SHPO, NPS, USFWS, TPWD, ACHP, and SpaceX is included in Appendix C. The PA includes stipulations on the process for minimizing and mitigating adverse effects on historic properties.

#### **4.5.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. The vertical launch area and the control center area would not be constructed. No impacts would occur to any of the historic properties in the APE.

### **4.6 AIR QUALITY**

#### **4.6.1 Proposed Action**

Potential impacts to air quality could result from the proposed construction and operation of the new facilities within the vertical launch area and control center area and from conducting up to 12 launches per year (which includes up to two-Falcon Heavy launches). Determining potential impacts involves estimating emissions generated from the proposed activities and assessing their impacts on air quality. Potential impacts were evaluated based on calculated direct and indirect emissions associated with implementation of the Proposed Action and the No Action Alternative. Significant air quality impacts would occur if implementation of any of the alternatives would directly or indirectly result in the exceedance of one or more of the NAAQS for any of the time frames analyzed. For criteria pollutant emissions, the emissions associated with the Proposed Action were compared to the 2008 National Emission Inventory data for Cameron County (EPA 2008) to assess how large of a percentage contribution to the regional air emissions the operational activities would represent.

##### **4.6.1.1 Construction**

Specific construction requirements at the vertical launch area and control center area are not accurately known at this time given that the project is in the design phase; however, emissions have been estimated based on data available. Where data are limited, the analysis has reviewed what would constitute the most conservative scenario with respect to construction activities, construction vehicles, and associated emissions.

Construction of infrastructure and support facilities is described in Section 2.1.2, *Construction Activities*. For the purposes of the EIS analysis, it is assumed the construction would take place in a 24-month period between January 2014 and December 2015. Estimated construction costs were not available at the time of this document preparation; however, given the final build-out size of the project and the 24-month timeframe, it was estimated that 47 workers would be on-site at any one time. The construction worker population would be drawn from the local environs, with many expected to live in the Brownsville area.

Emission factors for construction equipment calculations throughout the period 2014–2015 are from the EPA's NONROAD model (EPA 2009c). These emission factors, along with productivity data obtained from National Estimator (Craftsman Book Company 2012) were used to estimate construction activities and associated emissions from heavy duty diesel equipment. Emission rates for fugitive dust were estimated using guidelines outlined in the Western Regional Air Partnership (WRAP) Fugitive Dust Handbook (Western Governors' Association 2006) and AP-42, Volume 1, Section 13.2.2, Unpaved Roads (EPA 2006). The methodology used in the WRAP Handbook assumes standard dust mitigation best practices

activities of 50 percent from wetting. The WRAP Handbook offers several options for selecting factors for PM<sub>10</sub> (coarse particulate matter) depending on what information is known.

After PM<sub>10</sub> is estimated, the fraction of fugitive dust emitted as PM<sub>2.5</sub> is estimated. The most recent WRAP study (Midwest Research Institute 2005) recommends the use of a fractional factor of 0.10 to estimate the PM<sub>2.5</sub> portion of the PM<sub>10</sub>. The WRAP factors were used to estimate fugitive dust emissions from land disturbance activities.

For site preparation activities, the emission factor was obtained from Table 3-2 of the WRAP Fugitive Dust Handbook. The areas of disturbance and approximate durations were used, resulting in the selection of the first factor with worst-case conditions for use in the analysis.

The emission of any air pollutants as a result of ground disturbance, use of equipment, coatings application, or other construction activities would be controlled by incorporating BMPs, to include minimal idling of engines, watering of soils to be disturbed, use of low volatility coatings and other recognized controls.

Emissions from construction workers commuting and on-road construction vehicles were calculated using EPA's Motor Vehicle Emissions Simulator (MOVES) (EPA 2010a). The construction workers and construction trucks were assumed to be driving from the Brownsville area. Emissions from construction workers driving from the Brownsville area to the proposed vertical launch and control center areas and back have been estimated for 47 workers during the years January 2016–December 2017. Construction equipment emissions during the period would be intermittent and short-term for various time frames during the construction years. Table 4.6-1 presents the estimated annual construction emissions for a total construction period of 24 months.

**Table 4.6-1. Estimated Annual Construction Emissions (January 2014–December 2015)**

Year	Tons/Year					
	VOCs	CO	NO <sub>x</sub>	SO <sub>2</sub>	PM <sub>10</sub>	PM <sub>2.5</sub>
2016	0.86	11.47	8.73	0.10	18.07	2.21
2017	.86	11.47	8.73	0.10	11.99	1.60
Cameron County Regional Emissions	30,097	62,183	11,307	361	32,617	4,773
Percent (%) of County Emissions	0.003	0.02	0.08	0.03	0.05	0.05

Notes: CO = carbon monoxide; NO<sub>x</sub> = nitrogen oxides; PM<sub>10</sub> = particulate matter less than 10 and greater than 2.5 microns in diameter; PM<sub>2.5</sub> = particulate matter less than 2.5 microns in diameter; SO<sub>2</sub> = sulfur dioxide; VOCs = volatile organic compounds.

Detailed operation emission calculations and all assumptions used in the calculations are provided in Appendix E.

The estimated emissions from construction of the vertical launch and control enter areas represent extremely small percentages of the Cameron County regional emissions and would not cause an exceedance of any NAAQS. In conclusion, the construction impacts on air quality would not be significant.

Prior to beginning any of the construction work, all requisite forms or permits for air emission sources would be completed and submitted to the TCEQ. Section 382.0518(a) of the Texas CAA (relating to

preconstruction authorization) states: “Before work is begun on the construction of a new facility or a modification of an existing facility that may emit air contaminants, the person planning the construction or modification must obtain a permit from the Commission.”

#### 4.6.1.2 Operation

Air quality impacts for operations were assessed by comparing the total annual operation emissions to Cameron County regional emissions. The operational emissions evaluated include:

- Ten Falcon 9 and two Falcon Heavy launches from the vertical launch area through surrounding airspace environs under the 3,000 ft AGL mixing height
- Generator operations
- Commuting employees that would work at the vertical launch and control center areas, including permanently assigned staff and transient staff that would work on-site during the launch campaigns
- Delivery trucks that would routinely visit the vertical launch and control center areas to provide supplies, such as, but not limited to, RP-1 refueling

Data used to calculate emissions from launch operations were obtained from SpaceX personnel. Commute vehicle and delivery truck emissions were calculated using MOVES (EPA 2010a). Generator emissions were calculated using data from AP-42, Section 3.4, Large Stationary Diesel and All Stationary Dual-Fuel Engines (EPA 1996).

Operational emissions are presented for the end state conditions when staffing and flight operations would be at a maximum, which is projected to occur in 2022.

Generator operations are expected to be used as emergency power sources that could be required at any time due to a power outage, and as supplemental power for use during the final stages of the launch schedule. It is anticipated that the generators could be used continuously for the final 48-hours prior to launch.

Other operational emissions include vehicle trips to the vertical launch and control center areas made by workers required to support launch activities, and heavy duty truck trips associated with delivery of components, fuel, and propellants. It is estimated that when the vertical launch area and control center areas are fully operational, it would ultimately be staffed by a total of 150 full-time SpaceX employees/contractors. During the two week launch event periods, an additional maximum of 100 local or transient workers would also be employed.

Emissions were not calculated for tank transfers of RP-1 because of the low volatility of kerosene. The remaining on-site storage tanks would contain LOX, helium, and nitrogen, none of which pose an air quality issue.

Potential emissions from the vertical launch area Hangar were also not analyzed because the Hangar would be equipped with a scrubber system to minimize emissions to the environment in the event of a payload fuel spill inside the integrated processing facility.

### Annual Vertical Launch and Control Center Area Operations

Table 4.6-2 presents a summary of projected operational emissions associated with the vertical launch and control center areas. Emissions from the SpaceX Merlin 1D engines have been previously characterized as comprising CO<sub>2</sub>, CO, water vapor, nitrogen oxide (NO<sub>x</sub>), and carbon particulates (U.S. Air Force [USAF] 2007). Most CO emitted by the liquid fuel engines is oxidized to CO<sub>2</sub> during afterburning in the exhaust plume. Thus, CO<sub>2</sub>, a GHG, is the primary emission from the actual launch vehicles, and these emissions are presented in Appendix L, *Climate*. Other pollutants could be emitted during launch operations, including CO that is not oxidized to CO<sub>2</sub>. Only a small proportion of the emissions associated with each launch would have the potential to affect ambient air quality, which is defined as the area below the mixing height, and which is typically defined as 3,000 ft AGL. The launch of both the Falcon 9 and the Falcon Heavy would be expected to reach the mixing height within a few seconds. The amount of CO released per launch of a Falcon vehicle has been identified in the *SpaceX Falcon Program Environmental Assessment* (U.S. Army Space and Missile Defense Command 2007). To estimate the amount of CO that would be released below the mixing height, an estimate of 20 percent of total emissions was used. Further, it was assumed that none of the CO was oxidized to CO<sub>2</sub>. Based on this assumption, a total of approximately 2,752 tons per year would be released below the mixing height, which is the equivalent of 4.4 percent of the total CO emissions from sources located in Cameron County. This percentage is not enough to result in an exceedance of the NAAQS for CO. Additionally, it is estimated, based on the assumptions presented, that 11,009 tons per year of CO would be released above the mixing height. Small quantities of other pollutants, such as NO<sub>x</sub>, would primarily occur above 3,000 ft and would disperse quickly after launch and therefore were not quantified for the analysis. Table 4.6-2 presents the projected air emissions for annual operations of the vertical launch area and control center area.

**Table 4.6-2. Projected Annual Operational Air Emissions (Tons per Year)**

	VOCs	CO	NO <sub>x</sub>	SO <sub>2</sub>	PM <sub>10</sub>	PM <sub>2.5</sub>
Falcon 9 (ten launches)	0	1,714.3	0	0	0	0
Falcon Heavy (two launches)	0	1,028.6	0	0	0	0
Generator Operations	1.82	4.85	22.50	-	1.60	1.60
Staff Commutes	1.45	42.57	5.97	0.02	0.24	0.22
Supply Deliveries	0.02	0.12	0.54	0.00	0.02	0.02
<b>Total</b>	<b>3.30</b>	<b>2,790.41</b>	<b>29.01</b>	<b>0.02</b>	<b>1.86</b>	<b>1.84</b>
Cameron County Regional Emissions	30,097	62,183	11,307	361.22	32,617	4,773
Percent (%) of County Emissions	0.01	4.49	0.26	0.01	0.01	0.04

Notes: CO = carbon monoxide; NO<sub>x</sub> = nitrogen oxides; PM<sub>10</sub> = particulate matter less than 10 and greater than 2.5 microns in diameter; PM<sub>2.5</sub> = particulate matter less than 2.5 microns in diameter; SO<sub>2</sub> = sulfur dioxide; VOCs = volatile organic compounds.

Detailed operational emission calculations and all assumptions used in the calculations are provided in Appendix E.

The operational emissions for the proposed vertical launch and the control center areas represent small percentages of the Cameron County regional emissions and would not cause an exceedance of any NAAQS. This area is in attainment, and therefore the General Conformity Rule does not apply. In

conclusion, the operational impacts from the Proposed Action on air quality would not be significant. The impacts from GHG emissions associated with operations are discussed in Appendix L, *Climate*.

Sources of air emissions, such as the generators and the payload fueling systems are regulated by the TCEQ under TAC Title 30. Applicable regulations would likely include the following regulations under 30 TAC Chapter 106:

- Subchapter A, General Requirements for Permitting by Rule, §106.4.
- Subchapter I, Manufacturing, Soldering, Brazing, Welding, §106.227 – Brazing, soldering, or welding equipment, except those which emit 0.6 ton per year or more of lead, are permitted by rule
- Subchapter P, Plant Operations, Industrial Gases, §106.372 – Air separation, or other industrial gas production, storage, or packaging facility is permitted by rule. Industrial gases, for purposes of this section, include only oxygen, nitrogen, helium, neon, argon, krypton, and xenon
- Subchapter T, Surface Preparation §§106.451-106.454 – Cleaning operations using abrasive materials and solvents that meet the requirements of this section are permitted by rule
- Subchapter U, Tanks, Storage and Loading, §106.472 – Tanks containing kerosene are permitted by rule
- Subchapter W, Turbines and Engines, §106.511 – Internal combustion engine and gas turbine driven compressors, electric generator sets, and water pumps, used only for portable, emergency, and/or standby services are permitted by rule, provided that the maximum annual operating hours shall not exceed 10 percent of the normal annual operating schedule of the primary equipment; and all electric motors. Standby means to be used as a “substitute for” and not “in addition to” other equipment
- Subchapter W. Stationary Engines and Turbines, §106.512 – Gas or liquid fuel-fired stationary internal combustion reciprocating engines or gas turbines that would operate in compliance with this subsection are permitted by rule

All applicable air pollution control regulations would be adhered to and that appropriate registrations and permits would be obtained prior to beginning operations.

#### Launch Failure

Although unlikely, a launch could fail. A launch failure could occur on the launch pad or after the launch vehicle has traveled several miles into the atmosphere. Other scenarios could occur including the entire launch vehicle, with onboard propellants, being consumed in a destruct action (refer to Section 2.1.1.7, *Launch Failures*, for discussion of flight termination system) during flight. In this case, the launch vehicle is largely consumed in the destruct action, but residual propellant escapes and vaporizes into an airborne cloud. As discussed further in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, other propellants such as UDMH (also known as 1,1-dimethyl hydrazine), MMH and NTO may also be released into the environment as a result of a launch failure. UDMH is highly reactive and degrades readily in environmental media and it is not likely to produce significant exposure impacts to humans or the environment. Both MMH and NTO are toxic to humans and pose environmental hazards if released in sufficient quantity to the environment. MMH is highly reactive as well, and is listed by the International Agency for Research on Cancer as a possible human carcinogen. Because of these potential

hazards, all reasonable and feasible measures would be taken by SpaceX operators and the FAA to minimize accidents and to protect human health and the environment. To minimize the risk of accidents, SpaceX would fully comply with safety requirements set forth in 14 CFR Parts 400-450, for both ground safety and flight safety, and any other applicable regulations or guidance from the FAA. In addition, SpaceX would prepare and implement a HMERP to ensure that adequate and appropriate guidance, policies, and protocols regarding hazardous material incidents and associated emergency response are available to and followed by all personnel.

#### **4.6.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of suborbital launch vehicles. The vertical launch area and control center area would not be constructed. The No Action Alternative would not result in the emission of any air pollutants. Therefore, there would be no impact to regional air quality.

### **4.7 WATER RESOURCES (INCLUDING SURFACE WATERS, GROUNDWATER, WETLANDS, FLOODPLAINS, AND WILD AND SCENIC RIVERS)**

#### **4.7.1 Proposed Action**

##### **4.7.1.1 Construction**

##### Surface Waters

Construction and demolition associated with construction activities would involve clearing, grading, filling, and excavation that would result in disturbance to the ground surface. Such disturbance would have the potential to cause soil erosion and transport of sediment into waterways via stormwater. Sediment entering waterways has the potential to cause increased turbidity and suspended solids and carry pollutants contained in the sediment into the surrounding waterways, as described in Section 3.7.4.1, *Surface Waters*. This may smother fish eggs, aquatic insects, and oxygen producing plants resulting in decreased oxygen levels. A Stormwater Pollution Prevention Plan (SWPPP) would be prepared in order to obtain a TPDES permit, the state equivalent of a NPDES permit. The SWPPP would implement the use of BMPs during construction of the Proposed Action, which would prevent indirect impacts from erosion and sedimentation to nearby water bodies. BMPs have been defined by the Cameron County SWMPs and contain minimum measures for managing construction area runoff to reduce indirect impacts associated with increased stormwater runoff due to land disturbance (Cameron County 2008). Any impacts to surface waters associated with an increase of stormwater runoff due to construction activities would be minimized by implementation of SWPPP and BMPs. Therefore, construction of the proposed facilities would not have significant adverse impacts to surrounding surface waters.

Other potential impacts to surface water quality during construction include contamination from spills or leaks from construction vehicles and machinery. As discussed in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, a Spill Prevention, Control, and Countermeasures Plan (SPCCP) and a Hazardous Materials Management Plan (HMMP) would be implemented to minimize the potential



for accidental releases of polluting substances from construction equipment. Adherence to the SPCCP and HMMP would reduce the potential for adverse impacts to surface waters to less than significant levels.

#### Groundwater Resources

The construction of the vertical launch area and control center area would not require significant quantities of groundwater. The water usage is anticipated to be less than that of operation, and because the water balance analysis and aquifer drawdown analysis (refer to Section 4.11.1.2, *Operation*) do not result in significant impacts on groundwater availability, it is unlikely that the construction groundwater use would result in a significant impact in the region. Because the recharge of surface water to groundwater occurs primarily inland to the west, the new impervious surfaces such as buildings, roads, and parking areas would have no impact to the recharge of surface waters to groundwater. There could be small off-site water quantity (drawdown) effects in the immediate vicinity of the vertical launch and control center areas, but no changes in off-site water use are anticipated as a result of the Proposed Action.

The driving of piles to support heavy load buildings at the vertical launch area is not anticipated to impact groundwater resources. Pile installation would not exceed the limits of the overlying sediments associated with Rio Grande Alluvium. The thickness of this deposit ranges from 50 to 300 ft and the water bearing portion of this deposit is located over 10 miles west of the vertical launch area between the City of Brownsville and Rio Grande City. Therefore, the installation of support piles would not breach confining layers to any underlying drinking water aquifers and no drinking water sources within the Rio Grande Alluvium would be affected.

#### Groundwater Quality

Potential impacts to groundwater quality during construction include contamination from spills or leaks from construction vehicles and machinery. Hazardous fluids such as fuels would likely be stored and transferred on-site during all phases of the project. If such fluids were spilled on the ground, they could migrate to shallow groundwater underlying the vertical launch area. As discussed in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, a SPCCP and a HMMP would be implemented to minimize the potential for accidental releases of polluting substances from construction equipment. It is important that all materials be carefully stored and handled, and that spills are quickly and thoroughly cleaned up. Material handling and spill response BMPs would be implemented according to the SWPPP developed for the vertical launch and control center areas. In addition, the SPCCP would outline measures to minimize hazards to human health and the environment from any unplanned sudden or non-sudden release of oil or other contaminant to the air, soil, surface water, or groundwater.

#### Wetlands

The wetland impact analysis presented below and throughout this EIS is based on the preferred site layout of the Proposed Action, as described in Section 2.1, *Proposed Action*. Subsequent to the preparation of the impacts analysis for the EIS, SpaceX began working with the USACE to obtain a Section 404 CWA individual permit, which required additional efforts by SpaceX to avoid and minimize

wetland impacts. This process resulted in a reduction of potential wetland impacts from 6.19 acres, as presented below and throughout this EIS, to 3.90 acres (3.30 direct and 0.60 indirect). This reduction includes the avoidance of filling 0.04 acres of wetlands at the Launch Control Center site, as discussed below. Therefore, this EIS presents the maximum wetland impacts of the Proposed Action, and actual wetland impacts would likely be less. SpaceX's compensatory mitigation plan proposes to preserve in-kind, high-quality wetlands at a ratio of ten times the amount of wetlands impacted by the Proposed Action. The SpaceX compensatory mitigation plan is provided in Appendix M.

Structural support for buildings at the vertical launch area would rely on a pile design. Fill material would be required to elevate various components of the vertical launch area, which is within wetlands. Fill material would be sourced from on-site whenever possible. All on-site material would come from the 20-acre project construction area portion of the 56.5 acre vertical launch area. If necessary, additional clean fill material would be sourced from the local region. The fill of wetlands would result in direct and indirect impacts. Direct impacts are a result of placing fill for construction directly into wetlands and waters as part of the construction of the vertical launch area. Indirect impacts are the result of fill material effectively isolating tidal wetlands from their tidal influence. These wetlands may persist through rainwater inputs and runoff from impervious surfaces, but the functional value of the wetlands would be diminished. In addition, a 30 percent increase in the direct impacts from the footprint of the proposed vertical launch area was calculated to account for future design contingencies. However, in order to avoid counting impacted wetlands twice, direct impacts that resulted in the creation of indirect impacts did not have a 30 percent increase applied.

The construction of the vertical launch and control center areas would result in the permanent impact of 6.19 acres of wetlands: approximately 3.34 acres of direct impacts to wetlands and 2.85 acres of indirect impacts to wetlands. The breakdown of these impacts is as follows. At the vertical launch area, approximately 3.30 acres of wetland impacts consisting of 0.7 acre of unvegetated depressional wetlands and unvegetated wetland salt flats (E2US2) and 2.60 acres of vegetated wetlands (E2SS3 and E2EM1) (Table 4.7-1 and Exhibit 4.7-1) would be impacted. Impact minimization efforts (refer to Section 2.3.2., *SpaceX On-site Alternatives*) resulted in the avoidance of impacts to the remaining 19.28 acres at the vertical launch area. The proposed construction of the launch vehicle processing hangar would result in permanent impacts to all 0.04 acres of vegetated wetlands within the control center area (Table 4.7-1 and Exhibit 4.7-2). In addition, the construction of buildings and roads at the vertical launch area would effectively cut off the tidal influence to 2.85 acres of wetland. These indirect wetland impacts are comprised of 2.54 acres of high marsh vegetated wetlands and 0.31 acre of unvegetated wetland salt flats (Table 4.7-1 and Exhibit 4.7-3).

Wetland impacts resulting from the proposed facilities and infrastructure would result in permanent fill of the underlying wetlands. As a result, the wetland would be turned to uplands and therefore would not retain any of the previous wetland functional values, such as groundwater recharge and flood storage. Wetland impacts would be avoided and minimized wherever feasible.

In accordance with the DOT Order 5660.1A, the FAA has determined there is no practicable alternative to such construction (refer to Section 2.3, *Alternatives Considered but Not Carried Forward*), and the

Proposed Action includes all practicable measures to minimize harm to wetlands which may result from construction (see Section 2.3.2, *SpaceX On-Site Alternatives*).

**Table 4.7-1. Vertical Launch Area and Control Center Area Wetland Impacts (Indirect and Direct)  
(acres)**

Project	Vegetated Wetland	Unvegetated Wetland Flats	Unvegetated Depressional Wetland	Total
<b>Vertical Launch Area</b>				
Perimeter Access Road	0.09	0.05	0	0.14
Launch Pad/Flame Duct	0.34	0.17	0	0.51
Hangar to Pad Access Road	0.40	0	0	0.40
Parking and Roads	0.67	0.12	0	0.79
Buildings	0.68	0.01	0.07	0.76
Lightning Tower Pads	0.01	0.01	0	0.02
Tanks	0.06	0	0	0.06
Utility Corridor*	0.05	0	0	0.05
Fences	0.30	0.26	0.01	0.57
<b>Subtotal</b>	<b>2.60</b>	<b>0.62</b>	<b>0.08</b>	<b>3.30</b>
<b>Control Center Area</b>				
Roads	0	0	0	0
Parking Areas	0	0	0	0
Buildings	0.04	0	0	0.04
Utilities	0	0	0	0
<b>Subtotal</b>	<b>0.04</b>	<b>0</b>	<b>0</b>	<b>0.04</b>
<b>Total</b>	<b>2.64</b>	<b>0.62</b>	<b>0.08</b>	<b>3.34</b>
<b>Indirect Wetland Impacts</b>	<b>2.54</b>	<b>0.31</b>	<b>0.00</b>	<b>2.85</b>
<b>Total Wetland Impacts (Indirect and Direct)</b>				<b>6.19</b>

Note: \*National Wetland Inventory wetlands were used to calculate wetland acreages impacted by the proposed utility corridor and were not verified in the field or included in the USACE Preliminary Jurisdictional Determination approval.

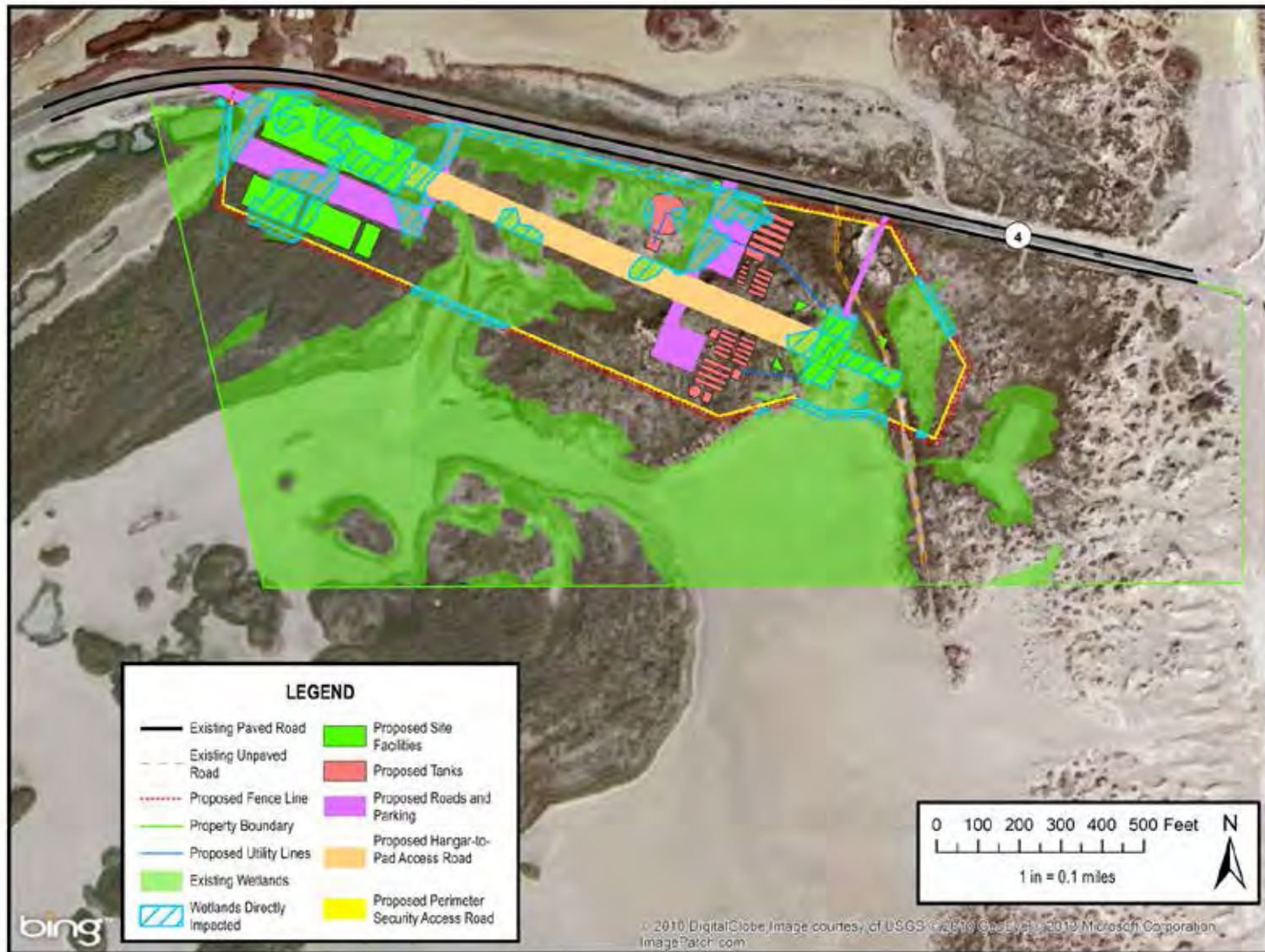


Exhibit 4.7-1. Vertical Launch Area Wetland Impacts





Exhibit 4.7-2. Control Center Area Wetland Impacts

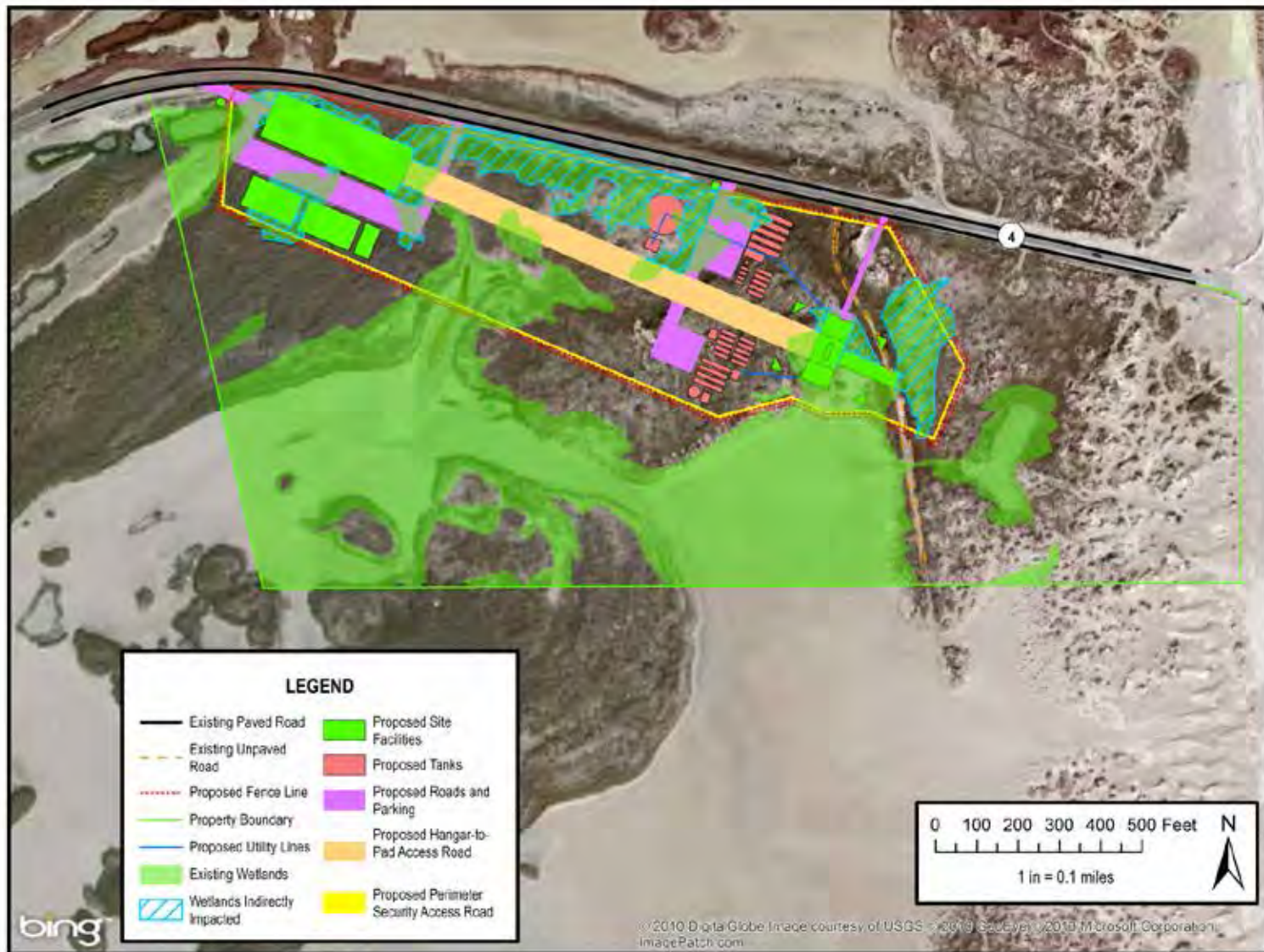


Exhibit 4.7-3. Vertical Launch Area Indirect Wetland Impacts



## Floodplains

The vertical launch area would be constructed within the 100-year floodplain, Zone V and Zone A, and the control center area would be constructed within the 100-year floodplain, Zone A. Impacts to floodplains can be thought of as a displacement issue. If fill is added to a floodplain, an equal amount of capacity to hold floodwaters is removed from the floodplain. Typical potential impacts from floodplain development and the subsequent filling of floodplains include but are not limited to, the obstruction and diversion of floodwaters to other areas, increased flood levels, reduction in the storage capacity of floodwaters, and increased water velocities during flooding.

Communities in Texas that participate in the NFIP must meet the minimum floodplain development standards described by FEMA's NFIP regulations. Some participating communities develop floodplain regulations that exceed the minimum standards required by NFIP regulations if the community determines that higher standards are needed to meet their local floodplain management goals. The proposed construction would be conducted in accordance with applicable county zoning and would be coordinated with the Cameron County floodplain administrators to receive a development permit (City of Brownsville 2012). Additional coordination with Cameron County would be required to ensure the proposed construction meets the requirements of the NFIP. The NFIP permits development in the floodway if it can be demonstrated that "No-Rise" in the base flood elevation will occur. The *County of Cameron Building Regulations* outlines the floodplain development standards that must be followed to comply with the NFIP and development in the floodplain.

Fill material would be required to elevate various components of the vertical launch area out of the floodplain. Fill material would be sourced from on-site whenever possible. All on-site material would come from within the 20-acre project area. If necessary, additional clean fill material would be sourced from the local region. Approximately 4.22 acres of floodplain would be filled in Zone V10 in the proposed vertical launch area and approximately 4.37 acres would be filled in Zone A8 in the western portion of the vertical launch area. The elevation increase at the vertical launch area was assumed to be 4.6 ft. A 30 percent increase in the fill required for the footprint of the vertical launch area facilities was assumed to account for possible design contingencies. The total amount of fill material for the vertical launch area would be 49,574 cubic yards (yd<sup>3</sup>) (Table 4.7-2). Flood Zones V10 and A8 have different designations and are therefore quantified separately.

**Table 4.7-2 Fill Material for the Vertical Launch and Control Center Areas by Zone A8 and Zone V10**

Project	Volume (cubic yards [yd <sup>3</sup> ])		
	A8	V10	Total
Vertical Launch Area			
Perimeter Access Road	979	2,138	3,117
Launch Pad/Flame Duct	0	74	74
Hangar to Pad Access Road	1,019	12,043	13,062
Parking and Roads	5,892	5,834	11,726
Buildings	7,673	45	7,718
Lightning Tower Pads	0	371	371
Tanks	0	5,640	5,640
Fences	2,700	5,167	7,867
<b>Subtotal</b>	<b>18,263</b>	<b>31,311</b>	<b>49,574</b>

**Table 4.7-2 Fill Material for the Vertical Launch and Control Center Areas by Zone A8 and Zone V10**

Project	Volume (cubic yards [yd <sup>3</sup> ])		
	A8	V10	Total
<b>Control Center Area</b>			
Roads	11,503	0	11,503
Parking Areas	24,565	0	24,565
Buildings	14,917	0	14,917
Utilities	2,152	0	2,152
<b>Subtotal</b>	53,137	0	53,137
<b>Total</b>	71,400	31,311	102,711

According to the Brownsville, Texas Code of Ordinances in addition to 44 CFR §60.3, fill material must be placed properly, should be 95 percent of the maximum density, and have graded side slopes no steeper than 2:1 (Texas Floodplain Management Association 2008; City of Brownsville 2012). As per the requirements of 44 CFR §60.3, fill material would be used to raise the elevations for parking and open storage areas. Structural support for the Hangar, launch pad, and workshop at the vertical launch area would rely on a pile design. Upon completion of the elevation work, an Elevation Certificate (FEMA Form 81-31) verifying the “as built” elevation of the structure complies with the local floodplain ordinance and NFIP floodplain management requirements would be obtained.

Construction at the control center area would require placing fill material to level the land and construction of impervious surface. The total amount of fill material for the control center area would be approximately 53,137 yd<sup>3</sup> (Table 4.7-2) and would impact approximately 12.4 acres of Zone A8. Similar to the vertical launch area, an Elevation Certificate (FEMA Form 81-31) verifying the “as built” elevation of the structure complies with the local floodplain ordinance and NFIP floodplain management requirements would be obtained.

In order to comply with the local floodplain zoning required for participation in the NFIP and to obtain development permits, a hydraulic analysis of the floodplain associated with the vertical launch and control center areas would need to be conducted during the preliminary engineering design phase of the project to comply with the local county requirements. The hydraulic analysis would determine if the fill and construction of facilities within the floodplain would affect the base flood elevation. If the study determines that construction would not affect the base flood elevation, a “No-Rise” Determination would be submitted to the county. However, if the hydraulic study determined that the base flood elevation would be affected, further engineering design would need to be conducted to mitigate for the change in base flood elevation in order to comply with NFIP and Cameron County building regulations as required by the National Flood Insurance Act Title 42. The hydraulic study would also ensure that no flood storage would be lost and that the facility is adequately designed to prevent flotation, collapse, or lateral movement of the structure due to hydrodynamic and hydrostatic loads, including the effects of buoyancy. The design engineer would certify that the design elevation would withstand the depth and velocity of 100-year flood events (hydrostatic and hydrodynamic loads), any potential increase in wind load, or any other relevant load factors. Compliance with the NFIP as well as county regulations would ensure that the construction would have no significant impacts on floodplain storage and base flood elevations.



The construction activities would also be required to comply with EO 11988 through compliance with DOT Order 5650.2. To determine if construction of the proposed vertical launch and control center areas would result in a significant floodplain encroachment per DOT Order 5650.2, each of the three scenarios listed in Section 3.7.2, *Regulatory Setting*, are addressed below:

1. The action would have a considerable probability of loss of human life:
  - a. Construction of the proposed vertical launch and control center areas would not result in considerable probability of loss of human life. No part of the proposed vertical launch or control center areas would be designed or constructed for human habitation or as a human dwelling. The proposed vertical launch and control center areas would not prohibit people from entering or exiting the area should a flood event occur.
2. The action would likely have substantial, encroachment-associated costs or damage, including interrupting aircraft service or loss of a vital transportation facility (e.g., flooding of a runway or taxiway, important navigational aid out of service due to flooding, etc.):
  - a. The proposed vertical launch area would be constructed within a large contiguous floodplain that spans an area of approximately 5,477 acres (4.22 acres of Zone V10 and 4.37 acres of Zone A8). Construction of the vertical launch area would result in the filling of 8.59 acres of floodplain. Filling this relatively small area (less than 1 percent of the contiguous area) would not result in new areas being subject to 100-year floods, nor would it result in existing areas subject to 100-year floods becoming more prone to floods.
3. The action would cause a notable adverse impact on natural and beneficial floodplain values:
  - a. Based on the analysis in Sections 4.1, *Compatible Land Use (Including Farmlands and Coastal Resources)*, 4.4, *Light Emissions and Visual Impacts*, and 4.8, *Biological Resources (Fish, Wildlife, and Plants)*, the FAA has determined that construction of the proposed vertical launch and control center areas would result in notable adverse impacts to some of the natural and beneficial floodplain values: land use (outdoor recreation), visual resources (open space, natural beauty), and wildlife (including federally threatened or endangered species). Therefore, based on the expected notable adverse impacts on some of the natural and beneficial floodplain values, the Proposed Action would result in significant floodplain encroachment per DOT Order 5650.2.

Based on the expected notable adverse impacts on the floodplain, the Proposed Action would result in significant floodplain encroachment per DOT Order 5650.2. Alternatives to the Proposed Action were considered and it was determined there are no practicable non-floodplain alternative sites that would meet the requirements of the project as discussed in Section 2.3, *Alternatives Considered but Not Carried Forward*. In accordance with DOT Order 5650.2, the public was notified of this potential floodplain encroachment in a public hearing presentation on May 7, 2014 (see Section 1.6.3, *Draft EIS Public Comment Period*, for further information).

### Wild and Scenic Rivers

There would be no impacts to wild and scenic rivers due to construction of the vertical launch or control center areas because the section of the Rio Grande deemed wild and scenic is over 400 miles west of the Proposed Action.

#### 4.7.1.2 Operation

### Surface Waters

Operation of the vertical launch area would include maintenance activities, launch vehicle preparation, and launches on impervious surfaces. The SWPPP would implement the use of BMPs during operation of the Proposed Action, which would prevent indirect impacts from erosion and sedimentation to the nearby water bodies. Any impacts associated with an increase of stormwater runoff to surface waters would be minimized by implementation of the SWPPP and BMPs and would not have significant adverse impacts to surrounding surface waters.

Potential impacts to surface water quality during operation of the vertical launch and control center areas include contamination from accidental spills or leaks from operating vehicles and machinery. As discussed in Section 4.9. *Hazardous Materials, Pollution Prevention, and Solid Waste*, an SPCCP and HMMP would be prepared and would reduce the potential for accidental spills or leaks. Therefore, contamination from accidental spills or leaks due to daily operations would not have adverse impacts to surrounding surface waters. However, in the event of a flood or storm event, SpaceX would implement flood control measures, which could include locating water-sensitive equipment, supplies, chemicals, etc. above flood level, and moving hazardous waste outside of the floodplain when substantial storms are imminent. The implementation of these measures would reduce the likelihood that a flood or storm event might result in loss of life, injury to persons, or damage to property or otherwise be considered a “critical action” as defined in EO 11988, *Floodplain Management*.

Surface waters near the vertical launch area could be affected by the exhaust cloud that would form near the launch pad at lift-off as a result of the exhaust plume and evaporation and subsequent condensation of deluge water. Because the Falcon 9 and Falcon Heavy launch vehicles use only LOX and RP-1 propellants, the exhaust cloud would consist of steam only and would not contain any hazardous materials (USAF 2007). As the volume of water expected to condense from the exhaust cloud is expected to be minimal, the exhaust cloud would generate less than significant impacts on surface water quality near the vertical launch area. After the launch, the deluge water that has been collected in the retention basin below the launch pad would be sampled and analyzed to determine if the water contained controlled contaminants at levels that exceed TCEQ water quality standards, as established in the Texas Administrative Code, Title 30 Environmental Quality, Part 1-Texas Commission On Environmental Quality, Chapter 307: Texas Surface Water Quality.

After a launch, the first stage of the Falcon 9 would land in the open waters of the Gulf of Mexico, approximately 550 miles downrange, and would potentially be recovered by a salvage ship. The salvage ship would be able to locate the first stage through telemetry signals from the stage. If the expended first stage could not be located, it would likely be due to damage. It would subsequently sink, and

therefore, it would not be recovered. Spent first stages falling into the Gulf of Mexico are a potential source of pollution to marine environments. Depending on the vehicle, varying quantities of LOX and RP-1 would remain in the fuel tanks at the time of the splashdown. Localized temporary adverse impacts on marine waters in the immediate area surrounding this landing may occur. However, long-term impacts would be negligible due to the vast volume of the Gulf of Mexico and dissipation that would quickly occur from any contamination that could potentially be associated with this activity. For the reasons above, the Proposed Action would not have a significant adverse direct impact on surface waters.

#### Groundwater

Groundwater would be potentially used for two primary uses: the supply of the deluge water for each launch, and for personnel use at the vertical launch and control center areas. Each of the proposed groundwater uses is discussed below. If it is determined that the groundwater quality does not meet the minimum requirements, then trucks would be required for the transport of water to meet the demands discussed below. Refer to Appendix K, *Ground Traffic and Transportation*, for an analysis of truck deliveries.

#### ***Deluge Water System***

As described in Section 2.1.2, *Construction Activities*, a deluge water system consisting of one 250,000-gal water tower would be installed at the vertical launch area for sound and vibration suppression. Up to 100,000 gal of water is required for a Falcon 9 launch event and up to 200,000 gal for a Falcon Heavy launch event. A maximum of 12 launch operations would be scheduled per year, and assuming a maximum scenario where deluge water would be used for all operations, would result in a total deluge water system use of 1,400,000 gal per year (gpy).

#### ***Potable Water Supply***

Potable water would either be delivered by truck to the water tower at the vertical launch area, or a well and water distribution lines would be installed to provide potable water to the vertical launch and control center areas. The sewer system would consist of a mobile above ground processing unit and holding tank. This analysis assumes that potable water is supplied by a single well located adjacent to the water tower at the vertical launch area. Currently, the TDS concentrations in the Chicot and Evangeline aquifers in south central Cameron County have the highest TDS values, with concentrations greater than 10,000 mg/L (Choudhury and Mace 2007). Therefore, it is likely that the groundwater in the Gulf Coast Aquifer at the location of the vertical launch area has concentrations of TDS exceeding the Texas Department of Health recommended drinking water standards.

The operation of the vertical launch and control center areas would result in an increase of permanent and temporary personnel. The scenario resulting in the maximum number of personnel at the vertical launch and control center areas is the 2025 scenario, with 150 full-time SpaceX employees/contractors and 100 local or transient personnel working launch campaigns lasting up to 2 weeks. The potable water usage by the employees and contractors at the vertical launch and control center areas would be consistent with a mix of industrial and office water use. Water use for launch operations was discussed separately in the previous section, *Deluge Water System*. Estimates for employee water use for industrial and office-type facilities typically range between 15 gpd and 25 gpd. For the purposes of

estimating potable water use at the vertical launch and control center areas, 20 gallons per day per employee was assumed. With 150 full-time SpaceX employees/contractors and 100 local or transient personnel working 24 of the 52 weeks in 2025, the annual on-site potable water usage, based on a 5-day work week (260 days), is projected to be 1,000,000 gpy.

The potable water usage estimated above is limited to the water usage associated with operations as a result of the Proposed Action. There would be additional water usage within the ROI associated with residential water usage by SpaceX personnel and their families. As estimated in Section 4.10.1.2, *Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks-Operation*, the total population associated with the Proposed Action includes less than 1,000 people. As discussed in the Section 3.10.4, *Existing Conditions*, the unemployment rate in the ROI is high, as is the number of vacant housing units within the ROI. For the purposes of this EIS, it is assumed that many of the SpaceX personnel would be from within the ROI and that the majority of the influx of personnel would occupy vacant housing within the ROI. Therefore, any increases in residential water use within the ROI associated with the Proposed Action would be negligible and are not considered further in this EIS.

#### ***Groundwater Supply***

The combined maximum water demand for the operation of the vertical launch and control center areas is projected to be 2,400,000 gpy (7.37 afy) in 2025. As presented in Section 3.7.4.2, *Groundwater*, the projected municipal groundwater demand for Cameron County in 2010 is 4,500 afy, and in 2020 is 5,300 afy. The 7.37 afy increase in potable water usage associated with operations at the vertical launch and control center areas in 2025 is negligible compared to current and estimated municipal water usage. In 2010, the increase is less than one-fifth of 1 percent of the approximately 4,500 afy water usage, and in 2020, the increase is less than one-sixth of 1 percent of the estimated 5,300 afy municipal usage. These minor increases indicate that there would be sufficient groundwater supply to meet the estimated demand under the Proposed Action. Therefore, there would be no significant impacts to municipal groundwater availability in Cameron County.

#### ***Aquifer Drawdown***

Aquifer drawdown from the operational activities was conservatively calculated assuming a transmissivity (flow rate) of 49,500 gpd/ft (Myers 1969), a storativity (water volume released from storage) of 0.0001, and a single source well. It is estimated that the water production well screened in the discontinuous sand and clay beds of the Chicot aquifer would produce water at an average rate of approximately 4.6 gpm, based on the maximum projected water demand of 2,400,000 gpy (7.37 afy) for potable use and for the deluge water, assuming a constant pumping rate.

Table 4.7-3 presents the drawdown at the pumping well at 0.5, 1, and 2 miles from the well after 10 and 20 years of aquifer withdrawal for operations. The drawdown at the source well would range up to 0.36 ft after 20 years of withdrawal for potable and deluge use. Any potential water wells within 2 miles of the pumping well would be subject to drawdown according to the amounts in Table 4.7-3. Water wells typically have water columns that exceed 20 feet in depth in order to provide adequate water volume. A

difference of 0.36 ft or less would not result in a significant decrease in availability to such hypothetical wells.

**Table 4.7-3. Aquifer Drawdown from Proposed Action**

Years of Pumping	Distance from Withdrawal Well			
	0 mile	0.5 mile	1.0 mile	2.0 mile
	Aquifer Drawdown (ft)			
10	0.35	0.12	0.1	0.09
20	0.36	0.13	0.11	0.1

Note: Calculations completed using the Theis Equation

In addition to pumping, the creation of impervious surfaces has the potential to reduce surface recharge to groundwater. The potential drawdown of the aquifer due to new impervious surfaces such as buildings, roads, and parking areas would be minimal; the recharge of the surface water to the groundwater beneath the vertical launch area occurs primarily inland to the west. Therefore, there would be no significant impacts to groundwater recharge anticipated as a result of the Proposed Action.

#### Groundwater Quality

Potential impacts to groundwater quality during operation include contamination from spills or leaks from construction vehicles and machinery. Hazardous fluids such as fuels would likely be stored and transferred on-site during all phases of the project. The normal substances that would be used in the proposed facilities and vehicle maintenance (e.g., petroleum products, cleaning solvents, etc.) are currently in use at numerous businesses in Cameron County. These materials would be stored in lesser quantities at the proposed vertical launch and control center areas and used under carefully controlled conditions and in accordance with EPA and TCEQ regulations and would not impact groundwater from these sources.

There are also potential impacts to groundwater quality associated with the proposed septic system. Due to the remote location of the vertical launch area, wastewater collection would not be conveyed to an existing municipal treatment system. Therefore, septic systems are proposed at both the vertical launch and control center areas. The design of these systems would be permitted through the Department of Environmental Health at the Cameron County Department of Health and Human Services. Conformance with these permits would require the implementation of leak monitoring systems to limit impacts to the soil and groundwater associated with septic system malfunctions. If the proposed septic tanks leak into the shallow groundwater, ammonium from the septic tank effluent under aerobic conditions can convert to nitrate, contaminating groundwater and posing potential health risks to humans, particularly very young infants. Additional contaminants include fecal coliform bacteria, which could contaminate the groundwater and any water wells immediately downgradient of the septic tank, to impact human health of individuals ingesting the groundwater. There are no ecological contaminant receptors in the groundwater at the septic system. Therefore, there is no significant ecological health risk due to septic contamination of groundwater.

If hazardous fluids were spilled on the ground or released from the proposed septic system, they could migrate to shallow groundwater underlying the vertical launch area. As discussed in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, a SPCCP plan and a HMMP would be implemented to minimize the potential for accidental releases of polluting substances from equipment. It is important that all materials be carefully stored and handled, and that spills are quickly and thoroughly cleaned up. Material handling and spill response BMPs would be implemented according to the SWPPP developed for the vertical launch area. In addition, the SPCCP would outline measures to minimize hazards to human health and the environment from any unplanned sudden or non-sudden release of oil or other contaminant to the air, soil, surface water, or groundwater.

#### Wetlands

Operations associated with the vertical launch and control center areas have the potential to impact wetlands. Operational impacts would be limited to a potential increase in stormwater discharges from new impervious surfaces. As discussed in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, a SPCCP and a HMMP would be implemented to minimize the potential for accidental releases of polluting substances from construction equipment. Employees would be trained in spill response specific to the materials they use. Additionally, spill response procedures would be incorporated into regular safety meetings. Adherence to the SPCCP and HMMP would reduce the potential for adverse impacts to surface waters to less than significant levels. For the reasons above, operations associated with the Proposed Action would not have a significant impact on wetlands.

#### Floodplains

The vertical launch and control center areas are located within the 100-year floodplain. Operation of the vertical launch area and the control center area would not result in additional impacts to floodplains.

There would not be any significant adverse impacts to floodplain function based on the operation of the water deluge system, as the water would be collected in a retention basin under the launch pad. After the launch, the deluge water that has been collected in the retention basin would be sampled and analyzed to determine if the water contained controlled contaminants at levels that exceed TCEQ water quality standards. Water containing contaminants that exceed the water quality criteria would be removed and hauled to an approved industrial wastewater treatment facility outside of the vertical launch area. All other water not containing prohibited chemicals would be pumped back to the water tower. While the proposed launch pad is located next to an unvegetated flat, no water would reach the ground during the launch period. While there is a small potential for water vapor to reach this unvegetated area, it is not expected that the amount of water vapor from up to 12 launches per year would be enough to alter the floodplain function.

In the event of a flood or storm event, SpaceX would implement flood control measures, which could include locating water-sensitive equipment, supplies, chemicals, etc. above flood level, and moving hazardous waste outside of the floodplain when substantial storms are imminent. The implementation of these measures would reduce the likelihood that a flood or storm event might result in loss of life, injury to persons, or damage to property or otherwise be considered a “critical action” as defined in EO 11988, *Floodplain Management*.

### Wild and Scenic Rivers

No Wild and Scenic Rivers occur within the immediate vicinity of the vertical launch and control center areas; therefore, there would be no impacts to wild and scenic rivers due to the operation of the vertical launch area or the control center area.

### Launch Failure

In the unlikely event of a launch failure, impacts to water resources could occur due to contamination from propellants. If propellants leaked into the Gulf of Mexico, the amount of water in comparison to the amount of propellant would allow the propellant to dilute so that impacts would be temporary and extremely localized. Dissipation into the Gulf waters would occur within hours due to a combination of wave movement, oxygen exposure, and sunlight (USAF 2007). Due to the small volume of this release into the Gulf of Mexico, impacts on water quality in the Gulf of Mexico would be negligible. These impacts are further discussed in Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*. If a launch failure did occur, SpaceX would follow the emergency response and cleanup procedures outlined in the HMERP. Debris and unspent fuel would be removed from the near-shore marine environment and disposed of in accordance with Federal, State, and local regulations.

#### **4.7.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. SpaceX would not construct the vertical launch and control center areas. The vertical launch and control center areas would remain as they are today and there would be no impacts to water resources.

### **4.8 BIOLOGICAL RESOURCES (FISH, WILDLIFE, AND PLANTS)**

#### **4.8.1 Proposed Action**

The following sections provide an assessment of the potential impacts to biological resources with implementation of the Proposed Action. The discussion is divided into construction and operations. The construction phase includes all activities that would occur during the construction of the vertical launch and control center areas. The operations phase includes all post-construction activities that would occur at the proposed vertical launch and control center areas during operations of the facilities throughout the year, including up to 12 proposed launches per year.

##### **4.8.1.1 Construction**

#### Vegetation

Table 4.8-1 summarizes the acreage of vegetation, including wetlands that would be impacted by proposed construction activities. Exhibit 4.7-1 illustrates the impacts to wetlands from the proposed construction of the vertical launch and control center areas. To account for potential future design contingencies and associated potential impacts, the footprint of the proposed vertical launch area was increased by 30 percent.

**Table 4.8-1. Potential Direct Impacts to Vegetation and Wetlands with Implementation of the Proposed Action (acres)**

Project	Non-Wetland (Upland Vegetation)	Vegetated Wetland	Unvegetated Wetland Flats	Unvegetated Depressional Wetland	Total
<b>Vertical Launch Area</b>					
Perimeter Access Road	0.42	0.09	0.05	0	0.56
Launch Pad/Flame Duct	0.01	0.34	0.17	0	0.52
Hangar to Pad Access Road	1.76	0.40	0	0	2.16
Parking and Roads	1.57	0.67	0.12	0	2.36
Buildings	1.05	0.68	0.01	0.07	1.81
Lightning Tower Pads	0.04	0.01	0.01	0	0.06
Storage Tanks	0.75	0.06	0	0	0.81
Utility Corridor*	1.91	0.05	0	0	1.96
Fences	1.07	0.30	0.26	0.01	1.64
<b>Subtotal</b>	<b>8.58</b>	<b>2.60</b>	<b>0.62</b>	<b>0.08</b>	<b>11.88</b>
<b>Control Center Area</b>					
Roads	1.55	0.00	0	0	1.55
Parking Areas	3.31	0.00	0	0	3.31
Buildings	2.01	0.04	0	0	2.05
Utilities	0.29	0.00	0	0	0.29
<b>Subtotal</b>	<b>7.16</b>	<b>0.04</b>	<b>0</b>	<b>0</b>	<b>7.20</b>
<b>Total</b>	<b>15.74</b>	<b>2.64</b>	<b>0.62</b>	<b>0.08</b>	<b>19.08</b>
<b>Indirect Wetland Impacts</b>	<b>0.00</b>	<b>2.54</b>	<b>0.31</b>	<b>0.00</b>	<b>2.85</b>
<b>Total Wetland Impacts (Indirect and Direct)</b>					<b>6.19</b>

Note: \*National Wetland Inventory wetlands were used to calculate wetland acreages impacted by the proposed utility corridor and were not ground-truthed in the field or included in the USACE Preliminary Jurisdictional Determination approval.

A total of 15.74 acres of upland habitat and 3.34 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. This permanent loss of upland vegetation would impact only a small fraction of this community in the Lower Rio Grande Valley and would not adversely affect local or regional plant diversity. In addition, the construction of buildings and roads at the vertical launch area would effectively cut off the tidal influence to 2.85 acres of wetland. These indirect wetland impacts are comprised of 2.54 acres of high marsh vegetated wetlands and 0.31 acre of unvegetated wetland salt flats.

Based on the proposed footprint for the vertical launch area, a Section 404 CWA individual permit would be required for the proposed wetland impacts prior to initiation of construction. Under an individual permit, wetland impacts would require compensatory mitigation (see Section 4.7, *Water Resources* for further discussion).

In addition, impacts could result from the potential introduction and spread of invasive species during construction. At the time of the field surveys, the giant reed (*Arundo donax*) was the only invasive species observed. The movement and spread of invasive plant and animal species within the project areas would degrade habitat and potentially directly impact ESA-listed and candidate species with implementation of the Proposed Action. Invasive species might be accidentally introduced to the area through construction of the facilities or shipment of supplies and equipment to the proposed facilities.



Species that might be introduced or spread include various plants such as vitex that can degrade habitat by displacing native species and ultimately reducing food or important nesting or roosting habitat. However, these potential impacts would be avoided or minimized with the implementation of Special Conservation Measures (SCMs) to decrease erosion and sedimentation and to control the spread and introduction of invasive species. Refer to Section 6.8, *Biological Resources (Fish, Wildlife, and Plants)*, for a detailed discussion of SCMs that would be implemented under the Proposed Action. As a result, there would be no significant impacts to vegetation with implementation of proposed construction activities.

#### Wildlife

As discussed above in vegetation, long-term habitat loss would result from the construction of the proposed facilities. A total of 15.74 acres of upland habitat and 3.34 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. This permanent loss of habitat would impact only a small fraction of this community in the Lower Rio Grande Valley and would not adversely impact the availability of habitat for wildlife populations.

Increased human presence, as well as noise from construction, may temporarily displace wildlife species, causing them to expend additional energy. Construction activities that would temporarily increase noise levels within the project area include construction equipment operating at the sites and construction/delivery vehicles traveling to and from the sites. Construction activities, including the use of an impact pile driver, could potentially create multiple, individual noise sources.

Construction point source noise (e.g., impact pile driver) is commonly measured by maximum decibel level ( $L_{\max}$ ), or the highest value of a sound pressure over a stated time interval. Construction activities could create noise levels that range from 73 to 101 dBA  $L_{\max}$  at 50 ft from the activities (DOT 2006). Proposed pile driving would result in temporary increases in the noise environment in the vicinity of the construction site during a portion of the 24-month construction period. Maximum peak levels generated during impact pile driving of a concrete pile are estimated to be 101 dBA at a distance of 50 ft from the pile. Other construction activities or equipment, such as cranes, heavy trucks, and generators would also cause noise; however, this noise level would be much lower compared to noise produced by pile driving. In the absence of pile driving noise, maximum construction noise would be 94 dBA at a distance of 50 ft from the activity, computed as the summation of noise of all equipment operating simultaneously (Washington State Department of Transportation 2013).

Noise from a point source spreads spherically over distance. The standard reduction for point source noise is 6 dB per doubling of distance from the source. When ground cover or normal unpacked earth (i.e., a soft site) exists between the source and receptor, the ground becomes absorptive of noise energy. Absorptive ground results in an additional 1.5 dB reduction per doubling of distance as it spreads from the source. Added to the standard reduction rate for a point source, point source noise across a soft site attenuates at a rate of 7.5 dB per doubling of distance (Washington State Department of Transportation 2013).

The reaction of a particular wildlife species to noise impacts could range from mild annoyance to panic and escape behavior. Behavioral responses to noise impacts also vary between species and between

individuals due to a variety of factors such as age, sex, prior exposure, season, hearing sensitivity, reproductive status and season, time of day, behavior during the noise event, and the individual's location relative to the noise source. Other factors that influence an animal's response to noise include noise level and frequency, distance and event duration, equipment type and condition, frequency of events over time, slope, topography, and weather conditions (Delaney and Grubb 2004). In mammalian species, startle or fright is the immediate behavioral reaction to transient, unexpected, or unpleasant noise. Other mammalian behavioral reactions to noise include altered migration patterns, changes in the home range, and disruptions in mating behaviors. Bird behavioral responses to noise include nest abandonment, egg mortality, premature fledging, predation, depressed feeding rates, and habitat avoidance.

Even if proven significant, most of the effects of noise are mild enough that they may never be detectable as changes in population size or population growth against the background of normal variation (Bowles 1995). Many other environmental variables (e.g., predators, weather, changing prey base, ground based human disturbance) may influence reproductive success and confound the ability to tease out the ultimate factor in limiting productivity of a certain nest, area, or region (Smith et al. 1988). In contrast, the effects of other human intrusions near nests, foraging areas, dens, etc. (e.g., hiking, bird watching, timber harvesting, boating) are readily detected and substantial (U.S. Forest Service 1992).

Wildlife in the area is currently exposed to noise from vehicular traffic and human presence along State Highway 4 and on Boca Chica Beach. The temporary increase in noise levels from pile driving and other construction-related activities would cause wildlife species to avoid the area in the vicinity of the vertical launch area. However, there would be no long-term impacts to individuals or populations of wildlife species, including special-status species, as it is expected that wildlife species would avoid the area due to the presence of on-going activities associated with public use of Boca Chica Blvd. and Boca Chica Beach.

Direct mortality from construction equipment is unlikely since human presence and activity are likely to disperse wildlife prior to any equipment use. While the majority of the construction could occur during the day, small amounts of construction, such as pouring of concrete, would occur at night. Evidence suggests that migratory birds may be attracted to lighted areas at night, especially during overcast nights, causing them to be disoriented and colliding with buildings and other structures (Longcore and Rich 2004; Poot et al. 2008). Potential impacts from lighting would be reduced by complying with established lighting policy for minimizing disorienting effects on migratory birds. A Lighting Management Plan would be reviewed and approved by the USFWS prior to construction activities at the vertical launch area.

Increased vehicle traffic could increase the potential for wildlife collisions. As discussed in Appendix K, *Ground Traffic and Transportation*, traffic during the construction period would increase by approximately 107 vehicles per day within the Lower Rio Grande Valley NWR corridor and within the corridor providing access to Boca Chica Beach and the vertical launch area. Construction employees would be educated on the potential of vehicle collisions with wildlife and would be required to maintain reduced speeds along State Highway 4 within the vertical launch and control center areas.

With implementation of proposed SCMs, such as pre-construction surveys during the breeding season for birds, incorporating raptor protection measures for utility upgrades, and designating a Field Contact Representative (FCR) (refer to Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for more details), there would be no significant impacts on wildlife species as a result of the proposed construction activities.

#### Special-Status Species

Potential impacts on state-listed wildlife species would be similar to those described above for wildlife. Seven state-listed species (that are not also federally listed) occur or have the potential to occur within the ROI: peregrine falcon, reddish egret, sooty tern, white-tailed hawk, white-faced ibis, wood stork, and black-striped snake. Construction of the proposed facilities would result in the long-term loss of approximately 19 acres of upland and wetland habitat. However, this permanent loss of habitat would impact only a small fraction of the suitable habitat available in the Lower Rio Grande Valley and would not adversely impact population of state-listed species. In addition, increased vehicular traffic and human presence, as well as noise from construction, may temporarily displace state-listed wildlife species from the area of proposed construction activities. However, with implementation of proposed SCMs such as pre-construction surveys during the breeding season for birds, incorporating raptor protection measures for utility upgrades, and designating an FCR (refer to Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for more details), there would be no significant impacts on state-listed species with implementation of the proposed construction activities.

In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA regarding potential impacts to piping plover and its critical habitat, red knot, northern aplomado falcon, Gulf Coast jaguarundi, ocelot, West Indian manatee, and Kemp's ridley, hawksbill, leatherback, loggerhead, and green sea turtles. In their BCO issued on December 18, 2013 (see Appendix G), the USFWS concluded no jeopardy to any species and no adverse modification to designated piping plover critical habitat with implementation of the proposed SpaceX construction and operation activities. The BCO specified non-discretionary Reasonable and Prudent Measures, including Terms and Conditions which implement those measures that are necessary to minimize impacts to listed species (i.e., amount or extent of incidental take) and critical habitat. These Terms and Conditions are included in the SCMs listed in Section 6.8.1. If the FAA implements the Proposed Action, the ROD would commit SpaceX to implementing these SCMs to avoid and minimize potential impacts to ESA-listed species and critical habitat.

Potential impacts on ESA-listed species, species proposed for listing, and critical habitat from proposed construction activities are discussed below.

#### ***Piping Plover and Critical Habitat***

The proposed vertical launch and control center areas are located within designated piping plover critical habitat Unit TX-1. The critical habitat description within Unit TX-1 specifically states that it does not include densely vegetated habitat within those boundaries. The majority of the ROI is densely vegetated, and therefore not considered critical habitat for the piping plover. However, unvegetated flats and depressional wetlands that occur within the Unit are considered critical habitat. Approximately

0.70 acre of unvegetated flats and depressional wetlands occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. In addition, 0.31 acre of unvegetated wetland salt flats would be indirectly impacted from the construction of buildings and roads at the vertical launch area effectively cutting off the tidal influence. The total area designated as critical habitat in Unit TX-1 is 7,217 acres, while the total Texas designated critical habitat is 71,053 acres. This small amount of critical habitat that would be impacted would not affect the recovery of the species; additionally, there is other habitat nearby that the piping plover could use. Based on recent migratory and wintering surveys for piping plovers conducted within the Lower Laguna Madre region in south Texas, the piping plover is not known to use areas within the ROI in large numbers (Zdravkovic and Durkin 2011). The piping plover does not nest within the ROI; therefore, the Proposed Action would not affect piping plover nesting. As very little particulate deposition is expected from launch activities since the Falcon 9 and Falcon Heavy vehicles use liquid fuels (LOX and RP-1), proposed launch activities (at a rate of up to once a month) would have discountable impacts to critical habitat from particulate deposition.

Increased vehicular traffic and human presence, as well as noise from construction, may temporarily displace piping plovers, causing them to expend additional energy. However, piping plovers in the area are currently exposed to noise from vehicular traffic and human presence accessing Boca Chica Village and Boca Chica beach along State Highway 4. Direct mortality from construction equipment is unlikely since pre-construction noise and human presence is likely to disperse wildlife prior to any equipment use.

Based on the analysis presented in the BA, the FAA determined that the Proposed Action *may affect, is likely to adversely affect* the piping plover and its critical habitat. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to piping plovers or adverse modification to designated piping plover critical habitat. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize impacts to piping plovers and critical habitat. Therefore, there would be no significant impacts to piping plovers and critical habitat with implementation of proposed construction activities.

#### ***Northern Aplomado Falcon***

Potential foraging habitat for the northern aplomado falcon does exist within the ROI. Limited perching and nesting sites (trees, yuccas, and power poles) occur within the vicinity of the proposed control center area, but outside the project footprints; however, no nesting or perching sites occur within the vicinity of the proposed vertical launch area. Falcons have been observed within the vicinity of the project area west of Boca Chica Beach. Aplomado falcons may pass through the area while moving to other areas of suitable habitat to the north and south of the project area. However, these movements would be infrequent and transitory. Increased vehicular traffic and human presence from construction activities may temporarily displace foraging aplomado falcons. However, aplomado falcons in the area are currently exposed to noise from vehicular traffic and human presence accessing Boca Chica Village and Boca Chica beach along State Highway 4. Direct mortality from construction equipment is unlikely

since noise from pre-construction noise and human presence is likely to disperse wildlife prior to any equipment use.

Based on the analysis presented in the BA, the FAA determined that the Proposed Action *may affect, is likely to adversely affect* the northern aplomado falcon. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to northern aplomado falcon. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize impacts to aplomado falcons. Therefore, there would be no significant impacts to aplomado falcons with implementation of proposed construction activities.

#### ***Jaguarundi and Ocelot***

The proposed vertical launch and control center areas do not have suitable denning habitat for the jaguarundi and ocelot, and neither species have been observed within these areas. However, the area could act as a travel corridor connecting suitable habitat. While there currently is traffic along State Highway 4 due to residents of Boca Chica Village and recreational and fishing opportunities on Boca Chica Beach, the Proposed Action would increase vehicle traffic during construction of the facilities. This could potentially increase the potential for vehicle collisions with ocelots and jaguarundis. The majority of the construction would occur during the day, with only small amounts of construction, such as pouring of concrete, occurring at night. Peak ocelot activity is around sunset and sunrise, with activity continuing during the night (USFWS 2004). Jaguarundis are active during the daytime and at night. As discussed in Appendix K, *Ground Traffic and Transportation*, traffic during the construction period would increase by approximately 107 vehicles per day within the Lower Rio Grande Valley NWR corridor and within the corridor providing access to Boca Chica Beach and the vertical launch area. This would approximately double the 95 vehicles per day currently traveling State Highway 4 in the vicinity of Boca Chica Village and Beach.

Based on the analysis presented in the BA, the FAA determined that the Proposed Action *may affect, is likely to adversely affect* the jaguarundi and ocelot. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to the jaguarundi and ocelot. In accordance with the BCO a number of SCMs, discussed in Section 6.8, *Biological Resources (Fish, Wildlife, and Plants)*, would be implemented to avoid and minimize impacts to the jaguarundi and ocelot. These include the education of construction and SpaceX personnel on the potential of vehicle collisions with ocelots and jaguarundis, reduction of vehicle speeds along State Highway 4 within the vertical launch and control center areas, and the installation of “Watch Out for Ocelots/Jaguarundis” or “Watch Out for Wildlife” signs along both sides of State Highway 4.

Therefore, there would be no significant impacts to ocelots and jaguarundis with implementation of proposed construction activities.

### **West Indian Manatee**

None of the proposed construction areas are located within the marine habitat of the manatee. Therefore, there would be no impacts to manatees with implementation of proposed construction activities. Based upon ESA Section 7 consultation with the USFWS, and the BCO (Appendix G), construction of the Proposed Action is not likely to jeopardize the continued existence of the West Indian manatee. Potential impacts to manatee from launch operations are discussed below (see Section 4.8.1.2, *Operation*).

### **Sea Turtles**

The Kemp's ridley, loggerhead, green, hawksbill, and leatherback sea turtles have all been recorded nesting within the ROI in the past. However, the Kemp's ridley sea turtle is the only one that has been recently recorded to nest on Boca Chica Beach with any regularity.

None of the proposed construction areas are located in any potential sea turtle nesting areas. The eastern boundary of the perimeter fence for the vertical launch area is greater than 500 ft west of potential beach nesting areas and is separated by sand dunes. Therefore, proposed construction activities would have no direct impact on sea turtle terrestrial habitat. Construction noise (such as the impact pile driver) may be heard on Boca Chica Beach and could potentially affect any turtles that may be using the beach for nesting activities. However, these potential impacts would be short-term and temporary. Therefore, there would be no significant impacts to sea turtles from proposed construction activities. Based upon ESA Section 7 consultation with the USFWS and the BCO (Appendix G), construction of the Proposed Action is not likely to jeopardize the continued existence of the any sea turtle species within the project area. Potential impacts to sea turtles from launch operations are discussed below (see Section 4.8.1.2, *Operation*).

### **Red Knot**

Long-term habitat loss would result from the construction of the proposed facilities. However, this permanent loss of habitat would impact only a small fraction of this community in the Lower Rio Grande Valley and would not adversely impact the availability of habitat for the red knot. In addition, increased vehicular traffic and human presence, as well as noise from construction, may temporarily displace the red knot. The red knot does not nest within Cameron County; therefore, nesting would not be impacted by the Proposed Action. With implementation of proposed SCMs such as pre-construction surveys for migratory birds and designating an FCR (refer to Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for more details), there would be no significant impacts on the red knot as a result of the proposed construction activities. In addition, the Proposed Action would not contribute to the future listing of this species. Based upon ESA Section 7 consultation with the USFWS and the BCO (Appendix G), construction of the Proposed Action is not likely to jeopardize the continued existence of the red knot. Potential impacts to red knot from launch operations are discussed below (see Section 4.8.1.2, *Operation*).

#### 4.8.1.2 Operation

##### Vegetation

Daily maintenance activities would not include disturbance to vegetation. With the implementation of appropriate handling and management procedures, hazardous wastes generated as a result of routine operation of the vertical launch and control center areas would have no significant impacts to the environment (see Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste* for more details). Launch activities would have minimal impacts to vegetation from potential fire. Fires are unlikely since launch activities would occur over concrete pads with no surrounding vegetation. Very little particulate deposition is expected since the Falcon 9 and Falcon Heavy vehicles utilize use fuels (LOX and RP-1) (see Section 3.9, *Hazardous Materials, Pollution Prevention, and Solid Waste* for further details). Therefore, there would be no significant impacts to vegetation from operational activities.

The deluge water system would generate a vapor cloud that would travel approximately 600 feet from the launch pad toward the east/southeast in the direction of the flame duct exit. Low wind conditions, required for a launch, may disperse the vapor cloud approximately 200 feet to the northwest under prevailing southeast winds. Portions of the deluge water would also be entrained in the exhaust and would follow that exhaust cloud over the Gulf of Mexico. To address comments received regarding potential vegetation changes resulting from the vapor cloud, the launch pad area would be monitored for changes to vegetation and wildlife during the operational phase of the project, as outlined in the Long-term Monitoring Plan that SpaceX would develop in consultation with the USFWS in accordance with the BCO. SpaceX would provide the USFWS with monitoring plans tracking potential induced vegetative changes as a result of proposed construction activities, fencing, security, stormwater discharge, and launch activities.

##### Wildlife

Increased vehicular traffic and human presence from operational activities may cause wildlife species found within the ROI to disperse. However, wildlife in the area is currently exposed to noise from vehicular traffic and human presence from vehicles using State Highway 4 to access Boca Chica Village and Boca Chica beach. Increased vehicle traffic could increase the potential for wildlife collisions. As stated in Appendix K, *Ground Traffic and Transportation*, the maximum number of vehicle trips per day from full-time on-site employees is anticipated to be 130 in 2016, increasing to 250 by 2025. There would also be an average of 2-3 delivery trucks traveling each way on work days. Employees and contractors would be educated on the potential of vehicle collisions with wildlife and would be required to obey speed limits on State Highway 4 and to maintain reduced speeds along State Highway 4 within the ROI. In addition, on launch days, the public may try to get a closer look at the launch, increasing the potential for unlawful off-road use in areas within the vicinity of the ROI. This could temporarily cause wildlife species in the area to disperse and expend additional energy, and could impact habitat from trampling and increased erosion. However, impacts would be avoided and minimized by establishing a checkpoint prior to launch activities that would prevent unauthorized personnel from entering the launch closure area (refer to Exhibit 2.1-1 and Section 2.1.1.5, *Pre-Launch Activities*), conducting pre-launch security patrols of the closure area, and by educating the public on safe and lawful areas where

they can watch launches (see Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for a complete list of SCMs that would be implemented as part of the proposed action).

The greatest potential impact to wildlife from operations would result from the visual effect of the launch vehicle and the launch noise. Studies have shown that wildlife react to visual stimuli (e.g., aircraft overflights) that are below 1,000 feet AGL (Lamp 1989; Bowles 1995). Vehicle launches and the associated noise can affect wildlife directly. Wildlife responses may include increased movement after a launch, avoiding or leaving areas where a launch occurs, changes in foraging patterns, and arousal of species-specific defensive behaviors (e.g., flight, aggression). Noise from vehicle launches may also have indirect effects on wildlife such as masking. Masking occurs when noise interferes with the perception of a sound of interest. For example, masking may affect predator avoidance and the detection of social signals (Bowles 1995).

The effects of noise from vehicle launches are difficult to assess because a number of adaptive responses may be involved, making the overt behavioral or physiological changes in response to noise highly variable. These responses include the acoustic startle, the orienting response, species-typical defensive behaviors, and responses conditioned by previous exposures to noise.

The primary concern with vehicle launches, and the associated noise, is the startle effect. For example, this occurs when birds are surprised by sudden, unexpected loud noises and leave the nest or perch suddenly. Possible negative impacts from this behavior include the expulsion of eggs or nestlings from the nest as the parent leaves suddenly, increased predation of eggs or young when parents are off the nest, and eggs or young may become chilled if the parent is off the nest for an extended period of time.

Even if proven significant, most of the effects of noise are mild enough that they may never be detectable as changes in population size or population growth against the background of normal variation (Bowles 1995). Many other environmental variables (e.g., predators, weather, changing prey base, ground based human disturbance) may influence reproductive success and confound the ability to tease out the ultimate factor in limiting productivity of a certain nest, area, or region (Smith et al. 1988). In contrast, the effects of other human intrusions near nests, foraging areas, dens, etc. (e.g., hiking, bird watching, boating) are readily detected and substantial (U.S. Forest Service 1992).

Noise from launch operations would extend outside the vertical launch area and control center area. No data is available on the physiological impacts on wildlife due to rocket launches. However, the noise from the launches would most likely temporarily displace wildlife, including migratory birds, and could cause increased heart rates, abandoned nests, and consumption of additional energy. The SEL noise levels would be as high as 135 dBA at 0.2 miles and 115 dBA at 2.0 miles (see Section 4.3, *Noise*). These noise impacts would be short-term since noise levels would last less than 1 minute and would only occur up to 12 times per year. Sonic boom modeling shows that the booms would intercept the surface more than 40 miles off the coast in the Gulf of Mexico. Therefore, noise from sonic booms would not be heard inland. Overall, there would be no significant impacts to wildlife from noise associated with operations.

Elements of the proposed facilities, including the lightning and water towers, could attract raptors and other migratory birds to the vertical launch area for nesting and perching. However, any human disturbance or noise from pre-launch operations would likely cause them to take flight prior to launch.



Furthermore, the structures would be equipped with devices to discourage nest building and perching (such as monopole technology, visual fright devices). To avoid and minimize impacts to birds from the proposed four lightning protection towers, the towers would be constructed to comply, as practicable and applicable, with voluntary USFWS guidelines for communication tower siting, construction, operation, and decommission (USFWS 2012f).

In addition, evidence suggests that migratory birds may be attracted to lighted facilities at night, especially during overcast nights, causing them to be disoriented and colliding with buildings and other structures (Longcore and Rich 2004; Poot et al. 2008). Potential impacts from lighting would be reduced by complying with established lighting policy for minimizing disorienting effects on migratory birds. A Lighting Management Plan would be approved by the USFWS and implemented prior to operations.

Therefore, given that noise levels associated with proposed launch activities would last less than 1 minute and only occur a maximum of 12 times per year, and with implementation of proposed SCMs (e.g., conducting migratory bird surveys before, during and after construction and pre- and post-launch, and developing an Avian Monitoring Plan and a Lighting Management Plan [see Section 6.8, *Biological Resources (Fish, Wildlife, and Plants)*, for more details]), there would be no significant impacts to local or transboundary wildlife, including migratory birds, as a result of operations. In addition, in accordance with the conclusion of formal consultation with the USFWS under Section 7 of the ESA, incidental take of any migratory bird protected under the MBTA is addressed if such take is in compliance with the terms and conditions specified in the BCO (refer to Appendix G).

#### Special-Status Species

Impacts on state-listed wildlife species are similar to those described above for wildlife. Seven state-listed species (that are not also federally listed) occur or have the potential to occur within the ROI (peregrine falcon, reddish egret, sooty tern, white-tailed hawk, white-faced ibis, wood stork, and black-striped snake). Increased vehicular traffic and human presence as well as noise from launch operations may cause wildlife species found within the vertical launch and control center areas to disperse. Elements of the proposed facilities, including the lightning and water towers, could attract raptors and other birds to the vertical launch area for nesting and perching. However, any noise from pre-launch operations would cause them to take flight prior to launch. With implementation of proposed SCMs, such as implementing USFWS guidelines for towers, educating the public on safe and lawful areas they could watch the launch, conducting avian surveys, and developing a Lighting Management Plan (see Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for more details), there would be no significant impacts to state-listed wildlife species as a result of operations. The BCO that was issued by USFWS on December 18, 2013 (refer to Appendix G) is the final determination of impacts to ESA-listed species that are being evaluated in this EIS. The BCO specifies non-discretionary Reasonable and Prudent Measures that are necessary to minimize impacts to listed species (i.e., amount or extent of incidental take) and critical habitat. The BCO also specifies discretionary Conservation Recommendations.

Potential impacts on ESA-listed species from proposed facility operations are discussed below.

### ***Piping Plover and Critical Habitat***

During a launch event, the water tower would discharge 50,000-200,000 gal of water onto the launch pad. The majority of the water would evaporate during launch. Remaining deluge would be captured in a retention basin and would be sampled and analyzed to determine if the water contained controlled contaminants at levels that exceed the TCEQ water quality standards. Water containing contaminants that exceed the water quality criteria would be removed and hauled to an approved industrial wastewater treatment facility outside of the vertical launch area. All other water not containing prohibited chemicals would be pumped back to the water tower. Although the proposed vertical launch area is located next to an unvegetated flat that provides potential habitat for the plover, no water would reach the ground during the launch event. While there is a small potential for water vapor to reach this unvegetated area, it is not expected that the amount of water vapor from a maximum of 12 launches per year would be enough to alter the habitat and cause vegetation growth on the unvegetated flat, adversely modifying piping plover critical habitat.

In addition, an increase in impervious surfaces and associated runoff could increase the potential for stormwater to reach these unvegetated wetlands near the proposed facilities. This could in turn cause vegetation to grow within nearby unvegetated critical habitat for the piping plover. However, stormwater management BMPs within the proposed vertical launch and control center areas would be added to facilitate infiltration and evaporation. No direct discharges to surface waters, including wetlands, are anticipated.

Noise from launch operations would extend outside the vertical launch and control center areas, and would displace piping plovers using adjacent suitable habitat. The SEL noise levels would be as high as 135 dBA at 0.2 miles and 115 dBA at 2.0 miles (see Section 4.3, *Noise*). However, these noise impacts would be short-term as noise levels associated with a launch would last less than 1 minute and would only occur up to 12 times per year. In addition, based on a previous Section 7 consultation between the USFWS and NASA for proposed launches at the Wallops Flight Facility, Virginia, and potential effects to piping plovers, it was determined that due to the short duration of disturbance and the limited number of launches, no significant impacts would be expected (NASA 2005). In addition, based on 12 years of monitoring of snowy plovers, a similar co-generic species, during launches at VAFB, California, startle responses were rare and reproductive success was not affected by launches. Monitoring data obtained during launches since 1995 support other observations that snowy plovers crouch and observe objects, such as helicopters or launch vehicles that mimic avian predators, or flush at launch but soon return to normal behavior. Monitoring of more than 20 rocket launches from VAFB have shown no adverse effects to nesting or wintering snowy plovers (VAFB 2009).

Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact piping plovers.

Based on the analysis presented in the BA, the FAA determined that operations of the Proposed Action *may affect, is likely to adversely affect* the piping plover and its critical habitat. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to piping plovers or

adverse modification to designated piping plover critical habitat. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize impacts to piping plovers and critical habitat. Therefore, there would be no significant impacts to piping plovers and critical habitat with implementation of proposed operation activities.

### ***Jaguarundi and Ocelot***

The proposed vertical launch and control center areas are located within the proposed Rio Grande Valley Wildlife Corridor which comprises a north-south coastal corridor on the eastern boundary of the Rio Grande delta that supports a matrix of native rangeland, wetland, and upland communities that may be suitable for ocelot and jaguarundi movement. While the 20-acre vertical launch area would be fenced, the fenced area would only preclude north-south movement through 2,500-ft wide area. Jaguarundis and ocelots would still be able to move through the surrounding habitat around the proposed vertical launch area. Therefore, this would not significantly impede or prevent movements by jaguarundi and ocelot through the area.

While approximately 20 acres of the vertical launch area would be fenced in, habitat is similar around the proposed area and would still provide the jaguarundi and ocelot sufficient area to freely move around the proposed vertical launch area.

Although there currently is traffic along State Highway 4 due to recreational and fishing opportunities on Boca Beach and from residents of Boca Chica Village, the Proposed Action would increase vehicle traffic during daily operations of the vertical launch and control center areas.

This could potentially increase the potential for ocelot and jaguarundi vehicle collisions. Although the specific areas in proximity to the vertical launch and control center areas do not contain suitable habitat, it is expected that ESA-listed cats would move through the project area to access the suitable habitat in the surrounding areas. The majority of the traffic from operations would occur during daylight hours. Peak ocelot activity is around sunset and sunrise, with activity continuing during the night. Jaguarundis are known to be primarily diurnal. As stated in Appendix K, *Ground Traffic and Transportation*, the maximum number of vehicle trips per day from full-time on-site employees is anticipated to be 130 in 2016, increasing to 250 by 2025. There would also be an average of 2-3 delivery trucks traveling in each direction on work days (refer to Appendix K). Employees and contractors would be educated on the potential of vehicle collisions with wildlife and would be required to maintain reduced speeds along State Highway 4 within the ROI. Implementation of proposed SCMs discussed in Section 6.8, *Biological Resources (Fish, Wildlife, and Plants)*, would avoid and minimize impacts to the ocelot and jaguarundi, including the education of construction and SpaceX personnel on the potential of vehicle collisions with ocelots and jaguarundis, reduction of vehicle speeds along State Highway 4 within the vertical launch and control center areas, and the installation of “Watch Out for Ocelots/Jaguarundis” or “Watch Out for Wildlife” signs along both sides of State Highway 4.

Noise from launch operations would extend outside the vertical launch area, and could temporarily cause ocelots and jaguarundis to avoid the area. The SEL noise levels would be as high as 135 dBA at 0.2 miles and 115 dBA at 2.0 miles (see Section 4.3, *Noise*). These noise impacts would be short-term since

noise levels and would last less than 1 minute and would only occur up to 12 times per year. Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact jaguarundi and ocelot.

Based on the analysis presented in the BA, the FAA determined that operations of the Proposed Action *may affect, is likely to adversely affect* the jaguarundi and ocelot. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to the jaguarundi and ocelot. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize impacts to the jaguarundi and ocelot. Therefore, there would be no significant impacts to ocelots and jaguarundis with implementation of proposed operation activities.

#### **Northern Aplomado Falcon**

Potential foraging habitat for the northern aplomado falcon exists within the ROI. Limited perching and nest sites (trees, yuccas, and power poles) occur within the vicinity of the proposed control center area, but outside the project footprint; however, no nesting or perching sites occur within the vicinity of the proposed vertical launch area. Falcons have been observed within the action area west of Boca Chica Beach. Increased vehicular traffic and human presence from operational activities associated with the Proposed Action may temporarily displace foraging aplomado falcons. Construction of the facilities, including the lightning and water towers, could attract falcons to the vertical launch area for nesting and perching. However, any noise and activities from day-to-day facility operations and monthly pre-launch operations would cause falcons to avoid the vertical launch and control center areas. Furthermore, the structures would be equipped with devices to discourage nest building and perching (such as monopole technology and visual fright devices). To avoid and minimize impacts to birds from the proposed four lightning protection towers, the towers would be constructed to comply, as practicable and applicable, with voluntary USFWS guidelines for communication tower siting, construction, operation, and decommission (USFWS 2012f).

Noise from launch operations would extend outside the launch facilities, and would displace aplomado falcons potentially using adjacent suitable habitat. The SEL noise levels would be as high as 135 dBA at 0.2 miles and 115 dBA at 2.0 miles (see Section 4.3, *Noise*). These noise impacts would be short-term since noise levels would last less than 1 minute and would only occur up to 12 times per year. Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact northern aplomado falcon.

Based on the analysis presented in the BA, the FAA determined that operations of the Proposed Action *may affect, is likely to adversely affect* the northern aplomado falcon. Formal ESA Section 7 consultation with the USFWS was completed with their issuance of a BCO on December 18, 2013. The BCO concurred with the findings of the BA analysis and concluded no jeopardy to northern aplomado falcon. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize

impacts to aplomado falcons. Therefore, there would be no significant impacts to aplomado falcons with implementation of proposed construction activities.

### **West Indian Manatee**

A launch event could increase boat traffic from visitors wishing to view the launch outside the closure area. This could potentially increase the potential for seagrass beds to be disturbed from rotor wash and therefore decrease a food source for the manatee. In addition, the potential for manatee boat strikes could also increase due to an increase in boat traffic. However, launches would only occur up to 12 times a year and the public would be educated on safe and lawful areas where they could watch the launches. In addition, impacts to manatees would be minimized through the use of an educational outreach program to inform people about manatees in the area and why and how to avoid them. Furthermore, this species has not been observed within the vicinity of the project area since 1914 and does not currently occur within the vicinity of the project area with any frequency that would subject it to potential direct or indirect impacts from the Proposed Action. Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact manatees. Based on the analysis presented in the BA, the FAA has determined that the Proposed Action *may affect, is not likely to adversely affect* the West Indian manatee. The USFWS concurred with this effects determination in their BCO issued at the close of Section 7 consultation with the FAA. Therefore, there would be no significant impacts to the West Indian manatee with implementation of proposed operation activities.

### **Sea Turtles**

The Kemp's ridley, loggerhead, green, hawksbill, and leatherback sea turtles have all been recorded nesting within the ROI in the past. However, the Kemp's ridley sea turtle is the only one that has been recorded recently to nest on Boca Chica Beach with any regularity.

During launch days, patrol personnel would not be able to access the beach for up to 15 hours during the day. As a result, there is a potential for nests that are laid during the beach closure to not be found and relocated. However, as stated earlier, Kemp's ridley sea turtles primarily nest on windy days, when launch operations are unlikely to occur. Hatchlings from nests that are not relocated could potentially be disoriented by any lights from the launch facility. Potential impacts from lighting would be reduced by complying with established lighting policy for minimizing disorienting effects on sea turtle hatchlings. A Lighting Management Plan would be approved by the USFWS and implemented prior to activation of the vertical launch area. Lighting for the vertical launch area would be designed so that none of the lighting is visible seaward of the dunes. The lighting to be used on buildings would be finalized during the design process. However, the exterior lights could consist of 135W low pressure sodium "full cutoff" wall mounted fixtures and vapor proof, F32, T8, amber sleeved, fluorescent tube fixtures mounted on the ceiling underneath the overhangs. In addition, it is unlikely that lighting would cause disorientation of hatchlings since once nests are laid, eggs are retrieved from each nest and transported to an incubation facility.

Noise and vibrations from rocket launches could frighten nesting turtles, causing them to abandon their nesting attempt. The SEL noise levels would be as high as 135 dB at 0.2 miles and 115 dBA at 2.0 miles

(see Section 4.3, *Noise*). However, noise and vibrations from the launch would last less than 1 minute, and would occur up to 12 times a year, thereby reducing the likelihood for the noise and vibrations to occur during the time a sea turtle is attempting to nest. In addition, since Kemp's ridley sea turtles primarily nest from April through July, they would be exposed to at most four launches a year. Vibrations could also harm incubating eggs. However, current standard procedure for all nests that are observed in Texas is for all eggs to be retrieved from each nest and transported to an incubation facility. Sea Turtle, Inc. administers nesting sea turtle patrols and relocation of eggs on Boca Chica Beach. Therefore, any vibrations from a launch would most likely only impact eggs that were laid the same day of the launch, were not found due to the beach closure during a launch, and were not relocated. However, it is expected that activities associated with digging up sea turtle eggs and relocating them to an incubating facility via vehicles would potentially subject sea turtle eggs to greater vibration and noise levels than a launch, which would only last approximately 1 minute. Furthermore, to date there have been no impacts to sea turtle eggs during transport to an incubating facility due to vibration or noise. Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact nesting sea turtles.

A launch event could increase boat traffic within the vicinity of the vertical launch area during launch days. This could potentially increase the potential for seagrass beds to be disturbed from rotor wash and therefore decrease a food source for the green sea turtle. In addition, the potential for sea turtle boat strikes could also increase due to an increase in boat traffic. However, launches would only occur up to 12 times a year and the public would be educated on safe and lawful areas where they could view the launches. This would minimize potential impacts to sea turtles in the marine environment.

During a nominal launch, the first stage of the Falcon 9 would land in the Gulf of Mexico, approximately 550 miles downrange, and would potentially be recovered by a salvage ship. In the event that the expended first stage becomes damaged and could not be located, it would subsequently sink. Spent first stages falling into the Gulf of Mexico are a potential source of pollution to marine environments. Depending on the vehicle, varying quantities of LOX and RP-1 would remain in the fuel tanks at the time of the splashdown. Localized temporary adverse impacts on marine waters in the immediate area surrounding this landing may occur. Long-term impacts however would be negligible due to the buffering capacity of the Gulf of Mexico. LOX would dissolve in marine water. However, liquid fuels such as RP-1 that are relatively insoluble in water pose a slight risk to the marine environment until evaporation occurs. When the propellant surfaces, it would form a thin film that would be broken up by wave action, sunlight, and oxygen. All traces of propellant would quickly dissipate within 1 to 2 days (NASA 2009).

Based on the analysis presented in the BA, the FAA has determined that operations of the Proposed Action *may affect, is likely to adversely affect* the loggerhead, green, leatherback, hawksbill, and Kemp's ridley sea turtles. In accordance with the BCO, a number of SCMs (provided in Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*) would be implemented as part of the Proposed Action to avoid and minimize impacts to sea turtles. Therefore, there would be no significant impacts to sea turtles with implementation of proposed operation activities.

### **Red Knot**

Increased vehicular traffic and human presence as well as noise from launch operations may cause red knots found within the ROI to disperse. These noise impacts would be short-term since noise levels would last less than 1 minute and would only occur up to 12 times per year. Modeled sonic boom events associated with proposed launches would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not impact red knots. In addition, the red knot does not nest within Cameron County; therefore, nesting would not be impacted by the Proposed Action. With implementation of proposed SCMs such as pre- and post-launch surveys for migratory birds and designating an FCR (refer to Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, for more details), there would be no significant impacts on the red knot as a result of the proposed operation activities. In addition, the proposed project would not contribute to the future listing of this species.

### **Launch Failure**

In the event of a launch failure, an explosion could injure or kill species adjacent to the launch pad or within areas impacted by debris. However, due to the limited number of launches and the unlikely scenario of a launch failure, the likelihood of an impact on terrestrial species is low. Debris scatter that could occur off the Gulf of Mexico during a launch abort would also have a low probability of impacting aquatic species.

Fires could potentially start from an explosion on the pad, which could result in a temporary loss of habitat. The launch vehicle propellant tanks would likely rupture and the propellants would burn explosively. Thus, it is possible for propellants to be spilled directly or released as a burning byproduct into local surface water bodies, upland areas, and infiltrating soils to make contact with groundwater. The extent of potential impacts would depend on the type of propellant, the conditions of the accident, and the nature of the terrestrial and water resources affected (see Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*, for more details). SpaceX would prepare and implement a HMERP to ensure that adequate and appropriate guidance, policies, and protocols regarding hazardous material incidents and associated emergency response are available to and followed by all personnel. In the event of a launch failure, emergency response and cleanup procedures contained in the HMERP would reduce the magnitude and duration of any impacts. In the event of a launch failure, the FAA would reinitiate ESA Section 7 consultation with the USFWS to assess the impacts of the incident as well as the potential impacts from the cleanup and restoration.

#### **4.8.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. SpaceX would not construct the vertical launch and control center areas. The vertical launch and control center areas would remain as they currently are and there would be no impacts to biological resources.

## **4.9 HAZARDOUS MATERIALS, POLLUTION PREVENTION, AND SOLID WASTE**

### **4.9.1 Proposed Action**

#### **4.9.1.1 Construction**

##### Hazardous Materials and Hazardous Materials Management

Construction activities would require the use of hazardous materials. The majority of the hazardous materials expected to be used are common to construction and include diesel fuel, gasoline, and propane to fuel the construction equipment; hydraulic fluids, oils, and lubricants; and welding gases, paints, solvents, adhesives, and batteries. The transport and use of hazardous materials would have the potential to result in accidental spills that could adversely impact soil, surface water, and groundwater adjacent to transportation routes or downgradient from the construction areas. Potential impacts to water resources with regards to spills are discussed in Section 4.7, *Water Resources*. In case of a reportable spill or the discovery of previously unknown contaminants that exceed a reportable threshold, work would stop and the National Response Center would be contacted. Soils adversely affected by spills would be treated on-site or would be removed and disposed of in accordance with applicable Federal and State regulations. With the implementation of appropriate handling and management procedures, hazardous materials required for construction of the proposed vertical launch and control center areas would have no significant impacts to the environment.

In accordance with the CWA, a construction stormwater discharge permit would be obtained and a SWPPP would be prepared and implemented prior to the commencement of construction activities. Every outdoor storage area where hazardous materials are proposed to be stored or staged during construction would be identified in the SWPPP and inspected on a recurring basis during the construction phase and until the permit is terminated.

Hazardous materials associated with construction activities would be delivered and stored in a manner that would prevent these materials from leaking, spilling, and potentially polluting soils, groundwater, and surface waters, and in accordance with applicable Federal, State, and local environmental and public and occupational health and safety regulations. Public transportation routes would be used for the conveyance of hazardous materials during construction. Transportation of all materials would be conducted in compliance with DOT regulations.

Hazardous materials would be stored in their original containers with their original product labels and would not be stored directly on the ground. These materials would be stored on pallets under cover and with secondary containment. Incompatible materials would not be stored together, and sufficient space would be provided between stored containers to allow for spill cleanup and emergency response access. Storage units would meet building and fire code requirements and would be located away from vehicle traffic. Storage instructions would be posted and construction employees would be trained in proper receiving, handling, and storage procedures. Material Safety Data Sheets for all materials stored on the site would be provided and available to all site personnel.



### Hazardous Waste and Hazardous Waste Management

Hazardous waste would be generated during construction activities. Hazardous waste generated during construction of the vertical launch and control center areas would be expected to include empty containers, spent solvents, paints, sealants, adhesives, waste oil, spill cleanup materials (if used), lead-acid batteries from construction equipment, and various universal wastes (e.g., fluorescent bulbs, batteries). Other hazardous materials such as welding gases are expected to be consumed in their entirety and the empty gas cylinders returned to the suppliers. Construction contractors would be responsible for safely removing these construction-generated wastes from the vertical launch and control center areas and for arranging for recycling or disposal in accordance with applicable regulations.

The total monthly generation of hazardous waste during construction is anticipated to be less than 100 kilograms during a calendar month. The construction contractor would be (contractually) responsible for determining their regulatory status regarding hazardous waste generation (during construction, and obtaining and maintaining compliance) in accordance with Federal and State law and complying with the applicable regulations. With the implementation of appropriate handling and management procedures, hazardous wastes generated during the construction of the vertical launch and control center areas would have no significant impacts to the environment.

The storage and transport of hazardous waste would have the potential to result in accidental spills that could adversely impact soil, surface water, and groundwater adjacent to transportation routes or downgradient from the construction areas. Potential impacts to water resources with regards to spills are discussed in Section 4.7, *Water Resources*. Soils adversely affected by spills would be treated on site or would be removed and disposed of in accordance with applicable Federal and State regulations. Hazardous wastes associated with construction activities would be stored in a manner (per applicable regulations) that would prevent these materials from polluting soils, groundwater, and surface waters and in accordance with applicable Federal, State, and local environmental and public and occupational health and safety regulations. Individual contractors would be responsible for the safe and compliant collection, management, and transport of their hazardous wastes to an offsite permitted TSD facilities.

### Pollution Prevention

During the site preparation and construction phase, hazardous materials, substances, and wastes would be collected, stored, and disposed of in accordance with applicable regulations and using practices that minimize the potential for spills, accidental releases, or contact with stormwater. On March 5, 2013, the reissued TPDES Construction General Permit TXR150000 became effective. This general permit authorizes the discharge of stormwater runoff associated with small and large construction sites and certain non-stormwater discharges into surface water in the state. Under this general permit, primary operators of large construction sites must develop and comply with the conditions of the permit as well as a SWPPP. The purpose of the SWPPP is to identify potential sources of pollutants that affect storm water discharges from the site; describe the practices that will be implemented to prevent or control the release of pollutants in storm water discharges; to create an implementation schedule to ensure that the practices described in the SWPPP are in fact implemented; and to evaluate the plan's effectiveness

in reducing the pollutant levels in storm water discharges. The SWPPP would be fully implemented and adherence to the applicable stormwater discharge permit requirements monitored and enforced by the construction contractor during the construction phase. Adherence with the SWPPP would prevent potential spills at the construction site from affecting surface waters within the surrounding area.

#### Solid Waste and Solid Waste Management

Solid wastes generated during construction would include used brick, mortar, timber, steel, vegetation/landscaping waste, empty material containers, packing materials, food waste, and empty food and beverage containers. Scrap building materials that would be generated from construction of buildings with interior spaces (e.g., offices) would include such materials as wood, drywall, plastic, insulation, and masonry.

The construction of the vertical launch and control center areas would result in an increase in overall solid waste generation in the local community for a period of approximately 2 years. This temporary increase is not anticipated to have a significant impact on the local landfill, which has an estimated capacity life span of over 30 years (TCEQ 2011b).

Solid wastes generated during construction would be placed in covered receptacles until disposed of off-site to minimize contact with stormwater and prevent offsite deposition from wind. Excess construction materials would be salvaged or recycled to the maximum extent practicable and the remaining solid waste disposed of in appropriately permitted landfills. With the implementation of appropriate handling and management procedures, solid wastes would have no significant impacts to the environment.

Soil excavated during construction activities would be stockpiled for on-site construction and landscaping uses. Building materials such as asphalt and concrete are not expected to generate waste, since they are produced in the needed quantities and can be recycled.

Solid waste storage areas would establish and implement BMPs in accordance with CWA requirements. To minimize impacts to surface waters, solid waste storage areas would be located outside of flood prone areas and away from drainage facilities and receiving waters to the maximum extent practicable. All solid waste receptacles would be covered to prevent contact with stormwater during rain events and prevent offsite transport by wind.

#### 4.9.1.2 Operation

#### Hazardous Materials and Hazardous Materials Management

##### ***Transportation, Handling, and Storage***

The operation of the proposed vertical launch and control center areas would require the use and storage of hazardous materials for launch operations as well as for routine maintenance and flight support activities. Table 4.9-1 summarizes the types, quantities, and locations of the various hazardous materials anticipated to be used. The majority of these materials would be stored as close to their point of use as possible to minimize the potential for accidental spills. Transportation, handling, and storage of hazardous materials could result in adverse impacts to soil, surface water, and/or groundwater along transportation routes, and at the vertical launch and control center areas and the surrounding area if a

spill were to occur. Potential impacts to water resources with regards to spills are discussed in Section 4.7, *Water Resources*. Soils adversely affected by spills would be treated on site or would be removed and disposed of in accordance with applicable Federal and State regulations. The hazardous materials storage tanks would be located within secondary containment designed to hold at least 110 percent of the tank's maximum volume. As described in Section 2.1.1.4, *Propellant, Gas, Fuel, Oil, and Solvent Storage*, all tanks and containment systems would be cleaned, tested, and certified before first use; all tanks would be tested to the DOT, ASME Section VIII Pressure Vessel Code requirements, or American Petroleum Institute storage tank requirements, as applicable. Permanent over-ground lines would be installed to connect both the LOX and the RP-1 storage areas to the launch pad. These piping systems would be designed, installed, and tested in accordance with ASME B31.3 Piping Code requirements.

To further minimize the potential for groundwater contamination, SpaceX would assemble an emergency response team that would be responsible for responding to hazards and spills for all Falcon program propellants, including both launch vehicle propellants as well as payload related propellant. SpaceX would prepare and implement a HMERP to ensure that adequate and appropriate guidance, policies, and protocols regarding hazardous material incidents and associated emergency response are available to and followed by all personnel. Emergency response and cleanup procedures contained in the HMERP would reduce the magnitude and duration of any impacts both on and off site.

Because facilities would be located within the 100 and 500-year floodplains, SpaceX would ensure the storage of hazardous materials would implement flood control measures, which could include locating water-sensitive equipment, supplies, chemicals, etc. above flood level, and moving hazardous waste outside of the floodplain when substantial storms are imminent. The implementation of these measures would reduce the likelihood that a flood event might result in loss of life, injury to persons, or damage to property or otherwise be considered a "critical action" as defined in EO 11988, *Floodplain Management* (see Section 3.7, *Water Resources [Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic River]*, for a discussion of EO 11988). Space X would comply with the standard spill prevention and corrosion resistant tank construction standards, as well as implement redundant containment mechanisms, as detailed in the SPCCP. The fuel tanks would be placed within concrete basins, which would contain any fuel leakage.

In addition to the materials listed in Table 4.9-1, operations at both the vertical launch and control center areas would use products containing hazardous materials, including paints, solvents, oils, lubricants, acids, batteries, surface coating, and cleaning compounds. These materials would be handled, stored, and disposed in accordance with procedures listed on their respective Materials Safety Data Sheets and in accordance with applicable Federal and State regulations. Adherence to Materials Safety Data Sheets and in accordance with applicable Federal and State regulations would minimize the potential for impacts to the vertical launch and control center areas and surrounding areas. Hazardous materials such as propellants, chemicals, and other hazardous material payload components would be transported to the facilities in accordance with DOT regulations (e.g., 49 CFR Parts 100-199) governing interstate and intrastate shipment of hazardous materials, as applicable. With the implementation of appropriate handling and management procedures, hazardous materials required for operation of the vertical launch and control center areas would have no significant impacts to the environment.

**Table 4.9-1 Hazardous Materials Associated with Proposed Operations**

Falcon 9			
Stage 1			
LOX	62,000 gal		
RP-1	38,000 gal		
Stage 2			
LOX	15,000 gal		
RP-1	9,000 gal		
He gas (both stages)	~200 lb mass		
Falcon Heavy			
LOX	350,000 gal		
RP-1	200,000 gal		
Reusable Suborbital launch Vehicle			
RP-1/LOX	6,900 gal		
Payloads <sup>1</sup>			
Material	Falcon 9	Falcon Heavy	Dragon
UDMH	4,840 lb	12,000 lb	0 lb
MMH NTO Total	4,840 lb	12,000 lb	2,850 lb
He	500 st ft <sup>3</sup>	1,000 st ft <sup>3</sup>	500 st ft <sup>3</sup>
N	500 st ft <sup>3</sup>	1,000 st ft <sup>3</sup>	500 st ft <sup>3</sup>
ordnance (small explosive bolts)	1 lb. TNT equivalent Max	5 lb. TNT equivalent Max	1 lb. TNT equivalent Max
Vertical Launch Area			
Material	Quantity	Location	
LOX	350,000 gal estimated	Propellant Storage Area	
RP-1	200,000 gal estimated	Propellant Storage Area	
He	6,750 ft <sup>3</sup> , water volume	Propellant Storage Area	
N	13,000 ft <sup>3</sup> , water volume	Propellant Storage Area	
Deluge water	250,000 gal	Water Tower	
Heavy gear oil, hydraulic oil, kerosene, cutting oil	<300 gal	Hangar or launch pad	
Welding gases and supplies	10 K-bottles each Oxygen and Acetylene	Workshop and Office Area	
Generator fuel (diesel/gasoline)	6,000 gal	Workshop or Hangar	
Control Center Area			
Material	Quantity	Location	
Payload fuel (UDMH, MMH or NTO)	(4,840 lb; 12,000 lb; 2,850 lb)	Payload Processing Facility	
Hydrazine	0-2,000 gal	Satellite Fuels Storage	
He	1,000 ft <sup>3</sup>	Payload Processing Facility	
N	3,000 ft <sup>3</sup>	Payload Processing Facility	
Ordnance (small explosive bolts)	6 lb. TNT	Payload Processing Facility	
Material	Quantity	Location	
Generator fuel (diesel/gasoline)	5,000 gal	Diesel storage area	

Notes: <sup>1</sup> Vehicle payloads would include cargo, scientific instruments or experiments, and external fuel.

LOX = liquid oxygen; RP-1 = refined petroleum-1; He = helium; UDMH = unsymmetrical dimethyl hydrazine; MMH = monomethylhydrazine; NTO = nitrogen tetroxide; N = nitrogen; ft<sup>3</sup> = cubic feet; lb = pound; gal = gallon; TNT = trinitrotoluene; K = wet volume of 49.9 liters.

A HMMP would be developed to include strategies and procedures for storing, handling, disposing, and transporting hazardous materials in addition to responding to on-site or off-site spills. These strategies would be similar to those detailed for construction. In addition, an SPCCP would be prepared in accordance with the CWA requirements included in 40 CFR Part 112. The SPCCP would outline proper management and spill response procedures for the oils and fuels stored at the vertical launch and control center areas.

### ***Launch Activities***

During launch of the Falcon 9, Falcon Heavy, or reusable suborbital launch vehicle, an exhaust cloud would form near the launch pad at lift-off as a result of the exhaust plume and evaporation and subsequent condensation of deluge water. Because these launch vehicles use only LOX and RP-1 propellants, the exhaust cloud would consist of steam only and would not contain any hazardous materials (USAF 2007). As the volume of water expected to condense from the exhaust cloud is expected to be minimal, the exhaust cloud would generate less than significant impacts on surface water quality near the vertical launch area.

After a Falcon launch, the first stage of the launch vehicle would land in the Gulf of Mexico, approximately 550 miles downrange, and would potentially be recovered by a salvage ship. The salvage ship would be able to locate the first stage through telemetry signals from the stage. The recovered first stage would be returned to SpaceX facilities in Hawthorne, California. In the event the expended first stage becomes damaged and could not be located, it would subsequently sink. Spent first stages falling into the Gulf of Mexico are a potential source of pollution to marine environments. Depending on the vehicle, varying quantities of LOX and RP-1 would remain in the fuel tanks at the time of the splashdown. Localized temporary adverse impacts on marine waters in the immediate area surrounding this landing may occur. Long-term impacts would be negligible due to the buffering capacity of the Gulf of Mexico. LOX would dissolve in marine water. However, liquid fuels such as RP-1 that are relatively insoluble in water pose a slight risk to the marine environment until evaporation occurs. When the propellant surfaces, it would form a thin film that would be broken up by wave action, sunlight, and oxygen. All traces of propellant would quickly dissipate within 1 to 2 days (NASA 2009).

### **Hazardous Waste and Hazardous Waste Management**

Small quantities of hazardous waste would be generated during routine operations. Most of the hazardous materials would be consumed, so no substantial volumes of hazardous waste would require disposal. Launch vehicle maintenance, propellant and fuel storage and dispensing, and facility and grounds maintenance are among those activities that may generate very small quantities of hazardous wastes. The sources of hazardous waste include waste fuel, waste oils, spent solvents, paint waste, spill response materials, and used batteries.

Up to 100,000 gal of deluge water for a Falcon 9 launch operation and up to 200,000 gal of deluge water for a Falcon Heavy launch operation could be discharged during a launch event. During a launch, all water not vaporized or expelled would be contained in a retention basin underneath the launch pad. This water would then be sampled and analyzed to determine if the water contained controlled

contaminants at levels that exceed the TCEQ water quality standards. Water containing contaminants that exceed the water quality criteria would be removed and hauled to an approved industrial wastewater treatment facility outside of the vertical launch area. All other water not containing prohibited chemicals would be pumped back to the water tower.

The estimated amount of hazardous waste anticipated to be generated at the facility would qualify the facility as a small quantity generator of hazardous waste or a conditionally exempt small quantity generator as defined by 30 TAC Part 1 §335 (c).

The storage and transport of hazardous waste has the potential to result in accidental spills that could adversely impact soil, surface water, and groundwater adjacent to transportation routes at or downgradient from the vertical launch and control center areas. Potential impacts to water resources with regards to spills are discussed in Section 4.7, *Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)*. Soils adversely affected by spills would be treated on-site or would be removed and disposed of in accordance with applicable Federal and State regulations. Hazardous wastes would be managed on site in accordance with applicable Federal, State, and local regulations. Hazardous wastes would be prepared for transport in accordance with DOT regulations, and the wastes would be disposed of at approved TSD facilities and would be transported using appropriately licensed contractors. With the implementation of appropriate handling and management procedures, hazardous wastes generated as a result of routine operation of the vertical launch and control center areas would have no significant impacts to the environment.

#### Pollution Prevention

BMPs for pollution prevention would be implemented in accordance with the Pollution Prevention Act of 1990. In accordance with the Act, SpaceX would prevent pollution via source reduction whenever feasible. Polluting substances whose use cannot be avoided would be recycled and/or treated in accordance with applicable laws. Disposal of all polluting substances would be employed only as a last resort and would be conducted in accordance with applicable laws. All accidental releases of polluting substance would be responded to quickly and appropriate clean up measures would be implemented in accordance with applicable laws to minimize impacts to the environment.

In addition, several substance specific plans and policies would be developed and would address proper materials management and other pollution prevention strategies and practices for those substances. A HMMP and HMERP would be prepared for the Proposed Action and would outline the procedures for proper management of hazardous materials to prevent spills from occurring as well as the proper response procedures to follow should a spill occur. An SPCCP would also be prepared and implemented in accordance with regulations promulgated under the CWA. The SPCCP would outline management guidelines and response procedures for site personnel and would ultimately minimize the potential for and magnitude of releases of oil. Compliance with the procedures and protocols outlined in each of the respective plans would minimize the potential for spills to occur as well as minimize impacts to the site and surrounding areas.

Should the operation generate hazardous waste volumes that would define it as a small quantity generator of hazardous waste, a Pollution Prevention Plan would be prepared to identify and implement source reduction and waste minimization measures as required by 30 TAC Subchapter Q §335.473.

#### Solid Waste and Solid Waste Management

Operations would also generate solid waste, such as office waste, break room waste, and packaging from supplies. Section 2.1.3, *Personnel Levels*, indicates that by 2023, the peak full-time on-site employment under the Proposed Action would be 150 workers. However, staffing levels at the vertical launch and control center areas is anticipated to fluctuate with the highest on-site staffing levels being observed during launch campaigns (an additional 100 local or transient workers). The EPA estimates that a person generates 4.43 lbs of waste per day (EPA 2010a). Based on that amount, and assuming 150 full-time employees, it is expected that approximately 664.5 lbs of solid waste would be generated per day, resulting in approximately 86 tons of solid waste per year (assuming 260 work days). According to the TCEQ, the Lower Rio Grande Valley Region disposed of 1,124,940 tons of solid waste in 2010. Solid waste generated by the Proposed Action would increase the disposal rate by 0.008 percent. This increase is not anticipated to have a significant impact on the local landfill which has an estimated capacity life of over 30 years.

With the implementation of appropriate handling and management procedures, solid wastes generated as a result of long-term operation of the facilities would have no significant impacts to the environment. Solid wastes generated by facility operations would be salvaged or recycled to the maximum extent practicable or disposed of in a permitted landfill. Solid waste receptacles would be water tight, maintained covered, and would be located outside of flood prone areas and away from drainage facilities and receiving waters to the maximum extent practicable.

#### Launch Failures

Should a failure occur on the launch pad, a number of possible outcomes could result, the most likely being a fire on the launch pad. An explosion on the launch pad would likely spread debris within the FAA approved hazard area and vegetation across the hazard area would likely be burned. A launch failure could result in impacts on surface waters due to contamination from rocket propellant. In the unlikely occurrence of a launch failure, spilled RP-1 could enter the tidal wetlands close to the launch pad. Because some propellant would likely be burned prior to failure, it is unlikely that the maximum amount of RP-1 held in the tanks would be spilled. SpaceX would follow the emergency response and cleanup procedures outlined in the HMERP. Procedures may include containing the spill using disposable containment materials such as absorbent berms, fences, trenches, sandbags, and cleaning the area with absorbents or other material to reduce the magnitude and duration of any impacts. If the spill is greater than 25 gal of petroleum or of any size that affects or threatens to affect surface waters (i.e., one that creates a sheen, emulsion, or sludge), it would be reported within 2 hours to the National Response Center, the Texas State Emergency Response Commission, and the TCEQ. Debris and unspent fuel would be removed from the near-shore marine environment and disposed of in accordance with Federal, State, and local regulations. Short-term impacts on the near-shore marine environment may result, but

long-term impacts would be negligible due to the emergency response and cleanup procedures and the buffering capacity of the waters of the Gulf of Mexico.

A release of unspent RP-1 from the launch vehicle may create a thin film of petroleum on the water surface ground surface near the impact area. Due to the volume of this release into the nearby terrestrial and aquatic areas, temporary impacts on soil and water quality of tidal wetlands may be adverse; however, because mitigation and cleanup measures would be implemented (see Section 6.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*), the potential long-term impacts on uplands and tidal wetlands would not be substantial. If leaked into the Gulf of Mexico, the amount of water in comparison to the amount of propellant would allow the propellant to dilute so that impacts would be temporary and extremely localized. Dissipation into the Gulf waters would occur within hours due to a combination of wave movement, oxygen exposure, and sunlight (USAF 2007). Due to the small volume of this release into the Gulf of Mexico, impacts on water quality in the Gulf of Mexico would be negligible.

Other propellants such as UDMH (also known as 1,1-dimethyl hydrazine), MMH, and NTO may also be released into the environment as a result of launch failure. UDMH is highly reactive and degrades readily in environmental media. Thus, it is not likely to have significant impacts to air or water. UDMH degrades rapidly in air through reactions with  $O_3$ , hydroxyl radicals, and  $NO_2$  with the major reaction product (approximately 60 percent) being dimethyl nitrosamine, a highly toxic substance. The estimated atmospheric half-life for UDMH in the presence of  $O_3$  is less than 1 minute and less than 10 minutes in the presence of  $NO_x$ . In the ambient atmosphere, the breakdown product, dimethyl nitrosamine, should rapidly degrade upon exposure to sunlight (Agency for Toxic Substances and Disease Registry [ASTDR] 1997). The half-life for direct photolysis of dimethyl nitrosamine is on the order of 5 to 30 minutes (ASTDR 1989).

UDMH degrades in open aquatic systems, but the rate of degradation is dependent on specific aquatic environmental factors, including pH, hardness, temperature, oxygen concentration, and the presence of organic matter and metal ions. Oxidation and biodegradation are the primary removal mechanisms. The primary reaction pathway for hydrazine degradation in water produces nitrogen gas and water. In oxygen-deficient waters or in the presence of metal ions which serve as catalysts, ammonia may also be produced. The reported half-life of 1,1-dimethyl hydrazine in ponds and seawaters ranged from 10 to 14 days, presumably because of reaction with oxygen and other free radicals. UDMH may become concentrated in some fish living in contaminated water. However, most animals quickly digest and excrete UDMH, so high levels of this compound are not expected to remain in their bodies. Because of its high reactivity, UDMH is rapidly degraded in aquatic systems making food chain bioaccumulation unlikely (ASTDR 1997).

In soils, UDMH appears to degrade more rapidly than in water, with complete degradation occurring within 1-8 days. Oxidation and biodegradation have been identified as the main removal processes. Microbial degradation may contribute to removal of the chemical from soil (ASTDR 1997).

MMH and NTO are toxic to humans and pose environmental hazards if released in sufficient quantity to the environment. MMH is highly reactive as well, and is listed by the International Agency for Research



on Cancer as a possible human carcinogen. The toxicology of MMH and NTO with marine life is not well known (NASA 2009). NTO almost immediately breaks down to nitric and nitrous acid on contact with water, and would be very quickly diluted and buffered by seawater. Therefore, there would be negligible potential for impact to marine life. Hydrazine fuels such as MMH are highly reactive substances that quickly oxidize to form amines and amino acids, which are beneficial nutrients to small marine organisms. Prior to oxidation, there is some potential for exposure of marine life to toxic levels, but for a very limited area and time. A half-life of 14 days for hydrazine fuels such as MMH in water is suggested based on the unacclimated aqueous biodegradation half-life (NASA 2009).

Because of these potential hazards, all reasonable and feasible measures would be taken by SpaceX operators and the FAA to minimize accidents and to protect human health and the environment. To minimize the risk of accidents, SpaceX would fully comply with safety requirements set forth in 14 CFR Parts 400-450, for both ground safety and flight safety, and any other applicable regulations or guidance from the FAA. In the event of a launch failure, emergency response and cleanup procedures contained in the HMERP would reduce the magnitude and duration of any impacts.

#### **4.9.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of suborbital launch vehicles. The vertical launch and control center areas would not be constructed. The No Action Alternative would not result in the use of hazardous materials or the generation of hazardous or solid waste. Therefore, there would be no impact related to hazardous materials, pollution prevention, and solid waste.

#### **4.10 SOCIOECONOMICS, ENVIRONMENTAL JUSTICE, AND CHILDREN'S ENVIRONMENTAL HEALTH RISKS AND SAFETY RISKS**

This socioeconomic impact analysis focuses on the regional economic impacts of construction and operation of the Proposed Action. Economic impacts are defined to include direct effects, such as changes to employment and expenditures that affect the flow of dollars into the local economy and indirect effects, which result from the "ripple effect" of spending and re-spending in response to the direct effects.

Direct impacts are associated with the Proposed Action itself and include construction and operations jobs, the incomes earned by those workers, the economic output associated with initial purchases of local construction materials and supplies, and goods and services from operation of the Proposed Action.

Indirect impacts are the jobs, income, and economic output generated by the businesses that supply goods and services to the Proposed Action. Indirect jobs include jobs at companies that supply construction materials/supplies or support jobs directly related to operations. Indirect jobs extend to include jobs related to the manufacture of products used to construct and operate the facility. Indirect labor income includes the income earned by people working indirect jobs. Indirect output includes the total sales volume related to the supply of goods and services to SpaceX.

Induced impacts are the result of spending of the wages and salaries of the direct and indirect employees on items such as food, housing, transportation, and medical services. This spending creates induced employment in nearly all sectors of the economy, especially service sectors.

Factors considered in the analysis of socioeconomic impacts include:

- Redistribution, influx, or loss of population within the study area
- Impacts to employment and income
- Availability of housing
- Effects on community services
- Changes to the tax base

Socioeconomic impacts, particularly impacts such as those being evaluated in this EIS, are often mixed: beneficial in terms of gains in jobs, expenditures, tax revenues, etc., and potentially adverse in terms of growth management issues such as demands for housing and community services.

This analysis also addresses potential disproportionately high and adverse impacts to minority and/or low-income populations consistent with EO 12898, *Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations*, and Order DOT 5610.2, *Environmental Justice in Minority and Low-Income Populations*; and disproportionate environmental health and safety risks to children consistent with EO 13045, *Protection of Children from Environmental Health Risks and Safety Risks*.

Potential impacts to traffic are addressed in detail in Appendix K, *Ground Traffic and Transportation*.

#### **4.10.1 Proposed Action**

##### **4.10.1.1 Construction**

###### Socioeconomics

Under the Proposed Action, SpaceX would construct a vertical launch area and a control center area in order to support the launch of the Falcon 9, Falcon Heavy, and a variety of reusable suborbital launch vehicles (see Section 2.1.2, *Construction Activities*). The proposed schedule for all construction activities is a 24-month period from start to finish. Estimated construction costs were not available at the time of this document preparation; however, given the final build-out size of the proposed vertical launch and control center areas, and other similar projects (e.g., see *Final Environmental Impact Statement for the Spaceport America Commercial Launch Site, Sierra County, New Mexico* [FAA 2008]), it was estimated for this EIS analysis that the number of construction workers on-site would not exceed 47 at any one time (see Appendix E for calculations).

Under a maximum case scenario, it was assumed that the peak construction period would employ 47 personnel. With the high rate of unemployment in the ROI (11 percent), it would be expected that some of these positions would be filled by unemployed construction workers. It would also be possible that some construction workers would move into the ROI in response to the direct job effects in construction, but these workers would most likely leave the area for other opportunities when the 24-month construction project nears completion. Under a maximum case scenario, if all the construction workers moved to the ROI, bringing their families with them (using an average Cameron and Willacy

counties household size of 3.3 persons [USCB 2012a]), it would represent less than 1 percent of the ROI population of 428,315 (USCB 2012a).

Local construction expenditures, including construction wages, during the 24-month period would have a beneficial impact on the ROI economy through direct spending and would generate economic activity that would lead to indirect job creation in areas such as the accommodation and food services and retail trade sectors. Given the high rate of unemployment in the ROI, it would be expected that these indirect, unspecialized positions would be filled by unemployed local residents. No population in-migration to the ROI would be expected as a result of indirect job growth.

If, under a maximum scenario, all construction workers enter the housing market at the same time, it would represent less than 1 percent of the total ROI housing units (148,964) and less than 1 percent of the total ROI vacant housing units (23,569) (USCB 2012a). This increase would be minimal and would not significantly change the housing purchase or rental markets. Construction activities would not be expected to result in significant effects to the housing market.

Under a maximum scenario, construction workers and their families would represent 0.04 percent of the ROI population. The annual ROI population growth rate from 2000 to 2010 has been approximately 2 percent (USCB 2012a). Therefore, any population growth due to construction activities would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education services.

The expenditures associated with construction of the vertical launch and control center areas would result in increased tax revenue in the ROI and Texas. The direct construction and indirect workers would be taxed as would the income received by area businesses benefitting from the additional sale of goods and services.

#### Environmental Justice

As described above, both the ROI and Census Tract 127 have significantly higher proportions of minority and low-income populations than Texas; however, Boca Chica Village, the nearest residential area, has a lower percentage of minority population compared to Texas. Recent census low-income data are not available for Boca Chica Village.

This environmental justice analysis summarizes the potential construction impacts analyzed in Sections 4.3, *Noise*; 4.4, *Light Emissions and Visual Impacts*; 4.6, *Air Quality*; 4.7, *Water Resources*; 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*; and Appendix K, *Ground Traffic and Transportation*. Please refer to these sections for a complete discussion of potential impacts. Impacts occurring in these resource areas have the potential to disproportionately affect minority and low income populations.

#### **Noise**

Construction activities that would impact community noise levels include noise from construction equipment operating at the vertical launch and control center areas and construction/delivery vehicles traveling to and from these areas. Residences within Boca Chica Village would experience increased noise levels primarily from construction activities and construction/delivery vehicles at the control center area and from construction/delivery vehicles traveling to and from the vertical launch area.

Noise levels at a given receptor would depend on the type and number of pieces of construction equipment being operated and receptor's distance from the construction site. Small increases in noise levels along truck routes would be expected as a result of the operation of delivery trucks and other construction vehicles. Noise impacts would vary widely, depending upon the phase of construction and specific task being undertaken. Increased noise levels would typically be greatest during the early stages of each construction phase, although these periods would be of relatively short duration and would typically occur during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. Therefore, significant impacts to community noise levels from proposed construction related activities are not anticipated and there would be no significant environmental justice impacts.

### ***Light Emissions and Visual Impacts***

A comparison of the current landscape at the vertical launch area with the landscape following construction indicates weak contrasts with regards to the characteristics of the landforms and little or no contrast with the vegetation. However, a strong contrast is indicated between the buildings and structures of the vertical launch area and the surrounding landscape. The cumulative effect of construction of the proposed vertical launch area would result in a severe impact on the visual resources.

The contrasts at the control center area would be less severe than that at the vertical launch area. A comparison of the current landscape at the control center area with the landscape following construction indicates weak contrasts with regards to the characteristics of the landforms and little or no contrast with the vegetation. A weak to moderate contrast is indicated between the buildings and structures of the control center and the existing buildings and structures of Boca Chica Village that surrounds it. The cumulative effect of construction of the proposed control center area would result in a moderate to severe impact on the visual resources.

### ***Air Quality***

Air emissions from the construction activities would primarily result due to the operation of construction equipment, both on-site and traveling to and from the project sites, and construction worker commute emissions. The estimated construction emissions would not cause an exceedance of any NAAQS. Therefore, the construction impacts on air quality would not be significant and would not result in environmental justice impacts.

### ***Water Quality***

Potential impacts to water resources include disturbance of the ground surface and soil erosion. An SWPPP would be prepared that implemented the use of BMPs during construction which would prevent indirect impacts from erosion and sedimentation to nearby water bodies. Any impacts associated with an increase of stormwater runoff to surface waters due to construction activities would be minimized by implementation of SWPPP and BMPs and would not have significant adverse impacts to surrounding surface waters.

Other potential impacts to surface water and groundwater quality during construction include contamination from spills or leaks from construction vehicles and machinery. An SPCCP and an HMMP

would be implemented to minimize the potential for accidental releases of polluting substances from construction equipment. Adherence to the SPCCP and the HMMP would reduce the potential for adverse impacts to surface waters to less than significant levels. The construction of the vertical launch and control center areas would not require the use of large significant quantities of groundwater. Therefore, there would be no significant environmental justice impacts.

#### ***Hazardous Materials and Wastes***

Construction activities would require the use, management, and disposal of hazardous materials and wastes. An SWPPP would be prepared and implemented prior to the commencement of construction activities. Hazardous materials and wastes associated with construction activities would be used and stored in a manner that would prevent these materials from polluting soils, ground and surface waters and in accordance with applicable Federal, State, and local environmental and public and occupational health and safety regulations. With the implementation of appropriate handling and management procedures, hazardous materials required for construction of the proposed vertical launch and control center areas would have no significant impacts to the environment. Therefore, there would be no significant environmental justice impacts.

#### ***Traffic***

An additional 107 construction vehicles per day would travel State Highway 4 to the vertical launch and control center areas. This would approximately double the 95 vehicles per day currently traveling State Highway 4 in the vicinity of Boca Chica Village and Beach (refer to Appendix K). However, the increase in traffic due to construction activities would not affect the level of service on State Highway 4 or in Boca Chica Village. Nonetheless, there is the potential for temporary impacts to local traffic in the vicinity of the construction areas, as the trucks slow to enter the vertical launch and control center areas.

Access to the vertical launch area would be directly from State Highway 4, in the vicinity of the entrance to Boca Chica Beach. With some flexibility to schedule major truck-intensive efforts such as concrete pours during off-peak times, it is anticipated that construction traffic in the vicinity of the vertical launch area would not contribute to significant congestion issues.

Direct access to the control center area would be located along Esperson Street and Eichorn Boulevard, small connector roads in Boca Chica Village within a few hundred ft of State Highway 4. The number of heavy trucks accessing the site would be significantly less than at the vertical launch area. However, during peak construction traffic access, there would still be some potential for the additional traffic to create some congestion within the Boca Chica Village community. It is expected that there may be occasional brief periods of congestion within the Boca Chica Village, but there would be no permanent or significant traffic congestion.

Hazardous materials would be transported to the vertical launch and control center areas during construction. The transportation of these and all other hazardous materials would be required to meet DOT Hazardous Materials Regulations, 49 CFR Parts 100-199. There is minimal additional risk with the construction; therefore, the transport of hazardous materials during construction is not anticipated to significantly impact the traffic and transportation in the vicinity of the vertical launch and control center

areas. While there may be short-term traffic impacts to Boca Chica Village, no long-term environmental justice impacts are anticipated.

#### Environmental Justice Summary

Construction of the vertical launch area would result in significant visual impacts. Changes to the viewshed from State Highway 4 would affect all viewers equally and would not result in disproportionate impacts to environmental justice populations. Construction of the control center area would have a greater negative impact on residents of Boca Chica Village. While this residential community is not considered a minority population, low income data are not available. Construction of the Proposed Action would have some unavoidable minor impacts associated with other resource areas. These impacts would be minimized following all appropriate FAA, OSHA, DOT, and state requirements and guidelines, and would not be considered environmental justice impacts.

#### Children's Environmental Health Risks and Safety Risks

As described above, both Cameron County and Census Tract 127 have higher proportions of children under the age of 18 than Texas; however, Boca Chica Village, the nearest residential area, has no children under the age of 18. The control center area is located in a sparsely populated area approximately 6 miles from the nearest public school.

Potential construction impacts that could affect children's environmental health and safety are similar to those discussed above for environmental justice. Construction would have some unavoidable minor impacts to public safety. These impacts would be minimized following all appropriate FAA, OSHA, DOT, and state requirements and guidelines. No significant environmental health or safety impacts are expected due to the Proposed Action's construction activities. Therefore, construction activities would not result in disproportionate risks to the environmental health and safety of children.

#### 4.10.1.2 Operation

##### Socioeconomics

Beginning in the first operational year, approximately 30 full-time personnel would be on-site year round, increasing over a 10-year period up to approximately 150 full-time workers in 2025 (see Table 2.1-3, *Personnel for Proposed SpaceX Texas Launch Site Operations*). Proposed operations would consist of up to 12 launches per year with each launch campaign lasting up to 2 weeks. During a launch campaign, an additional maximum of 100 local or transient workers would be present at the vertical launch area and/or control center area. Under a maximum case scenario, approximately 250 personnel would be present on-site, and this would represent a minimal increase—less than 1 percent of the existing ROI civilian labor force of 145,043 (USCB 2012b). The road closures of State Highway 4 for up to 15 hours, 12 times per year, as well as other daily operations, would not affect any existing employment positions since there are no existing commercial activities in the vicinity of the vertical launch and control center areas.

Assuming that all permanent on-site and transient SpaceX personnel move to the area (under a maximum case scenario) and using an average Cameron and Willacy counties household size of 3.3

persons (USCB 2012a), the increase in population would be approximately 825 people. This would represent approximately 0.2 percent of the ROI population of 428,315 (USCB 2012a).

The salaries paid to the proposed on-site SpaceX personnel would represent direct annual income. Some of these earnings would be paid to taxes, and some would be saved and invested, but most would be spent on housing, consumer goods, and services in the ROI. Transient SpaceX workers would also spend earnings in the ROI during the launch campaigns, particularly on accommodations, food, and rental vehicles. This spending would, in turn, “ripple” through the economy, generating additional indirect jobs and income in areas such as the accommodation and food services and retail trade sectors and benefitting the ROI economy. Given the high rate of unemployment in the ROI (11 percent), it would be expected that these indirect, unspecialized positions would be filled by unemployed local residents. No population in-migration to the ROI would be expected as a result of indirect job growth.

Under a maximum case scenario (2025), assuming that all 150 full-time SpaceX employees/contractors plus the additional launch campaign staff of 100 workers enter the housing market at the same time, it would represent less than 1 percent of the total ROI housing units (148,964) and 1 percent of the ROI vacant housing units (23,569) (USCB 2012a). This increase would be minimal and would not significantly change the housing purchase or rental markets. Any minor effects on for-sale or rental housing would be further reduced by the gradual increase in personnel over 10 years. Therefore, the increase in personnel would not have significant impacts on the ROI housing market.

The residential area of Boca Chica Village is located approximately 2 miles west of the vertical launch area and abuts the control center area (see Exhibit 1.0-2, *Location of Proposed Vertical Launch Area and Control Center Area*). Comments received during the scoping process addressed the potential for reduced property values and quality of life in Boca Chica Village. Real property values are dynamic and influenced by a combination of factors, including market conditions, neighborhood characteristics, and individual real property characteristics (e.g., the age of the property, its size, and amenities). The degree to which a particular factor may affect property values is influenced by many other factors that fluctuate widely with time and market conditions. No definitive Federal standards exist for quantifying the impact of launches and launch complexes, nor are there previous studies conducted for similar launch facilities. Given the dynamic nature of the real estate market and the varying degree to which any combination of factors may affect the value of a particular property, it would not be possible to quantify how the Proposed Action may affect property values. However, it is possible to qualitatively describe potential impacts to Boca Chica Village property values. Potential effects to property values would reflect the subjective opinions of real estate market participants.

The presence and operation of the vertical launch and control center areas would change existing land uses in the Boca Chica Village area to a degree that might not be considered desirable for a residential area. This could result in lowered property values for private residential uses. On the other hand, the proximity of Boca Chica Village properties to a facility employing up to 150 full-time aerospace workers, plus an additional 100 transient workers who would be on-site 24 weeks per year, could create the potential for new economic opportunities. Entrepreneurs could view the Boca Chica Village properties as highly desirable locations to establish businesses that would serve the needs of SpaceX personnel. The overall impact to Boca Chica Village property values cannot be determined at this time.

Just as potential impacts to property values can be qualitatively described, so can potential impacts to quality of life for Boca Chica Village residents. Operation of the vertical launch and control center areas would change the noise environment, visual viewshed, nighttime light emissions, traffic, and numbers of people in the vicinity. These changes would affect how Boca Chica Village residents experience their neighborhood. While there may be some residents who would consider these changes as a negative impact, there could be some residents who would enjoy the vibrancy and excitement associated with the proposed launches.

The annual ROI population growth rate from 2000 to 2010 has been approximately 2 percent (USCB 2012a). The potential in-migration of 825 people to the ROI under a maximum case scenario (0.2 percent of the population) would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education services.

The expenditures associated with operation of the vertical launch and control center areas would increase tax revenue collections in the ROI and Texas, including property tax, hotel occupancy tax, and gross receipts tax revenues. The direct and indirect workers would be taxed as would the income received by area businesses benefitting from the additional sale of goods and services.

The Proposed Action would be expected to attract tourists who would travel to the area specifically to view a launch. Spending by these tourists would generate revenue for ROI businesses, particularly in the hospitality industry. A detailed discussion of the potential impacts associated with tourists is presented in Section 4.12, *Secondary (Induced) Impacts*.

#### Environmental Justice

As described above, both the ROI and Census Tract 127 have significantly higher proportions of minority and low-income populations than Texas; however, Boca Chica Village, the nearest residential area, has a lower percentage of minority population compared to Texas. Recent census low-income data are not available for Boca Chica Village.

This environmental justice analysis summarizes the potential operations impacts analyzed in Sections 4.3, *Noise*; 4.4, *Light Emissions and Visual Impacts*; 4.6, *Air Quality*; 4.7, *Water Resources*; 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste*; Appendix D, *Launch Noise Modeling Report*; and Appendix K, *Ground Traffic and Transportation*. Please refer to these sections for a complete discussion of potential impacts. Impacts occurring in these resource areas have the potential to disproportionately affect minority and low income populations.

#### **Noise**

The nearest house location, located 1.8 miles from the proposed vertical launch area, was modeled as a specific point of interest to determine the sound levels from a single launch event of a Falcon 9 and Falcon Heavy. The model predicted a maximum OASPL of 114 dBA for the Falcon 9 and 119 dBA for the Falcon Heavy at the nearest house location. Although the nearest house may experience noise levels above the 115 dBA hearing conservation guideline from a Falcon Heavy launch, the noise levels above 115 dBA would only last approximately 45 seconds and proposed launches of the Falcon Heavy would only occur a maximum of two times per year (Appendix D). The results of the noise study conclude that



noise levels may exceed the 115 dBA guideline within distances up to approximately 1.2 miles for the Falcon 9 and 2.1 miles for the Falcon Heavy (Appendix D). For a launch of the Falcon 9, the short-term impacts based on the hearing conservation guideline are not anticipated to be adverse as there are no housing developments within 1.2 miles of the proposed vertical launch area. However, the short-term impacts based on the hearing conservation guideline within 2.1 miles from the proposed launch of the Falcon Heavy are anticipated to be adverse, as the 115 dBA guideline is exceeded at these distances, albeit for less than 1 minute.

To account for increased human sensitivity to noise at night, a worst-case scenario (nighttime launches) was modeled using an additional noise metric, DNL. DNL is typically used for the evaluation of community annoyance since it account for the increased human sensitivity to nighttime noise. Under a worst-case scenario, Boca Chica Village would be exposed to noise levels at or above DNL 65 dBA. Therefore, noise impacts to Boca Chica Village would be considered significant during a nighttime launch of the Falcon 9 and Falcon Heavy.

Hearing protection measures would be implemented to ensure the health and safety of Boca Chica Village residents during launch activities. For example, the residents would be notified of each scheduled launch event and potential noise hazards well in advance of the launch day (see Section 2.1.1.5, *Pre-Launch Activities*). Residents would be encouraged to remain indoors during a launch event, which can reduce noise exposure. SpaceX may also make hearing protection devices available to residents to reduce noise levels below 115 dBA at distances up to approximately 2.1 miles for the Falcon Heavy.

The noise model also analyzed noise impacts to structures from Falcon 9 and Falcon Heavy launches. Studies based on ground testing of rocket systems indicate an expectation of 1 damage claim in 1,000 households exposed to an average continuous noise level of 111 dB, and 1 in 100 households at 119 dB. The noise levels at the nearest house, which is 1.8 miles from the vertical launch area, suggest the probability of a noise induced structural vibration damage claim would be greater than 1 in 100.

The unweighted  $L_{\max}$  levels at what appears to be the closest population center in Mexico (25.858550° N, 97.268427° W) to the vertical launch area indicate the probability of a noise induced structural vibration damage claim would be less than 1 in 1,000 for a Falcon 9 launch and slightly greater than 1 in 1,000 for a Falcon Heavy launch. The maximum A-weighted OASPL levels in this area of Mexico would be less than 115 dBA hearing conservation guidelines (Exhibits 4.3-1 and 4.3-2). Mexico lies outside the DNL 65 dBA contour levels for Scenarios A and B with a small area located inside the DNL 65 dBA for Scenario C, which includes one nighttime Falcon Heavy launch (refer to Exhibit 4.1-1). However, as discussed in Section 3.3.4, *Existing Conditions*, aerial imagery south of the U.S./Mexico border has been reviewed, and the area was found to be unpopulated and undeveloped.

In addition to the launch noise, a launch vehicle can create sonic booms as a result of the shock waves created from supersonic flight, when the vehicle travels faster than the speed of sound. The sonic booms modeled for the Falcon 9 and Falcon Heavy would intercept the surface more than 40 miles off the coast in the Gulf of Mexico and would not be audible inland. Therefore, there would not be a significant impact from noise as a result of sonic booms.

### ***Light Emissions and Visual Impacts***

Nighttime operations at the vertical launch area would result in increased levels of light emissions of greater intensity. Nighttime launch activities would result in particularly intense light emissions. The light emissions at the vertical launch area at night would have a severe impact on the existing low intensity and limited emissions that are currently present.

Nighttime operations at the control center area would result in somewhat greater levels of light emissions than are currently present from Boca Chica Village residences. The slightly greater light emissions would have a negligible impact on the current levels present.

### ***Air Quality***

Operational air emissions would result primarily from launches, generator operations, commuting on-site permanent and transient personnel, and delivery trucks. The operational emissions for the Proposed Action would not cause an exceedance of any NAAQS. Therefore, air quality impacts associated with operation of the Proposed Action would not be significant and would not result in a significant environmental justice impact.

### ***Water Quality***

Operation of the vertical launch area would include activity on impervious surfaces. The SWPPP would implement the use of BMPs during operation of the launch site which would prevent indirect impacts from erosion and sedimentation to the nearby water bodies. Any impacts associated with an increase of stormwater runoff to surface waters would be minimized by implementation of SWPPP and BMPs and would not have significant adverse impacts to surrounding surface waters.

Other potential impacts to surface water and groundwater quality during operation of the vertical launch and control center areas include contamination from accidental spills or leaks from operating vehicles and machinery. An SPCCP and HMMP would be prepared, reducing the potential for accidental spills or leaks. Therefore, contamination from accidental spills or leaks due to daily operations would not have adverse impacts to surrounding surface and groundwater.

Impacts of groundwater withdrawal for potable and deluge use on other possible on-site and off-site water uses would not be significant. The water balance analysis and aquifer drawdown analysis (see Section 4.11, *Natural Resources and Energy Supply*) does not show significant impacts on groundwater availability; therefore, it is unlikely that the groundwater use would result in a significant impact in the region. Because the recharge of surface water to groundwater occurs primarily inland to the west, the new impervious surfaces such as buildings, roads, and parking areas would have no impact to the recharge of surface waters to groundwater. There would not be any significant adverse impacts to floodplain function based on the operation of the water deluge system. The Proposed Action would not have a significant impact on wetlands. Therefore, effects on water quality would not have a significant environmental justice impact.

### ***Hazardous Materials and Wastes***

The operation of the proposed vertical launch and control center areas would require the use and storage of hazardous materials for launches as well as for routine maintenance and flight support

activities. Hazardous materials, substances, and wastes used and generated as part of operations would be collected, stored, and disposed of using practices that minimize the potential for accidental releases or contact with stormwater and in accordance with the facility SPCCP, RCRA, DOT, and OSHA regulations. With the implementation of appropriate handling and management procedures, hazardous materials required for operation of the vertical launch and control center areas would have no significant impacts to the environment.

In the event of a failure occurring during a launch event, the launch vehicle propellant tanks would likely rupture and the propellants would burn explosively. Thus, it is possible for propellants to be spilled directly or released as a burning byproduct into local surface water bodies (e.g., lakes, rivers, oceans) and infiltrating soils to make contact with groundwater. The extent of potential impacts would depend on the amount of propellant and the conditions of the accident. However, all reasonable and feasible measures would be taken by SpaceX operators and the FAA to minimize accidents. In addition, SpaceX may enter into agreements with local security service providers, or may rely on local police and fire departments. To minimize the risk of accidents, SpaceX would fully comply with safety requirements set forth in 14 CFR Parts 400-450, for both ground safety and flight safety, and any other applicable regulations or guidance from the FAA. Also, hazards to the public would be minimized during launch operations by the strict enforcement of closures and checkpoints by the U.S. Customs and Border Protection and Cameron County and State of Texas law enforcement agencies (see Section 2.1.1.5, *Pre-Launch Activities*). Therefore, there would be no significant environmental justice impacts.

### ***Traffic***

By 2025, approximately 250 personnel would be present on-site and approximately 253 vehicles per day, including 2 to 3 delivery trucks per day, would be traveling State Highway 4 in addition to the existing 190 vehicles per day, resulting in a total of 348 vehicles per day (refer to Appendix K). The addition of 253 vehicles per day would not increase traffic enough that it would downgrade the level of service condition from LOS A to LOS B along State Highway 4. The potential traffic impacts associated with the Proposed Action are primarily focused at the entrances of the vertical launch area and control center area. Although the additional traffic would have minimal impact along the State Highway 4 corridor, there would likely be some associated congestion at the entrance to the vertical launch and control center areas during morning and afternoon peak hours. However, this congestion is not anticipated to be significant.

Additionally, there would be limited public access along State Highway 4 during launches. SpaceX would coordinate with U.S. Customs and Border Protection and Cameron County and State of Texas law enforcement agencies to limit public access at two pre-defined checkpoints on State Highway 4 for up to 15 hours on launch day. These checkpoints include a hard checkpoint, which is a “no pass” area determined by the FAA approved hazard area during the FAA safety and risk assessment. No one can pass by this hard checkpoint during launch operations. The second checkpoint would be a soft checkpoint on State Highway 4 just east of Massey Way, which is an area where government personnel, SpaceX personnel, emergency personnel, and anyone with property beyond it can pass, but the general public would be denied access. These closures would be in effect for approximately 15 hours for each launch. With the relatively low traffic counts for this corridor and the advanced notice that would be

provided to local residents prior to each launch, these closures are not anticipated to have a significant impact on the traffic in the vicinity. Therefore, there are no significant impacts anticipated to traffic and transportation associated with the implementation of this Proposed Action.

This minimal additional risk associated with the operation of the Proposed Action is comparable to the risk to traffic during construction of the Proposed Action. Therefore, the transport of hazardous materials during construction or operations is not anticipated to significantly impact the traffic or transportation in the vicinity of the Proposed Action. Therefore, there would be no significant environmental justice impacts.

#### Environmental Justice Summary

Operation of the proposed vertical launch and control center areas would result in significant short-term community noise levels and an increased probability of noise induced structural vibration damage in Boca Chica Village. Light emissions from the vertical launch area would also be significant, especially during launch events. Boca Chica Village is not considered a minority population. Therefore, the Proposed Action would not result in a disproportionate impact to environmental justice populations. Operation of the proposed vertical launch and control center areas would have some unavoidable adverse impacts in other resource areas. These impacts would be minimized following all appropriate FAA, OSHA, DOT, and State and local requirements and guidelines and would not be considered environmental justice impacts.

#### Children's Environmental Health Risks and Safety Risks

As described above, both Cameron County and Census Tract 127 have higher proportions of children under the age of 18 than Texas; however, Boca Chica Village, the nearest residential area, has no children under the age of 18. The vertical launch and control center areas are located in a sparsely populated area 6 miles from the nearest public school.

Potential operational impacts that could affect children's environmental health and safety are similar to those discussed above for environmental justice. While children occasionally may be present in Boca Chica Village, no children live there, and there are no schools, daycares, or other similar facilities. While significant short-term noise impacts would affect Boca Chica Village up to 12 times per year, they would not be expected to significantly affect the environmental health and safety of children.

#### **4.10.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. SpaceX would not construct the vertical launch and the control center areas. Under the No Action Alternative, the existing socioeconomic conditions would continue. There would be no disproportionate impacts to minority or low-income populations or risks to children's environmental health and safety.

#### **4.11 NATURAL RESOURCES AND ENERGY SUPPLY**

In order to construct and operate the facilities associated with the vertical launch and control center areas, there would be demand for a variety of energy uses and natural resources. This section describes

the impacts of the construction and operations of the proposed vertical launch and control center areas on energy uses such as electricity and fuels and on natural resources such as water and construction materials.

#### **4.11.1 Proposed Action**

##### **4.11.1.1 Construction**

###### **Energy Supply**

Construction of the new facilities would include activities such as construction of roads, upgrading and installing aboveground and underground utilities, excavation, pouring of foundations, and building structures. The energy required for these types of activities would predominantly be associated with operating construction equipment and generators, which would require the supply of gasoline and diesel fuels. Construction may also have a minimal requirement for single-phase electrical power. With the minimal electrical requirements for construction and the proximity of the proposed construction areas to readily available sources of gasoline and diesel fuels, it is unlikely that the electrical and fuel requirements associated with construction would impact the supply to communities or other users in the area. No natural gas would be required for construction of the vertical launch area or the control center area. Therefore, no significant impact to the energy supply is anticipated as a result of construction.

###### **Natural Resources**

As established in FAA Order 1050.1E, the use of natural resources other than fuel need be examined only if the action involves a need for unusual materials or those in short supply. At this time, there are no unusual materials anticipated in the construction of the proposed vertical launch and control center areas. However, due to the amount of concrete and asphalt required for the construction of the proposed launch pad and flame duct, parking areas, and roadways, there would be a substantial requirement for aggregate (mineral materials such as sand and/or stone used in making concrete). Supply of groundwater is also of interest. Aggregate and Groundwater resources are further assessed in this section.

###### ***Supply of Aggregate***

There would be a substantial amount of aggregate required for the construction of the facilities in both the vertical launch and control center areas. Concrete requirements would include nearly 190,360 ft<sup>2</sup> of slab construction at the vertical launch area and approximately 101,989 ft<sup>2</sup> of slab construction in the control center area. Thicknesses in the vertical launch area range from 1 to 5 ft, with thicknesses in the control center area ranging between 1 and 1.5 ft. Additional roadway and parking areas would include approximately 85,556 ft<sup>2</sup> in the vertical launch area and 211,820 ft<sup>2</sup> at the control center area. Due to the vertical launch area's remote location at the end of State Highway 4, along the Gulf Coast, access to supplies of aggregate would be concentrated in and around the City of Brownsville, approximately 20 miles to the west. There are several suppliers located in the City of Brownsville, with additional suppliers just northwest of Brownsville in the cities of San Benito and Harlingen. It is anticipated that the region surrounding Brownsville would have sufficient supply of aggregate to meet the requirements for

constructing the vertical launch and control center areas without impacting the availability for other uses in the area.

### **Groundwater Resources**

The construction of the vertical launch and control center areas would not require significant quantities of groundwater. The water usage for construction is anticipated to be less than that of operation, and because the water balance analysis and aquifer drawdown analysis below do not result in significant impacts on groundwater availability, it is unlikely that the construction groundwater use would result in a significant impact in the region. There could be small off-site water quantity (drawdown) effects in the immediate vicinity of the vertical launch area, but no changes in off-site water use are anticipated as a result of the Proposed Action.

#### **4.11.1.2 Operation**

##### **Energy Supply**

Under the Proposed Action, it is estimated that the proposed vertical launch and control center areas would have a total maximum electrical load of 3,000 kilowatts per hour. The lines required to supply power from the existing electrical distribution system to the control center area would be upgraded—the lines that are currently underground would remain underground, and lines that are currently aboveground would remain aboveground. These existing power lines would be upgraded to a three-phase distribution system. Also, the power and data lines required between the control center area and the vertical launch area would be buried within the State Highway 4 ROW. No impact would occur to other system users in the vicinity of the proposed facilities. In addition to electricity, energy supply requirements for operations would include various propellant fuels, as well as diesel and gasoline to fuel the ground equipment necessary for launch operations. Launch vehicle propellants include LOX, RP-1, helium, and nitrogen. The Dragon spacecraft uses a form of hydrazine, a different propellant than the launch vehicle. Propellant storage for the operations would include the following:

1. LOX—350,000 gal of tank storage would be provided for LOX in the propellant storage areas at the vertical launch area
2. RP-1—200,000 gal of tank storage would be provided for RP-1 in the propellant storage areas at the vertical launch area
3. Helium—1,000 ft<sup>3</sup> (as water volume) of tank storage would be provided for helium in the satellite fuel storage area at the control center area and 6,750 ft<sup>3</sup> of tank storage would be required at the vertical launch area
4. Nitrogen—3,000 ft<sup>3</sup> (as water volume) of tank storage would be provided for nitrogen in the satellite fuel storage area at the control center area and 13,000 ft<sup>3</sup> of tank storage would be required at the vertical launch area
5. Payload Fuel (UMDH, MMH, and NTO) and Hydrazine—Hydrazine would be received in closed shipping containers and stored in the control center area (see Section 4.9, *Hazardous Materials, Pollution Prevention, and Solid Waste* for further discussion of payload fuel and hydrazine storage)

All propellants would be provided by regional or national suppliers and would be transported to the vertical launch and control center areas by truck. It is not anticipated that the supply of these propellants would impact other local uses. Similarly, the gasoline and diesel fuels required for the ground support equipment, estimated to be approximately 12 trucks per year, would be minimal compared to the regional uses of these fuels. It is not anticipated that this relatively small quantity would impact regional supplies. No natural gas would be required for operation of the vertical launch or control center areas.

#### Natural Resources

For operations at the vertical launch and control center areas, the only natural resource with a potential concern with respect to short supply is groundwater. Groundwater would be potentially used for two primary uses: the supply of the deluge water for each launch and for personnel use at the facilities. Potable water would either be delivered by truck or pumped from an on-site well adjacent to the water tower at the vertical launch area. Water distribution lines would be installed to distribute the potable water from the water tower to the facilities to provide potable water to the area. The well would be drilled into a high transmissive portion (i.e., yielding relatively large water quantities) of the Gulf Coast Aquifer (the Chicot Aquifer).

As described in Section 2.1.2, *Construction Activities*, a deluge water system consisting of one 250,000-gallon water tower would be installed at the vertical launch area for sound and vibration suppression. During an actual launch, the water tower would discharge up to 100,000 gal of water for a Falcon 9 launch operation and up to 200,000 gal for a Falcon Heavy launch operation. Assuming the maximum scenario of up to 12 launch operations per year, total deluge water system use would be 1,400,000 gpy.

The operation of the vertical launch and control center areas would result in an increase of permanent and temporary personnel. The scenario resulting in the maximum number of personnel at the vertical launch and control center areas is the 2025 scenario, with 150 full-time SpaceX employees/contractors and 100 local or transient personnel working launch campaigns lasting up to 2 weeks. The potable water usage by the employees and contractors is projected to be 1,000,000 gpy.

It is important to note that the groundwater in the Gulf Coast Aquifer at the location of the vertical launch area likely has concentrations of TDS exceeding the National Secondary Drinking Water Regulations standard of 500 mg/L. As presented in Section 3.7.4, *Existing Conditions*, the TDS concentrations in the Chicot and Evangeline Aquifers in south central Cameron County has the highest TDS values, with concentrations greater than 10,000 mg/L (Choudhury and Mace 2007). Groundwater pumped for potable use from a well would likely require treatment to remove the TDS and reduce the salinity prior to potable use.

The combined maximum water demand for the deluge system operation and potable use at the vertical launch and control center areas is projected to be 2,400,000 gpy (7.37 afy) in 2025. The current municipal water use in the City of Brownsville is 45,312 afy, 85 percent of the current total capacity of 53,242 afy, and 74 percent of the expanded total capacity of 61,648 afy. The City of Brownsville currently has the capacity to meet the additional water demand.

### ***Municipal Water Supply***

If all deluge water and potable water were obtained from a municipal source by trucking the water in from Brownsville, Texas, the maximum water demand is estimated at 2,400,000 gpy (7.37 afy) in 2025. Refer to Appendix K, *Ground Traffic and Transportation* for an analysis of truck deliveries.

As presented in Section 3.11.4.2, *Natural Resources*, the municipal water demand in Brownsville in 2010 was 45,312 afy (14,800 MGY), and in the year 2020 it is projected to be 54,105 afy (17,600 MGY). The total municipal capacity from the Rio Grande is 47.5 MGD (53,242 afy). The 2010 municipal water usage was at 85 percent of the current treatment facilities' capacity. The 2020 projection is at 88 percent of the expanded treatment facilities' capacity. The City of Brownsville will expand the treatment facilities' capacity at the Southmost Regional Water Authority Regional Desalination Plant to meet the projected municipal demand by 2020 (Section 3.11.4.2, *Natural Resources*).

In this water source scenario, the increased population and operations at the vertical launch and control center areas in the 2025 end state would increase the demand for potable water by approximately 7.37 afy (2.4 MGY), 0.01 percent of the projected 2020 municipal usage of 54,105 afy (17,600 MGY). Because the municipal treatment system is currently operating at 85 percent of the total capacity, and is projected to be at 88 percent of the expanded capacity by 2020, the demands of 0.10 percent could be met by the Brownsville municipal water system. Therefore, only negligible impacts to municipal water supply in Brownsville would occur as a result of the Proposed Action.

### ***Groundwater Supply***

If all deluge water and potable water were obtained from an on-site water well, the maximum water demand of 7.37 afy (2.4 MGY) in 2025 would require an average pumping rate of 4.6 gpm. As presented in Section 3.7.4.2, *Groundwater*, the municipal groundwater demand for Cameron County in the year 2010 was 4,500 afy (1,470 MGY), and the projected demand in the year 2020 is 5,300 afy (1,730 MGY). The Proposed Action would result in less than significant impacts to municipal groundwater availability in Cameron County. The increased population and operations at the vertical launch and control center areas in the 2025 end state would increase the demand for potable water by approximately 7.37 afy (2.4 MGY), which is 0.14 percent of the projected 2020 municipal usage of 5,300 afy (1,730 MGY). The estimated total capacity of wells tapping groundwater in Cameron County was estimated at approximately 800,000 afy (Choudhury and Mace, 2003). Therefore, only negligible impacts to groundwater supply in Cameron County would occur as a result of the Proposed Action.

### ***Aquifer Drawdown***

Aquifer drawdown from the operational activities was conservatively calculated assuming a transmissivity of 49,500 gpd/ft (Myers 1969), a storativity of 0.0001, and a single source well. It is estimated that the water production well screened in the discontinuous sand and clay beds of the Chicot aquifer would produce water at an average rate of approximately 4.6 gpm, based on the maximum projected water demand of 2,400,000 gpy (7.37 afy) for potable use and for the deluge water, assuming a constant pumping rate.



Table 4.11-1 presents the drawdown at the pumping well at 0.5, 1, and 2 miles from the well after 10 and 20 years of aquifer withdrawal for operations. The drawdown at the source well would range up to 0.36 ft after 20 years of withdrawal for potable and deluge use. A properly constructed water supply well would have up to 50 ft of a water column in the well, which could accommodate a 0.36-ft drawdown. Similarly, the nearest registered water well (state well no. 8907301) is 2 miles to the south of the proposed vertical launch area well location. This 412-ft deep well would experience a maximum drawdown of 0.1 ft, which would not impact the availability of groundwater at this location.

**Table 4.11-1. Aquifer Drawdown from Proposed Action**

Years of Pumping	Distance from Withdrawal Well			
	0 mile	0.5 mile	1.0 mile	2.0 mile
	Aquifer Drawdown (ft)			
10	0.35	0.12	0.1	0.09
20	0.36	0.13	0.11	0.1

Note: Calculations completed using the Theis Equation; ft = feet.

#### 4.11.2 No Action Alternative

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits to SpaceX for launch operations from the private site in Cameron County, Texas. The vertical launch and control center areas would not be developed. Therefore, there would be no additional energy usage or requirement for natural resources beyond the existing conditions. There would be no impact to energy use or natural resources consumption.

#### 4.12 SECONDARY (INDUCED) IMPACTS

CEQ Regulations require agencies to evaluate indirect effects, including “growth inducing effects and other effects related to induced changes in the pattern of land use, population density or growth rate, and related effects on air and water and other natural systems” (40 CFR §1508.8). FAA Order 1050.1E, *Environmental Impacts: Policies and Procedures, Change 1*, requires the FAA to identify any induced impacts to surrounding communities which may result from a Proposed Action. Secondary or induced impacts are those impacts that are caused by the Proposed Action but occur later in time and/or farther removed in distance, but are foreseeable. Types of potential secondary or induced impacts include, but are not limited to:

- Increased public service demands
- Changes in regional land use
- Changes to the regional economy
- Induced growth
- Shifts in population movement

#### **4.12.1 Proposed Action**

##### **4.12.1.1 Construction**

Under the Proposed Action, temporary impacts to the regional economy are anticipated due to construction of the vertical launch and control center areas. It is anticipated that local and regional construction contractors would be hired for construction activities; however, this would be short-term (approximately 24 months) and would not result in significant beneficial impacts to the economy. Additionally, it is assumed that construction materials would be purchased within the region and would contribute to a temporary beneficial impact to the economy. Construction activities are not anticipated to induce growth within the area or result in shifts in population. In addition, construction activities are not anticipated to result in increases in public service demand. Therefore, there would be no significant secondary impacts to public services.

##### **4.12.1.2 Operation**

The operation of the vertical launch and the control center areas is not expected to induce significant population growth in the area or result in shifts in population. The operation of the vertical launch and control center areas would result in temporary impacts to the local and regional economy during launch campaign periods due to temporary increases in transient employees and visitors.

The proposed launch campaigns would be expected to attract tourists who travel to the area specifically to view a launch event. Spending by tourists would generate revenue for local businesses, particularly in the hospitality industry resulting in a beneficial impact on the local economy. To accommodate these tourists, the Brownsville area has approximately 2,100 hotel and motel rooms. In addition, there are 12 recreational vehicle parks. Additional tourist accommodations are located in South Padre Island, Port Isabel, and Harlingen (Brownsville Convention and Visitors Bureau 2012). Tourism expenditures would have a beneficial impact on the local economy. However, the presence of increased numbers of people to view the launches may create some issues, particularly increased traffic and parking along State Highway 4. Section 2.1.1.5, *Pre-Launch Activities*, outlines how SpaceX would control where the tourists and general public would be allowed to travel. Specifically, SpaceX would work with the County and State officials to limit public access to State Highway 4 at two pre-defined checkpoints for up to 15 hours on launch day. SpaceX would educate the public on safe and lawful areas where they could watch launches.

Management of parks, recreational areas, wildlife refuges, or historic sites would continue to follow the regulations and management plans, as applicable, of the agencies that currently administer the lands. Likewise, within the context of Section 4(f), increased visitation to publicly owned parks, recreational areas, and wildlife refuges in the ROI that are open during launches (Isla Blanca Park and minor portions of the Lower Rio Grande Valley NWR) would not result in induced impacts that would substantially impair the activities, features, and attributes of these resources. All visitors would be subject to the same rules and regulations concerning entry and use of the park, recreation area, or refuge. Moreover, increased visitation before, during, or after a launch event could result in beneficial impacts from additional revenues from entry fees (if applicable) and furthering the mission of the parks, recreational

areas, and wildlife refuges to enrich the lives of citizens through outdoor recreational opportunities and natural and cultural heritage education programs.

The presence of increased numbers of people would bring greater attention to historic sites including the Palmito Ranch Battlefield NHL, the Cypress Pilings, the Palmetto Pilings, and the Palmetto Pilings Historical Marker (described in Section 4.5, *Historical, Architectural, Archaeological, and Cultural Resources*). Increased foot or vehicular traffic, particularly from off-road vehicles, could impact the Palmito Ranch Battlefield NHL and three historic sites located near the vertical launch area (the Cypress Pilings, the associated pilings site, and the Palmetto Pilings). Measures to minimize harm to these historic sites from increased traffic in the area are being developed in consultation with the appropriate agencies through the Section 106 process.

Under the Proposed Action, the expenditures associated with operation would result in increased tax revenue in the local community and Texas, including property tax, hotel occupancy tax, and gross receipts tax revenues. Area businesses are anticipated to benefit from the additional sale of goods and services to project-related workers and tourists resulting in positive secondary (induced) impacts as a result of the Proposed Action.

There are no known specific future development activities that would be dependent on the Proposed Action. However, some food services and lodging may be built along State Highway 4 to accommodate the increased demand of laborers, personnel, and spectators for the launches. Although there is no commercial zoning in this portion of Cameron County, appropriate permitting through Cameron County would be required prior to the construction or operation of such projects.

Under the Proposed Action, the operation of the vertical launch and control center areas is not anticipated to have significant secondary impacts to public services. During launches there may be a need for additional State and local police in the area and for emergency responders; however, launch operations would occur approximately 12 times a year for a maximum duration of up to 15 hours per launch operation. SpaceX would coordinate with these services to make sure the needs for the launch and the community is met during launches; therefore, no significant secondary (induced) impacts are anticipated.

#### **4.12.2 No Action Alternative**

Under the No Action Alternative, the FAA would not issue launch licenses and/or experimental permits that would allow SpaceX to launch the Falcon 9 and Falcon Heavy orbital vertical launch vehicles and a variety of suborbital launch vehicles. The vertical launch and control center areas would not be constructed, and no changes to the surrounding area would occur. Therefore, there would be no secondary (induced) impacts.

THIS PAGE INTENTIONALLY LEFT BLANK

## 5.0 CUMULATIVE IMPACTS

Cumulative impacts are defined by the CEQ in 40 CFR §1508.7 as:

The impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (Federal or non-Federal) or person undertakes such other actions.

The CEQ regulations further require that NEPA environmental analyses address connected, cumulative, and similar actions in the same document (40 CFR §1508.25).

Additionally, the CEQ further explained in *Considering Cumulative Effects under the National Environmental Policy Act* that “each resource, ecosystem and human community must be analyzed in terms of its ability to accommodate additional effects, based on its own time and space parameters.” Therefore, a cumulative effects analysis normally will encompass geographic boundaries beyond the immediate area of the Proposed Action, and a time frame, including past actions and foreseeable future actions, in order to capture these additional effects.

This chapter describes past, present, and reasonably foreseeable future actions relevant to cumulative impacts, analyzes the incremental interaction the Proposed Action may have with other actions, and evaluates cumulative impacts potentially resulting from these interactions.

### 5.1 PAST, PRESENT AND REASONABLY FORESEEABLE FUTURE ACTIONS

This section identifies past, present, and reasonably foreseeable future actions that have the potential to contribute cumulative impacts to the resources in the affected environment for the proposed vertical launch and control center areas, as well as the surrounding region. An overview of these actions is presented to emphasize components of the activities that are relevant to the impact analyses. Geographic distribution, intensity, duration, and historical effects of similar activities were considered when determining whether a particular activity may contribute cumulatively to the impacts of the Proposed Action on the resources identified in the EIS. Table 5.1.-1 lists the projects assessed in this section, as well as any NEPA or environmental analysis that has been prepared or is anticipated to occur for the projects.

SpaceX has indicated publicly that it would continue to build its Falcon 9 launch vehicle in California, but when it begins manufacturing launch vehicles larger than the Falcon 9, these vehicles would be built at or near its launch site. However, even if the FAA decided to implement the Proposed Action and SpaceX constructed the proposed vertical launch and control center areas, SpaceX does not have current plans to construct a manufacturing facility near the vertical launch and control center areas. The FAA determined a SpaceX manufacturing facility is not a reasonably foreseeable action, and therefore, the facility is not addressed in terms of its potential to contribute cumulative impacts.

**Table 5.1-1. Other Actions Relevant to Cumulative Impact Analysis**

Action	Environmental Analysis
<b>Past and Present Actions</b>	
La Plaza at Brownsville Multimodal Terminal Facility	EA/FONSI, August 2006
Artisan at Port Isabel	N/A
Palmito Ranch Battlefield Viewing Platform	USFWS completed archaeological and wetlands surveys for the platform and parking area
SH550 Toll Road	No environmental review is available
Brownsville Liquid Handling Facility	No environmental review has been published to date
<b>Reasonably Foreseeable Future Actions</b>	
South Padre Island Second Access	Final EIS in progress (Draft EIS published May 2012)
Rio Grande Wind Farm Project-Baryonyx Corporation, Inc.	Draft EIS in progress (Scoping meeting held March 28, 2012)
Rail Line from Port of Brownsville to Brownsville/South Padre Island International Airport	No environmental review has been published to date
Port of Brownsville Liquefied Natural Gas (LNG) Facility	U.S. Department of Energy (DOE) reviewing application. Level of environmental review not yet identified
Spacecraft Tracking and Astronomical Research into Gigahertz Astrophysical Transient Emission (STARGATE) Project	N/A
STARGATE Project	No environmental review has been published to date
North Edinburg-Loma Alta Transmission Project	No environmental review has been published to date
Tenaska Brownsville Generating Station	No environmental review has been published to date

Note: EIS = Environmental Impact Statement; N/A – Not Applicable.

### 5.1.1 Past and Present Actions Relevant to the Proposed Action

**La Plaza at Brownsville Multimodal Terminal Facility** — The City of Brownsville and Brownsville Urban System proposed the construction of a multimodal transit center in the Brownsville Central Business District. The Federal Transit Administration (FTA), Region 6 was the lead Federal agency. In December 2009, the City of Brownsville began constructing the new multimodal transit center in the Brownsville Central Business District, and it was completed and opened in April 2012. The FTA provided \$24 million in grant funding for the approximately \$31 million facility. In 2006, the FTA analyzed the potential environmental impacts of the project in an EA and issued a FONSI. The project involved developing approximately 5.4 acres of land in historic downtown Brownsville, two blocks from the Gateway International Bridge that connects the U.S. to Mexico. Development included a transit terminal, bus bays, canopies, and vehicle parking (FTA 2006). A transit passenger terminal building with approximately 24,000 square feet designed for visitor and passenger waiting areas also includes restaurants, intercity bus company counters, administrative office space, and a community room. The terminal can accommodate 24-27 buses at any given time.

**Artisan at Port Isabel** — Franklin Development and the Port Isabel Housing Authority teamed up to develop the Artisan, a 73 unit multi-family affordable apartment development occurring in Port Isabel, Texas, just northwest of the proposed vertical launch and control center areas (South Padre Island Breeze 2012). The apartment development is currently occupied and is operated by the Housing Authority. It is located at 106 Port Road in Port Isabel and features community amenities such as a business center, community room, playground, and an adult education classroom, among others. Long-

term beneficial impacts to the community are expected as this development provides quality affordable housing opportunities for low income families.

**Palmito Ranch Battlefield Viewing Platform** — The USFWS constructed a viewing platform within Palmito Ranch Battlefield to offer 270-degree views of the area, including the area where the soldiers came from, and includes interpretive panels about the battle. The viewing platform was completed in 2013 and was built on the back side of a lomas on Palmito Hill Road, one of only two roads on the south side of State Highway 4 into the Battlefield. Palmito Hill Road is approximately 3 miles west of Massey Way. The water tower at Fort Brown in Brownsville, TX is visible from the platform. The proposed viewing platform is an “elevated deck” built of treated wood, approximately 75 ft by 50 ft in size. It was built to “hurricane standards” and is 4 ft to 6 ft above ground to protect against flooding. A small parking lot was built in front of the platform. USFWS completed archaeological and wetlands surveys for the platform and parking area (USFWS 2012g).

**SH550 Toll Road** — SH550 is an expressway designed to transverse the northeastern boundary of the Brownsville area to provide a link between the US77/83 expressway in the north and the Port of Brownsville and industrial areas to the east. The purpose of the toll road is to provide an alternative FM511 that avoids road and railroad crossings, improving safety and travel time. The expressway will be two travel lanes in each direction with a third left side, 14 ft wide truck lane to provide efficient service to the port and industrial areas. This is a three phase project, with phases one and two already complete. Phase three is currently under construction. Information was not available on potential environmental impacts; however, it is assumed the project impacts land use, noise, visual resources, air quality, water resources, biological resources, hazardous materials, socioeconomics, and natural resources and energy supply.

**Brownsville Liquid Handling Facility** — Howard Midstream Energy Partners is constructing a liquid handling facility at the Port of Brownsville Foreign Trade Zone #62, 16 miles west of the proposed launch site. The facility will be complete by mid-2014 and will consist of 21 tanks providing up to 225,000 barrels of bulk liquid storage for upstream, midstream, and downstream hydrocarbons, and other bulk liquids. Information was not available on potential environmental impacts; however, it is assumed the project could have a temporary impact on air quality, hazardous materials, socioeconomics, and natural resources and energy supply.

### **5.1.2 Reasonably Foreseeable Future Actions Relevant to the Proposed Action**

**South Padre Island Second Access** — The Cameron County Regional Mobility Authority, in partnership with TxDOT and the Federal Highway Administration, is proposing a transportation project to provide a second access point to and from South Padre Island. The proposed project would extend from State Highway 100 on the mainland to Park Road 100 on South Padre Island (Cameron County Regional Mobility Authority 2012). A Draft EIS was published in May 2012 to determine potential impacts to the human and natural environment in the project area, which is located within Cameron County. The Draft EIS evaluated 12 alternatives (11 build alternatives and the no-build alternative). All build alternatives would require the acquisition of a new ROW. The Final EIS is currently being developed.

**Rio Grande Wind Farm Project—Baryonyx Corporation, Inc.** — The Rio Grande project is a proposed wind farm of approximately 300 turbines that would be located in the Gulf of Mexico state waters, offshore of Willacy and Cameron Counties. This Rio Grande project was one of seven projects selected for funding through the DOE's Wind and Water Power Program. The project will receive an initial grant of \$4 million to conduct environmental and feasibility assessments and pay for front-end engineering costs. The Rio Grande project includes the installation of three 6-megawatt direct-drive wind turbines in the Rio Grande Wind Lease areas. Upon completion of the initial phase of the seven projects, no more than three will receive up to an additional \$47 million from the DOE for siting, construction, and installation (DOE 2012). If selected, the goal of the Rio Grande project is to be in commercial operation by 2017, with the ultimate goal of erecting hundreds of turbines on the more than 41,000 acres included in the two wind lease areas (Baryonyx Corporation 2013).

The USACE intends to prepare an EIS in compliance with NEPA to render a final decision on the permit applications. The USACE, Galveston District, decision would be either to issue, issue with modification, or deny Department of the Army permits for the proposed action. The EIS will assess the potential social, economic, and environmental impacts of the construction and operation of the offshore wind farm, associated facilities, and appurtenances and is intended to be sufficient in scope to address Federal, State, and local requirements, environmental and socioeconomic issues concerning the wind farm, and permit reviews. The Draft EIS has not been published to date.

**Rail Line from Port of Brownsville to Brownsville/South Padre Island International Airport** — The Brownsville Metropolitan Planning Organization published a feasibility study in May 2012 to assess if a rail link between the Port of Brownsville and Brownsville-South Padre International Airport was viable. The study found that the project should continue to be evaluated. At this time no environmental document has been prepared to analyze the potential environmental impacts for the various alternatives proposed for this project.

**Port of Brownsville LNG Facility** — The Gulf Coast LNG Export, LLC submitted an application to the DOE requesting long-term authorization to export LNG at a facility at the Port of Brownsville (FE Docket No. 12-05-LNG). The Brownsville Board of Commissioners approved a lease option agreement with Gulf Coast LNG for 500 acres of Port property. The DOE is currently evaluating the application and in February 2013 accepted comments on an LNG export study (77 FR 73627). If DOE provides authorization, Gulf Coast LNG will initiate the review process with the Federal Energy Regulatory Commission to receive authorization to site, construct, and operate the LNG terminal at the Port. The Federal Energy Regulatory Commission would prepare either an EA or EIS to analyze the potential environmental impacts of the project. The project is expected to be operational in 2018.

**STARGATE Project** — The University of Texas-Brownsville (UTB), Center for Advanced Radio Astronomy has proposed the STARGATE project. The project involves construction of a radio frequency technology facility that would provide students access to satellite and spacecraft tracking equipment. The facility is expected to be located in the vicinity of the proposed SpaceX control center area, although UTB has not yet acquired land for the facility and the STARGATE project is being planned regardless of whether or not SpaceX locates the control center and vertical launch areas in Cameron County. Funding for the proposed facility is being explored, and UTB is in discussions with SpaceX over a potential collaboration



between the two organizations. No permanent on-site employees would be associated with this facility. However, transient users of the site would be present during this tracking.

**North Edinburg-Loma Alta 345 Kilovolt Transmission Line** — The Electric Reliability Council of Texas determined that additional electrical capacity is needed in the Brownsville area of Texas to meet increased demand from growth in the area. A new 345-kilovolt transmission project from North Edinburg to South McAllen is planned. A future extension is proposed to go from South McAllen to Cameron County at the northwestern end of the Brownsville Ship Channel. The total length of the project will range from 80 to 125 miles depending on the final routing. The line would commence at the North Edinburg Substation in Hidalgo County proceed to the South McAllen Substation and terminate at the Brownsville Public Utilities Board Loma Alta Substation in Cameron County. McAllen is over 60 miles west of the proposed launch site and North Edinburg is an additional 10 miles north of McAllen. The Brownsville Ship Channel location is 13 miles west of the launch site. It is anticipated that construction would begin in mid-2014. The projected completion date is July 2016. An environmental assessment is currently being prepared and there is currently no information available on potential environmental impacts. However, it is reasonable to assume there would be impacts to land use, Section 4(f) property, cultural resources, air quality, water resources, vegetation, wildlife, socioeconomics, and natural resources and energy supply.

**Tenaska Natural Gas Electric Generating Facility** — Tenaska is evaluating a site in Brownsville, Texas, for a natural gas-fueled electric generating facility able to power up to 800,000 homes. The site is approximately 270 acres in size in north Brownsville on the north side of the 511 Corridor at Old Alice Road, 23 miles from the proposed launch site. The location was chosen because of its proximity to natural gas reserves, transmission line upgrades, and growth in the area. Construction may begin in early 2014 and will take 22 to 26 months to complete. Information was not available on potential environmental impacts; however, it is assumed the project may affect viewsheds, air quality, water resources, vegetation, wildlife, socioeconomics, hazardous materials, and natural resources and energy supply.

## **5.2 CUMULATIVE IMPACT ANALYSIS FOR THE PROPOSED ACTION**

This section analyzes the incremental interaction the Proposed Action may have with the actions described in the previous section and evaluates the potential cumulative impacts resulting from these interactions. Table 5.2-1 summarizes which past, present, and reasonably foreseeable future projects have the potential for cumulative impacts to the resources affected by the Proposed Action. The geographic boundaries of the cumulative impacts analysis are resource specific, and because of the nature of the impacts of the Proposed Action, are the same as described in Chapter 3 of the EIS for direct and indirect impacts. The temporal scope of the analysis includes relevant past and present actions and any known future actions that may occur in the next 10 years. The ROI for each resource area discussed below is the same ROI defined for that resource in Chapter 3 for direct and indirect impacts (see Chapter 3 for a description of the ROIs, as applicable).

**Table 5.2-1: Summary of Past, Present, and Reasonably Foreseeable Future Projects and Associated Potential Impacts to Resources**

Proposed Project	Compatible Land Use (Including Farmlands and Coastal Resources)	Section 4(f) Properties	Noise	Light Emissions and Visual Impacts	Historical, Architectural, Archaeological, and Cultural Resources	Air Quality	Water Resources (Including Wetlands, Floodplains, Surface Waters, Groundwater, and Wild and Scenic Rivers)	Biological Resources (Fish, Wildlife, and Plants)	Hazardous Materials, Pollution Prevention, and Solid Waste	Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks	Natural Resources and Energy Supply
<b>Past and Present Actions</b>											
La Plaza at Brownsville Multimodal Facility						X					
Artisan at Port Isabel						X				X	X
Palmito Ranch Battlefield Viewing Platform				X	X		X				
SH550 Toll Road	X		X	X		X	X	X	X	X	X
Brownsville Liquid Handling Facility						X			X	X	X
<b>Reasonably Foreseeable Future Actions</b>											
South Padre Island Second Access	X			X		X	X	X		X	X
Rio Grande Wind Farm Project-Baryonyx Corporation, Inc. (Wind Farm)		X		X		X	X	X		X	X
Proposed Rail Line from Port of Brownsville to Brownsville/South Padre Island Airport (Brownsville/South Padre Island Rail Line)	X		X			X					
Port of Brownsville LNG Facility						X	X	X	X	X	X
STARGATE	X			X	X			X			
North Edinburg-Loma Alta Transmission Line	X	X		X	X	X	X	X	X	X	X
Tenaska Brownsville Generating Station				X		X	X	X	X	X	X

### 5.2.1 Compatible Land Use (Including Farmlands and Coastal Resources)

Cumulative impacts to land use would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to changes in land use patterns as well as impacts to

land use compatibility from noise of construction and operation. The South Padre Island Second Access project, the Brownsville/South Padre Rail Line project, and the STARGATE project have the potential to impact land use. The SH550 Toll Road and North Edinburg-Loma Alta Transmission Line projects also impact land use, but such impacts would not occur within the ROI for land use, and thus would not contribute to cumulative impacts.

The primary direct impact on land use from the South Padre Island Second Access project is the long-term conversion of undisturbed land, and possibly residential areas, to a transportation ROW. However, to address these impacts, minimization and mitigation measures have been developed for the Second Access project and would minimize impacts to land uses. In addition, the TGLO would review the South Padre Island Second Access project plans to ensure that they meet the goals and policies of the TCMP to the maximum extent practicable.

The Brownsville/South Padre Rail Line project has the potential to impact land use due to the conversion of land to transportation ROW. However, to avoid disrupting the planned land uses or infrastructure that may one day be located within the ROW of the proposed rail corridor, the City of Brownsville could adopt zoning regulations around the proposed alignments with the assumption that the rail line would be constructed at some point in the medium- to long-term. In addition, the proposed rail alignments could be added to the City of Brownsville's Thoroughfare Plan, which would require developers of plats within the subject areas to dedicate sufficient rail ROW as a condition of any subdivision plat to be filed.

The STARGATE project involves construction of a radio frequency technology facility that is expected to be located in the vicinity of the proposed SpaceX control center area near Boca Chica Village. This project has the potential to change land use from vacant, residential to a non-residential use.

The construction activity under the Proposed Action would not result in significant impacts to land use, land use compatibility, farmlands, or coastal resources. Although land use would be changed from open space and residential to mixed use, this would not violate existing land use policies (since unincorporated areas of Cameron County do not have zoning ordinances or land use plans). However, the Proposed Action's operations would result in significant impacts to land use compatibility as a result of increased noise during launches, particularly to Boca Chica Village (a residential area) and the surrounding parks, cultural resources, and National Wildlife Refuges (considered sensitive noise receptors). There would be other minor impacts to land use during launches since public access to Boca Chica State Park, Lower Rio Grande Valley NWR, and Brazos Island State Park would be closed for safety and security reasons during launch operations.

To the extent the potential compatible land use impacts from the proposed South Padre Island Second Access, Brownsville/South Padre Rail Line and STARGATE projects overlap with the Proposed Action's impacts, there would be cumulative impacts to land use within the surrounding communities. Since the Proposed Action would result in significant impacts related to land use compatibility (from operational noise), any cumulative land use compatibility impacts from the projects listed above would be considered significant.

### 5.2.2 Section 4(f) Properties

Cumulative impacts to Section 4(f) properties would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to impacts on the Section 4(f) properties assessed in Chapters 3 and 4. The Wind Farm project and the North Edinburg-Loma Alta Transmission Line projects are the only past, present, and reasonably foreseeable actions that could have an impact on these Section 4(f) properties. The Wind Farm project has the potential to have impacts on visual resources (see Section 5.2.4, *Light Emissions and Visual Impacts*, below), which in turn could affect a Section 4(f) property (namely the Palmito Ranch Battlefield NHL). As discussed below, the proposed wind turbines would be approximately 13 miles from the eastern end of the NHL. There would be minimal visual impact to the Palmito Ranch Battlefield NHL because of the large distance to the wind turbines.

According to the May 2012 Feasibility Study for the proposed Brownsville/South Padre Rail Line project, the project would not affect the same Section 4(f) properties as the Proposed Action within the ROI.

The North Edinburg-Loma Alta Transmission Line may have a visual impact on the NHL associated with 145 ft tall structures required for the lines. Because the closest part of the transmission line (Loma Alta Substation) would be approximately 3 miles from the NHL within the industrial area along the north side of the Brownsville Ship Channel, the visual impact would be expected to be minimal. This project would not impact any other Section 4(f) properties in the ROI.

The Proposed Action would not result in a physical use or constructive use of any Section 4(f) properties in the ROI. Although the Proposed Action operations would result in noise and visual impacts, as well as periodic brief closures of some Section 4(f) properties, the Proposed Action would not result in substantial impairment of any Section 4(f) property. Based on the minimal cumulative visual impact on the Palmito Ranch Battlefield NHL from the wind turbines and North Edinburg-Loma Alta transmission line, potential cumulative impacts are not expected to result in substantial impairment of any Section 4(f) property. The wind farm project would not impact any of the other Section 4(f) properties in the ROI. Therefore, potential cumulative impacts on Section 4(f) properties would not be significant.

### 5.2.3 Noise

Cumulative impacts related to noise would result from projects within the vicinity of the proposed vertical launch and control center areas that generate noise. The Brownsville/South Padre Rail Line and the SH550 Toll Road have the potential to result in cumulative noise impacts. According to the Brownsville/South Padre Rail Line Feasibility Study, residential and non-residential sensitive noise receptors are within the study area for the proposed rail line. However, the proposed rail corridor is not anticipated to carry sufficient traffic volumes that would significantly increase ambient noise levels. As the project moves forward, noise modeling would likely be required to determine actual impacts. The feasibility study indicates that if the project is found to result in a significant increase in ambient noise levels, then appropriate abatement measures would be evaluated for incorporation into the project design where practicable. The SH550 Toll Road generates noise but such noise would not occur within the Proposed Action ROI for noise and, therefore, would not contribute to cumulative impacts.

Under the Proposed Action, there are anticipated to be significant increases in noise. However, these impacts are considered short-term and temporary because they would only occur up to 12 times per year. The actual launch would only last a few minutes in duration resulting in brief increases to community noise levels. In addition, hearing protection measures would be implemented to ensure the health and safety of the Boca Chica Village community and the general public during launch activities, including using hearing protection for affected individuals and remaining indoors during a launch event.

To the extent the noise generated from the proposed Brownsville/South Padre Rail Line project overlaps with the Proposed Action's noise impacts, there would be cumulative noise impacts. Since the Proposed Action's operational noise impacts would be significant, any potential cumulative noise impacts occurring during a launch would be considered significant.

#### **5.2.4 Light Emissions and Visual Impacts**

Cumulative impacts to visual resources and light emissions would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to change in the viewshed or generate light emissions from construction and operational activities. The South Padre Island Second Access, Wind Farm, Palmito Ranch Battlefield Viewing Platform, STARGATE project, and North Edinburg-Loma Alta Transmission Line could contribute to cumulative impacts to visual resources and light emissions. Visual impacts associated with the SH550 Toll Road, and the Tenaska Brownsville Generating Station are far removed and would not be additive with visual impacts of the Proposed Action.

The South Padre Island Second Access project is located north of the proposed vertical launch and control center areas and would contribute to cumulative impacts to visual resources and light emissions. Visual changes would result from the South Padre Island Second Access project, across the Laguna Madre and near intersections where access to the new roadway would be provided. These developments would include street lights and security lighting that would be expected to result in incremental and localized increases in ambient light levels, glare, and nightglow. However, to address these impacts, where practicable, visual mitigation measures could include naturally vegetated medians, minimized ROW clearing, and incorporation of design specifications to blend into the landscape (Cameron County Regional Mobility Authority 2012).

The Wind Farm project has the potential to have impacts to visual resources. The USACE is currently in the process of preparing a Draft EIS which will determine if impacts would or would not occur to visual resources. When the Draft EIS is published for public comment, the document would be reviewed to determine if impacts to visual resources would occur. However, the Rio Grande South wind lease is located approximately 10 statute miles from the proposed vertical launch area and is approximately 6.5 statute miles north of the water closure area. The Rio Grande North site is approximately 6 miles farther north of the Rio Grande South site. The proposed wind turbines would be approximately 13 miles from the eastern end of the Palmito Ranch Battlefield NHL. There would be minimal visual impact to the battlefield because of the large distance to the wind farm.

The Palmito Ranch Battlefield Viewing Platform has the potential to have impacts to visual resources. The platform is elevated 4 to 6 ft above the ground, so it introduces a new element within the

landscape. However, it was constructed of wood, which blends into portions of the landscape. The platform is not known to include lights, so the project would not contribute to light emissions.

The STARGATE project involves construction of a radio frequency technology facility that would provide students access to satellite and spacecraft tracking equipment. The facility is expected to be located in the vicinity of the proposed SpaceX control center area, although UTB has not yet acquired land for the facility. This project has the potential to impact visual resources and light emissions. The project is in the early planning stage at this time so the design of the facility is undetermined.

The North Edinburg-Loma Alta Transmission Line has the potential to have a visual impact on the Palmito Ranch Battlefield NHL that could be cumulative with the Proposed Action; however, information is not available to determine the extent of the impacts. Cumulative impacts to Section 4(f) Properties and Historical, Architectural, Archaeological, and Cultural Resources are discussed in Sections 5.2.2 and 5.2.5, respectively.

Under the Proposed Action construction of the vertical launch area would result in significant impacts to visual resources in the area as described in Section 4.4.1, *Proposed Action*. Mitigation measures would be implemented to mitigate impacts to visual resources (see Section 6.4, *Light Emissions and Visual Impacts*). Additionally, the Proposed Action would have increases in light emissions as a result of operations. A Lighting Management Plan, which would reduce impacts to wildlife, is proposed for mitigation of the increase in light emissions. Additionally, the increase in light emissions may also result in minor impacts to Boca Chica Village.

When the visual and light emissions impacts are combined with the potential for visual and light emissions impacts of the future projects, there would be a cumulative impact on visual resources and light emissions. Since the Proposed Action would result in significant impacts on visual resources, any cumulative impacts from the projects listed above related to visual resources would be considered significant.

### **5.2.5 Historical, Architectural, Archaeological, and Cultural Resources**

Review of existing documents for the projects listed in Table 5.2-1 indicate that two actions have the potential for cumulative impacts to historical, architectural, archaeological, and cultural resources near the vicinity of the vertical launch and control center areas, including the USFWS Palmito Ranch Battlefield Viewing Platform, the proposed STARGATE project, and the North Edinburg-Loma Alta Transmission Line.

The USFWS conducted an archaeological survey for the Palmito Ranch Battlefield Viewing Platform and associated parking lot and determined that no NRHP-eligible archaeological sites would be impacted.

The STARGATE project involves construction of a radio frequency technology facility that is expected to be located in the vicinity of the proposed SpaceX control center area, although UTB has not yet acquired land for the facility. This project has the potential to impact historical, architectural, archaeological, and cultural resources, to the extent the project would affect the setting of the Palmito Ranch Battlefield NHL. The project is in the early planning stages at this time so the design of the facility is undetermined.

The North Edinburg-Loma Alta Transmission Line may have an adverse visual effect on the NHL under Section 106 associated with 145 ft tall structures required for the lines. Because the closest part of the transmission line (Loma Alta Substation) would be approximately 3 miles from the NHL within the existing industrial viewshed of its location along the north side of the Brownsville Ship Channel, there might be a minor adverse visual effect under Section 106. This impact may contribute minor cumulative impacts to the NHL. The transmission line project would not impact any other historic properties in the APE.

Under the Proposed Action, the setting of the Palmito Ranch Battlefield NHL would be adversely affected. Construction of the launch facilities, and the 250-ft water tower, 65-85 ft payload processing buildings, and 35-ft tall launch vehicle processing hangar at the control center area in particular, would introduce new features into its setting, thereby compromising its integrity. The setting is of primary significance to its eligibility. During operations of the vertical launch area, the Cypress Pilings, Palmetto Pilings, and the 1936 Texas Centennial Marker for the Palmetto Pilings would be adversely affected by vibrations from high noise levels, which could cause physical damage to structural features of these properties. Additionally, higher numbers of visitors and traffic in the area may result in secondary induced impacts to the historic properties. The FAA has developed a PA with the THC, NPS, ACHP, SpaceX, USFWS, and TPWD to address the potential adverse effects on historic properties should the Proposed Action be implemented. To the extent the Proposed Action's impacts on the setting of the Palmito Ranch Battlefield NHL overlap with potential setting impacts created by construction of the STARGATE project, the Proposed Action would contribute to cumulative impacts to historical, architectural, archaeological, and cultural resources. With implementation of mitigation measures for the Proposed Action, these potential cumulative impacts would be reduced.

#### **5.2.6 Air Quality**

Cumulative air quality impacts would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to air quality impacts. The following projects could contribute to temporary or permanent air emissions in the ROI: La Plaza at Brownsville Multimodal Facility, Artisan at Port Isabel, South Padre Island Second Access, Wind Farm, Brownsville/South Padre Rail Line, Port of Brownsville LNG Facility, SH550 Toll Road, North Edinburg-Loma Alta Transmission project, Tenaska Brownsville Generating Station, and Brownsville Liquid Handling Facility. However, criteria pollutants associated with the Proposed Action's operational emissions, when combined with these other projects would be unlikely to result in noncompliance with the NAAQS, and therefore, would not be significant. Cumulative impacts associated with GHG emissions are discussed in Appendix L, *Climate*.

#### **5.2.7 Water Resources (Including Surface Waters, Groundwater, Wetlands, Floodplains, and Wild and Scenic Rivers)**

Cumulative impacts to water resources would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to water quality or removal or fill of wetland and floodplain areas from construction and operational activities. The following projects could contribute to impacts on water resources in the ROI: South Padre Island Second Access, Wind Farm, Palmito Ranch

Battlefield Viewing Platform, and the Port of Brownsville LNG Facility. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, and the Tenaska Brownsville Generating Station may impact water resources, but would not contribute to impacts on water resources in the ROI, and thus would not contribute to cumulative impacts.

The South Padre Island Second Access project is located north of the proposed vertical launch and control center areas and would contribute to cumulative impacts to water resources. Surface waters, groundwater, wetlands, and floodplains would be impacted from the South Padre Island Second Access project. However, to address these impacts, an SWPPP would be followed and BMPs would be implemented throughout construction of the Second Access project, including erosion control logs, silt fencing, vegetative filter strips, and cross drainage would minimize impacts to water resources by reducing the amount of sediment and pollutants that may be carried into surrounding surface waters that may affect water quality. In addition, grass-lined swales and stormwater management ponds would be incorporated to minimize adverse effects to surface water quality. Each of the alternatives evaluated for the Second Access project include impacts to varying amounts of wetlands. Mitigation for wetlands impacts would include a combination of both on-site and off-site mitigation. Viable wetland mitigation alternatives are in the process of being investigated; however, on-site mitigation would likely include creation or enhancement of existing wetlands in the ROW, and off-site mitigation options consist of expanding existing wetlands, creation of water filtration wetlands, regulating water levels in streams or impoundments, and establishment of riparian habitat (Cameron County Regional Mobility Authority 2012).

The Wind Farm project could have temporary and localized impacts to water quality as a result of sediment disturbance along cable corridors and wind turbine foundations. However, construction and operational controls would be implemented to control adverse impacts to water quality and would include plans such as SPCCPs, SWPPPs, and BMPs. Through the control of exposure of contaminants by the proper application of chemicals, inside storage of chemicals when possible, and similar BMPs, adverse impacts to water resources associated with marine vessels and other equipment during construction of the wind turbines could be avoided. Additionally, as currently proposed, the project would not fill surface areas or wetlands other than temporary side-cast material from trench construction, and horizontal drilling under unavoidable wetlands will be considered where practicable for burial of transmission cables from the wind turbines to offshore substations.

The Palmito Ranch Battlefield Viewing Platform could have impacts to water resources, including wetlands. The USFWS conducted a wetlands survey and received clearance on the survey (USFWS 2012g). Therefore, the project would not result in significant impacts to wetlands.

The Port of Brownsville LNG Facility has the potential to have impacts to water resources from the installation of a downstream pipeline. Specific impacts to water resources are not available, as a full environmental review under NEPA has not yet been initiated. Nonetheless, preliminary information available from the application indicates that there would be the potential to impact these resources.

In addition to the projects identified in Table 5-2.1, review of the Galveston Corps District Public Notice website indicated two permit applications in Cameron County that are in the vicinity of the Proposed



Action that could contribute to wetland impacts in the region. The Brownsville Navigation District is seeking to amend their current permit so they can excavate 1.2 million yd<sup>3</sup> of dredged material in an area associated with the Brownsville Ship Channel. The Port Isabel Public Improvement District has applied for a permit to fill approximately 4.95 acres of jurisdictional area. The Brownsville Navigation District project would not result in the fill of jurisdictional wetlands; however, the Port Isabel Public Improvement project would result in the fill of jurisdictional wetlands.

The Proposed Action would result in the fill of approximately 3.30 acres of wetlands at the vertical launch area, 0.04 acre of wetlands at the control center area, and the total indirect impact to approximately 2.85 acres of wetlands. In addition, approximately 4.22 acres of floodplain would be filled in Zone V10 in the proposed vertical launch area, approximately 4.37 acres would be filled in Zone A8 in the western portion of the vertical launch area, and approximately 12.4 acres would be filled in Zone A8 of the control center area. Therefore, the Proposed Action when combined with past, present, and reasonably foreseeable future projects would result in cumulative impacts to wetlands and floodplains. However, final project engineering designs submitted for State and Federal permits would include evaluation of alternatives and avoidance and minimization measures to reduce potential impacts to wetlands. Appropriate wetland mitigation would be implemented to ensure no net loss of wetlands.

To comply with the local floodplain zoning required for participation in the NFIP and to obtain development permits, a hydraulic analysis of the floodplain associated with the vertical launch and control center areas would need to be conducted during the preliminary engineering design phase of the project to comply with the local county requirements. The hydraulic analysis would determine if the fill and construction of facilities within the floodplain would affect the base flood elevation. If the study determines that construction would not affect the base flood elevation, a “No-Rise” Determination would be submitted to the county. However, if the hydraulic study determined that the base flood elevation would be affected, further engineering design would need to be conducted to mitigate for the change in base flood elevation in order to comply with NFIP and Cameron County building regulations as required by the National Flood Insurance Act Title 42. Compliance with the NFIP as well as county regulations would ensure that the construction would have no significant impacts on floodplain storage and base flood elevations.

As a result of mitigation measures proposed for the reasonably foreseeable future projects and the Proposed Action discussed in this EIS, cumulative impacts to water resources would not be significant.

#### **5.2.8 Biological Resources (Fish, Wildlife, and Plants)**

Cumulative impacts to biological resources would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to disturbance and removal of wildlife habitat as well as impacts to from noise of construction and operational activities. The following projects could contribute to impacts on biological resources in the ROI: South Padre Island Second Access, Wind Farm, the Port of Brownsville LNG Facility, and STARGATE. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line project, and the Tenaska Brownsville Generating Station may impact biological resources, but would not impact biological resources in the ROI, and thus would not contribute to cumulative impacts.

The South Padre Island Second Access project is located approximately 4.5 miles north of the proposed vertical launch and control center areas and would contribute to cumulative impacts to biological resources if implemented. Wildlife habitat, including brush, riparian and dune vegetation, rangeland, seagrasses, and wetlands would be impacted from the Second Access project. If this project is implemented approximately 41 acres of aplomado falcon habitat, 153 acres of ocelot/jaguarundi habitat, 34.1 acres of piping plover habitat, and 623 acres of migratory bird habitat would be impacted. In addition, sensitive wildlife species such as the jaguarundi, ocelot, and piping plover occur within South Padre Island Second Access project area and could be impacted from loss of habitat, noise from construction and traffic once the project is complete. However, to address these impacts, minimization and mitigation measures developed for the South Padre Island Second Access project, such as preserving intact habitat (thorn-scrub, coastal grasslands), mitigation of wetlands/habitat, and creating effective wildlife crossings, would minimize impacts to biological resources.

The Wind Farm project has the potential to have impacts to biological resources. Installation of transmission lines from the rows of wind turbines to offshore substations has the potential to impact vegetation, seagrasses, dunes, reefs, and other habitat, and marine mammals, sea turtles, birds, and fisheries. The routing and scheduling of the work to install the cables would be designed to minimize impacts to these biological resources. Additionally, horizontal drilling for burial of the transmission cables under unavoidable seagrass beds, dunes, and reefs will be considered where practicable.

The Port of Brownsville LNG Facility has the potential to have impacts on biological resources from the installation of a downstream pipeline and construction of dock facilities. Installation of the pipeline and facilities has the potential to impact vegetation, marine mammals, sea turtles, birds, and fisheries. Specific impacts to biological resources are not available, as a full environmental review under NEPA has not yet been initiated. Nonetheless, preliminary information available from the application indicates that there would be the potential to impact these resources.

The STARGATE project involves construction of a radio frequency technology facility that would provide students access to satellite and spacecraft tracking equipment. The facility is expected to be located in the vicinity of the proposed SpaceX control center area, although UTB has not yet acquired land for the facility. No permanent on-site employees would be associated with this facility. However, transient users of the site would be present during this tracking. Construction and operation of the STARGATE facility has the potential to impact biological resources. The project is in the early planning stages at this time so the design of the facility is undetermined.

A total of 15.74 acres of upland habitat and 6.19 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. Approximately 0.70 acre of piping plover critical habitat (unvegetated flats and depressional wetlands) occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. There would be no significant impacts to vegetation or wildlife species with implementation of proposed construction activities. The FAA has determined that the Proposed Action's construction activities *may affect, is likely to adversely affect* the piping plover and its critical habitat, the northern aplomado falcon, and the jaguarundi and ocelot. The FAA has also determined that the Proposed Action's construction activities *may affect, is not likely to adversely affect* the West Indian

manatee. None of the proposed construction areas are located in any potential sea turtle nesting areas. Proposed construction activities would have no direct effect on sea turtle habitat in the terrestrial environment.

With implementation of proposed SCMs such as educating the public on safe and lawful areas from which they could watch the launch, and developing a Lighting Management Plan, there would be no significant impacts on wildlife species (including state-listed wildlife species) from operation of the Proposed Action. Based on the analysis presented in the BA, the FAA has determined that operation of the Proposed Action *may affect, is likely to adversely affect* the piping plover and its critical habitat, the northern aplomado falcon, the jaguarundi and ocelot, and sea turtles. The Proposed Action operation *may affect, is not likely to adversely affect* the West Indian manatee.

Cumulative impacts to the aplomado falcon, the jaguarundi and ocelot, and piping plover habitat would occur. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA. The conclusion of the consultation and associated BCO from the USFWS is provided in Appendix G. If mitigation measures are implemented for the Wind Farm and South Padre Island Second Access projects, it is anticipated that the cumulative impacts to biological resources would not be considered significant.

#### **5.2.9 Hazardous Materials, Pollution Prevention, and Solid Waste**

Review of existing documents for the projects listed in Table 5.2-1 indicates that the actions that would have the potential for cumulative impacts to hazardous materials, pollution prevention, and solid waste near the vicinity of the vertical launch and control center areas would be the Port of Brownsville LNG Facility, SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility. The proposed site for the LNG Facility is across from a spoil area and has the potential for impacts to hazardous materials, pollution prevention, and solid waste. However, specific impacts are not available, as a full environmental review under NEPA has not yet been initiated. Nonetheless, preliminary information available from the application indicates that there could be a potential impact to this resource. The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, the Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility projects have the potential to result in hazardous materials or pollution impacts that may be cumulative with impacts of the Proposed Action, but specific information is not available to further assess these potential impacts. Assuming laws and regulations are adhered to and appropriate measures would be taken to avoid and minimize adverse impacts, significant cumulative impacts from these projects would not be expected.

Under the Proposed Action there would be an increase in the number of hazardous materials in the area of the vertical launch and control center areas. However, with the implementation of appropriate handling and management procedures for hazardous materials, hazardous wastes and solid wastes generated during the operation of the vertical launch area (including launches) and the control center area, there would be no significant impacts to the environment. When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, significant cumulative impacts from these projects would not be expected.

#### **5.2.10 Socioeconomics, Environmental Justice, and Children's Environmental Health Risks and Safety Risks**

Cumulative impacts to socioeconomics, environmental justice, and children's environmental health risks and safety risks would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to community and social impacts.

The Artisan at Port Isabel affordable apartment development project is anticipated to bring both short-term and long-term positive socioeconomic impacts to the area.

The South Padre Island Second Access project is located north of the proposed vertical launch and control center areas and would contribute to cumulative impacts to socioeconomic resources. Residents and business owners could be displaced by the acquisition of the ROW. However, to address these impacts, relocation assistance, including financial assistance, reimbursements for moving expenses and reestablishment expenses may be offered to the displaced persons or businesses, and would minimize cumulative impacts to residents and business owners. The South Padre Island Second Access project would enhance interaction between the mainland and the island by providing a second access, relieving congestion and improving accessibility and mobility. The overall impact of the project can be expected to have minor negative impacts and more pronounced positive impacts to socioeconomics resources (Cameron County Regional Mobility Authority 2012).

The Wind Farm project has the potential to have impacts to socioeconomic resources. The USACE is currently in the process of preparing a Draft EIS, which would determine if impacts would or would not occur to socioeconomic resources. When the Draft EIS is published for public comment, the document would be reviewed to determine if impacts to socioeconomic resources would occur. It is anticipated that these impacts would be positive in nature and they may result in the contribution of cumulative impacts to socioeconomic resources. No impacts to environmental justice communities or children's environmental health and safety are anticipated as a result of the Rio Grande Project. The Draft EIS has not been published to date.

The Port of Brownsville LNG Facility has the potential to have beneficial impacts to socioeconomics. The applicant estimates the facility would generate more than 3,000 construction jobs and more than 250 permanent operational jobs, and provide economic benefits to the regional and national economies. Specific impacts to socioeconomics, environmental justice, and children's health and safety are not available, as a full environmental review under NEPA has not yet been initiated. Nonetheless, preliminary information available from the application indicates that there would be positive cumulative impacts to these resources.

The SH550 Toll Road, North Edinburg-Loma Alta Transmission Line, Tenaska Brownsville Generating Station, and the Brownsville Liquid Handling Facility projects are likely to have socioeconomic impacts. These projects would likely generate construction jobs and permanent jobs along with associated spending that would benefit the ROI economy. The Port of Brownsville and supporting trucking and shipping industries would likely benefit and contribute to the economy of the ROI. These projects may result in new population with the potential to induce development that could have both beneficial impacts (jobs, tax revenue, and economic development) and adverse impacts (air quality and

groundwater demand). The beneficial and adverse socioeconomic impacts of these projects within the ROI would be cumulative with the Proposed Action.

Implementation of the Proposed Action would result in local construction expenditures, including construction wages, which would have a beneficial impact on the ROI economy through direct spending and would generate economic activity that could lead to indirect job creation in areas such as the accommodation and food services and retail trade sectors. Construction activities would not be expected to result in significant effects to the housing market. Additionally, the Proposed Action would not be expected to strain the capacity or affect the quality of emergency response, medical, or public education services. The Proposed Action would not negatively affect children's environmental health and safety. Construction of the control center area would have negative visual impacts on residents of Boca Chica Village. Operation of the Proposed Action would result in significant short-term community noise levels and an increased probability of noise-induced structural vibration damage in Boca Chica Village. Light emissions from the vertical launch area would also be significant, especially during launch events. Therefore, the Proposed Action would result in an environmental justice impact to Boca Chica Village.

When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, positive impacts to socioeconomics would occur within the region, and no impacts to children's health and safety. There would be no significant environmental justice impacts. Several mitigation measures would be implemented to minimize the visual and light emissions impacts to Boca Chica Village from the Proposed Action (refer to Chapter 6.0, *Mitigation and Special Conservation Measures*). As a result of the mitigation measures proposed for the Proposed Action discussed in this EIS, cumulative impacts to environmental justice would not be significant.

#### **5.2.11 Natural Resources and Energy Supply**

Cumulative impacts to natural resources and energy supply would result from projects within the vicinity of the proposed vertical launch and control center areas that contribute to the depletion of natural resources and impacts to the energy supply.

The Artisan at Port Isabel affordable apartment development project is anticipated to require increases in electricity and water for residents. For the construction of the apartments, natural resources were expended in the form of lumber, aggregate, and fossil fuels (oil and gas), and those could be used for operations as well. It is anticipated that suppliers could accommodate these increases and no significant impacts would occur.

The South Padre Island Second Access project is located north of the proposed vertical launch and control center areas and would contribute to cumulative impacts to natural resources and energy supply. Construction-related energy consumption would be short-term in nature and could be offset by operational energy efficiencies gained through the use of an improved transportation facility over many decades. The project could improve fuel efficiencies as traffic moves from the existing roadway network to the new facility thereby improving traffic mobility across the project area. No mitigation is proposed for energy uses within the project area however steps to increase energy efficiency of the project's

construction and operation would be taken whenever applicable (Cameron County Regional Mobility Authority 2012).

The Wind Farm project has the potential to have impacts to natural resources and energy supply. Aggregate and fossil fuels would be used to build the foundations of the wind turbines and the offshore facilities. Construction-related energy consumption would be short-term. Upon completion, the project would contribute beneficial impacts to natural resources and energy supply by harnessing offshore wind resources to provide electrical generation capacity for current markets in Texas. Therefore, it is anticipated that no significant impacts to natural resources and energy supply would occur and there would not be a cumulative effect to these resources as a result of the Proposed Action when combined with the Rio Grande Project. The Draft EIS has not been published to date.

The Port of Brownsville LNG Facility has the potential to have beneficial impacts to energy supply. Specific impacts to energy supply are not available, as a full environmental review under NEPA has not yet been initiated. Nonetheless, preliminary information available from the application indicates that there would be positive impacts to these resources. The SH550 Toll Road would require the use of natural resources and energy supply for construction. Construction materials and fossil fuels would be used to build the expressway. Construction-related energy consumption would be short-term.

North Edinburg-Loma Alta Transmission Line, Tenaska Brownsville Generating Station Brownsville, and Liquid Handling Facility would require the use of natural resources and energy supply for construction. Construction-related energy consumption would be short-term. Upon completion, the projects would contribute long-term beneficial impacts to the energy supply by providing electrical generation and transmission capacity and hydrocarbon storage capacity for current and future markets in southern Texas.

Under the Proposed Action there would be increases in the consumption of fuel, oil, propellants, electricity, aggregate, water and groundwater. Recent studies indicate that local, regional, and nationwide suppliers would be able to accommodate the increases in consumption of fuel, oil, propellants, electricity, and aggregate and no significant impacts would occur. Additionally, the groundwater supply would also be able to accommodate the increased consumption and drawdown with no significant impacts to the groundwater supply.

When past, present, and reasonably foreseeable projects are analyzed in conjunction with the Proposed Action, there would be a cumulative increase in the demand on natural resources and energy supply within the surrounding communities. Cumulative increases from the energy supply projects would offset some of the cumulative demand. The cumulative impacts are not anticipated to be significant.

## **6.0 MITIGATION AND SPECIAL CONSERVATION MEASURES**

This chapter summarizes measures that SpaceX would implement to reduce or offset the potential environmental consequences of construction and operational activities. Measures described in the following sections include management plans and procedures, BMPs, and SCMs that would be implemented during construction and operation. Further measures may be considered in consultation with Federal and State agencies, and implemented, if necessary.

Development of the specific plans and other BMPs during the construction phase would be the responsibility of SpaceX, to be delegated to the contractor, as necessary, during construction of the vertical launch and control center areas. The contractor would be required to apply the current construction industry BMPs in accordance with Federal requirements, NPDES General Permit Requirements, and applicable regulations of the TCEQ. SpaceX would oversee all contractor performance to ensure that the contractor complies with these requirements.

The following sections provide a description of mitigation and SCMs that are considered feasible if the Proposed Action were to be implemented. If the FAA decides to implement the Proposed Action, the mitigation measures will be committed to in the ROD.

### **6.1 COMPATIBLE LAND USE (INCLUDING FARMLANDS AND COASTAL RESOURCES)**

Closure of nearby beaches and State Highway 4 would be necessary to ensure safety and security during wet dress rehearsals, static fires, and launch operations. SpaceX has proposed measures to help offset impacts due to these closures, including the following:

- SpaceX would become a Beach Guardian in the Adopt-a-Beach Program organized by the TGLO. SpaceX would adopt a 3-mile portion of Boca Chica Beach centered on the terminus of State Highway 4. At a minimum, SpaceX would:
  - Participate in the two annual cleanups organized by the TGLO.
  - Organize a minimum of one additional cleanup of Boca Chica Beach. This additional cleanup would involve the community as much as possible and include features, paid for by SpaceX, such as:
    - Guest educational speakers to teach the community about topics such as the area's wildlife, the area's history, the sources of the debris on the beach, and how the cleanup benefits the beach. These speakers could come from several sources, including the Cameron County Parks and Recreation Department and the nearby universities.
  - Organize SpaceX personnel to teach the community about topics such as the space program, rocket engineering, and the site design characteristics that are intended to minimize environmental impact.

- Complete monthly cleanups of the beach, focusing on large pieces of litter. During each cleanup, SpaceX would record information about trash collected on data cards provided by the Adopt-A-Beach Program, and return the cards to TGLO.
- Participate in the Adopt-a-Highway, adopting the 2-mile portion of State Highway 4 west of its entrance to Boca Chica Beach, to keep the historic properties free from litter.

## **6.2 SECTION 4(F) PROPERTIES**

Measures that would be implemented to reduce the impacts on Section 4(f) properties are similar to those described for Historical, Architectural, Archaeological, and Cultural Resources. Please refer to Section 6.5.

## **6.3 NOISE**

Measures that would be considered to reduce the impacts of construction noise on surrounding lands, including residents, park visitors, and wildlife include the following:

- Use of baffle boxes or other functioning noise insulating enclosures for construction generators
- Scheduling of construction or delivery truck traffic during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday
- Use of quieter equipment or methods when possible; such as, choosing equipment with only the necessary size and power
- Use of quieter equipment backup alarms (manually adjustable or broadband) or no alarm, if an observer directs vehicle backup
- Use of quieter alternatives to pile drivers, such as screw-piles, or placing sound curtains or other temporary barriers around the pile driver

Measures that could be implemented to reduce the impacts of operational noise on the surrounding residential areas include the following:

- Boca Chica Village residents will be notified of each scheduled launch event and potential noise hazards well in advance of the launch day (see Section 2.1.1.5, *Pre-Launch Activities*).
- Residents will be encouraged to remain indoors during a launch event.
- SpaceX will make hearing protection devices available to residents to reduce noise levels below 115 dBA at distances up to approximately 2.1 miles for the Falcon Heavy.

## **6.4 LIGHT EMISSIONS AND VISUAL IMPACTS**

Measures that would be implemented to reduce impacts on visual resources include the following:

- Prior to construction and operational activities, a Draft Lighting Management Plan would be provided to the NPS (and USFWS, see Section 6.8, *Biological Resources [Fish, Wildlife, and Plants]*, below). The Final Lighting Management Plan would be approved by the NPS and USFWS



and implemented prior to nighttime construction activities. Potential measures from the Lighting Management Plan, which SpaceX would adhere to, include the following:

- Where lighting is not essential for safety or security, timers would be installed to switch lights off in the evening. Where applicable and not a threat to security, motion-detector switches may be installed.
- The size, type, and number of exterior lights would be minimized and would be restricted to low pressure sodium, to the extent practicable.
- Directing, shielding, or positioning the lighting of the facilities to the extent possible (without decreasing safety and security) to minimize lateral light spread and decrease uplighting.
- Using non-reflective material and light color, to the extent practicable, to disguise the facilities, the water tower, and the lightning protection towers, so they would blend in with the natural landscape, thus minimizing impacts within areas visible from the Palmito Ranch Battlefield NHL.

#### **6.5 HISTORICAL, ARCHITECTURAL, ARCHAEOLOGICAL, AND CULTURAL RESOURCES**

The PA among the FAA, THC, NPS, ACHP, SpaceX, USFWS, and TPWD stipulates development of an MOA to resolve adverse effects per 36 CFR Part 800. The following measures to avoid, minimize, or mitigate adverse effects may be considered and included in the MOA:

- Using non-reflective material and light color, to the extent practicable, to disguise the facilities, the water tower, and the lightning protection towers, so that they would blend in with the natural colors of the landscape
- Documenting the Cypress Pilings (41CF117.1), the Pilings Camp Site (41CF117.2), and the Palmetto Pilings (no number) through mapping, high resolution photography, and detailed description, and conducting evaluative testing of the Pilings Camp Site
- Adding interpretive signage about the historic sites in this area
- Orienting the flame duct east/southeast from the launch pad to direct the heat and combustion products and the initial sound blast away from the Cypress Pilings, the Pilings Camp Site, the Palmetto Pilings, and the Palmetto Pilings Historical Marker (no number)
- Placing temporary construction barriers around the Palmetto Pilings Historical Marker during construction
- Replicating and installing the missing stars and wreaths on the Palmetto Pilings Historical Marker
- Conducting a vibration monitoring program to gather data on the effects of launches on the Palmetto Pilings Historical Marker and address any structural damage appropriately
- Creating a website on the history of the Palmito Ranch Battlefield NHL

In addition, an Unanticipated Discoveries Plan will be prepared to outline the processes to be followed in the event previously unknown cultural resources or human remains are discovered during construction or operation of the Proposed Action.

## **6.6 AIR QUALITY**

BMPs would address potential air quality impacts during construction or operations. The emission of any air pollutants as a result of ground disturbance, use of equipment, coatings application, or other construction activities would be controlled by incorporating the following BMPs: minimal idling of engines, watering of soils to be disturbed, water and dust abatement applied to dirt roads, use of low volatility coatings, and other recognized controls.

## **6.7 WATER RESOURCES (INCLUDING SURFACE WATERS, GROUNDWATER, WETLANDS, FLOODPLAINS, AND WILD AND SCENIC RIVERS)**

Mitigation measures that could be implemented to avoid and minimize impacts to water resources include the following:

- Further modification of project design to reduce direct and indirect wetland impacts.
- Checking construction equipment daily for leaks of petroleum products, fuels, coolants, hydraulic fluids
- Construction of on-site infrastructure to prevent downstream high water velocity erosion and to retain sediment
- Construction of vegetated infiltration swales and bio-retention cells (rain gardens) with native plantings

If a Department of the Army permit is authorized, it would be conditioned to require additional efforts to reduce wetland impacts and compensatory mitigation to offset the loss of function to waters of the U.S. resulting from the Proposed Action. SpaceX's compensatory mitigation plan proposes to preserve in-kind, high-quality wetlands at a ratio of ten times the amount of wetlands impacted by the Proposed Action. The compensatory mitigation plan is provided in Appendix M. The mitigation site would either be conveyed to a State or Federal natural resource agency or held by a third-party in a perpetual conservation easement.

In the event of a flood or storm event, SpaceX would implement flood control measures, which could include locating water-sensitive equipment, supplies, chemicals, etc., above flood level, and moving hazardous waste outside of the floodplain when substantial storms are imminent. The implementation of these measures would reduce the likelihood that a flood or storm event might result in loss of life, injury to persons, or damage to property or otherwise be considered a "critical action" as defined in EO 11988, *Floodplain Management*.

## **6.8 BIOLOGICAL RESOURCES (FISH, WILDLIFE, AND PLANTS)**

### **6.8.1 Special Conservation Measures**

Based on coordination and discussions with the USFWS during the EIS and ESA Section 7 formal consultation processes, a number of measures were proposed to avoid and minimize impacts to vegetation, including wetlands; wildlife, including birds protected under the MBTA; and special-status species. Based on the non-discretionary Reasonable and Prudent Measures from the USFWS' BCO at the completion of ESA Section 7 formal consultation (see Appendix G), FAA/SpaceX has agreed on the following 14 voluntary Reasonable and Prudent Measures to avoid and minimize impacts to the ocelot, jaguarundi, aplomado falcon, piping plover, red knot, and sea turtles.

1. Coordinate efforts with the USFWS ocelot/jaguarundi lead biologist to protect and preserve ocelot and jaguarundi habitat.
2. Establish a protocol to notify the USFWS of direct take of an ocelot, jaguarundi, or aplomado falcon.
3. Coordinate efforts to increase northern aplomado falcon nest sites.
4. Coordinate efforts with NWR staff to reduce impacts to refuge lands.
5. Submit a detailed Security Plan.
6. Submit a detailed Sea Turtle Monitoring Plan.
7. Submit a detailed Bird Monitoring Plan.
8. Submit a detailed Vegetation Monitoring Plan.
9. Submit a detailed Stormwater Monitoring Plan.
10. Submit a detailed Light Monitoring Plan.
11. Reduce noise related to generator use during construction or operation.
12. Reduce impacts to piping plover habitat during security patrols.
13. Submit annual reports to the USFWS.
14. Coordinate decommissioning of the site with the USFWS.

The following SCMs, which are based on the Terms and Conditions that implement the above Reasonable and Prudent Measures of the BCO (see Appendix G), would be implemented as part of the Proposed Action to avoid and minimize the impacts to biological resources with implementation of the proposed construction and operational activities.

- 1) In conjunction with final design, a Stormwater Pollution Prevention Plan (SWPPP) will be prepared. The SWPPP will include BMPs for erosion and sedimentation controls, including techniques to diffuse and slow the velocity of stormwater to reduce potential impacts (e.g., soil loss and sedimentation) to water quality during construction. All construction activities with the potential of impacting water quality due to potential runoff from the site will be conducted in accordance with SWPPP requirements.
- 2) To the maximum extent practicable the following would be followed:
  - a. The perimeter of all areas to be disturbed during construction or maintenance activities would be clearly demarcated using flagging or temporary construction fence, and no disturbance outside that perimeter would be authorized (in particular tidal flats and dunes). All access routes into and out of the proposed disturbance area would be

flagged, and no construction travel outside those boundaries would be authorized. When available, areas already disturbed by past activities or those that would be used later in the construction period shall be used for staging, parking, and equipment storage.

- b. Roads would be designed and located where roadbed erosion into special-status species habitat is avoided or minimized and the potential for entrapment of surface flows within the roadbed due to grading would also be avoided or minimized.
  - c. The depth of any pits created would be minimized so animals do not become trapped.
  - d. Materials such as gravel or topsoil would be obtained from existing developed or previously used sources, not from undisturbed areas adjacent to the property.
  - e. Drip pans underneath equipment, containment zones used when refueling vehicles or equipment, and other measures would be implemented.
  - f. Non-hazardous waste materials, litter, and other discarded materials, such as construction waste, would be contained within secured containers until removed from the construction site. All trash containers would have secured closures to prevent animal foraging.
- 3) Operators of vehicles within and between the vertical launch and control center areas will observe speed limits not to exceed 25 mph.
  - 4) SpaceX employees and contractors will be educated on the potential for vehicle collisions with wildlife, particularly ocelot, jaguarundi, Texas indigo snake, and Texas tortoise. SpaceX employees will then be mandated, with strict internal repercussions, to obey speed limits on State Highway 4 and to reduce their speeds along State Highway 4 between the proposed vertical launch and control center areas to 25 mph. Vehicles will be restricted to existing paved and dirt roads, parking areas, and authorized construction sites.
  - 5) SpaceX will coordinate with the TxDOT regarding funding the installation of “Watch Out for Ocelots/Jaguarundis” or “Watch out for Wildlife” signs along State Highway 4. The number and placement of the signs will be determined by SpaceX coordinating with TxDOT and the USFWS.
  - 6) SpaceX will coordinate with the TxDOT to maintain clear shoulders on road edges to allow drivers to more easily see wildlife, such as ocelots and jaguarundis, along the road edge and reduce potential incidents of vehicle/wildlife collisions.
  - 7) Prior to entry into the project area, all equipment would be cleaned to prevent importation of non-native plant species, and inspected to ensure that hydraulic fittings are tight, hydraulic hoses are in good condition and replaced if damaged, and there are no petroleum leaks.
  - 8) No excavated or fill material will be placed in delineated CWA Section 404 waters of the U.S. except as authorized by a permit from the USACE.
  - 9) To reduce noise impacts from generators that may be used during construction or operations, all generators are to be in baffle boxes (a sound-resistant box that is placed over or around a generator), have an attached muffler, or use other noise-abatement methods in accordance with industry standards.

- 10) SpaceX will designate an FCR that will be present during the beginning of the construction period to provide all construction personnel and SpaceX employees with an environmental worker-education briefing that will include, but not be limited to, the following:
  - a. Information regarding federally and State-listed species with the potential to occur in the area, impacts that may occur, conservation measures being implemented, their responsibilities under the ESA, and avoidance and reporting procedures.
  - b. Measures to prevent wildfires, including restricting smoking to areas clear of vegetation, ensuring no fires of any kind are ignited, and equipping vehicles with spark arrestors and fire extinguishers.
  - c. Procedures to limit the spread of noxious weeds, including cleaning all equipment and vehicles at designated locations and by inspecting all vehicles to ensure absence of loose soil and plant debris before leaving the project areas.
  - d. Requirements for safe handling and disposal of hazardous wastes will be implemented.
- 11) If proposed construction activities occur during the recognized avian breeding season (15 February through 31 August), construction will occur in accordance with the MBTA to avoid impacts to nesting migratory birds within the project area. Specifically, a biologist will check the proposed areas of construction activities, including laydown areas, for nests (in shrubs and on the ground) once before the construction phase has begun. If the biologist finds an active nest, construction workers will not directly or indirectly disturb the nest or adjacent areas until the biologist determines the nest is no longer in use.
- 12) To comply with the MBTA, project design and any above-ground utility upgrades within the control center area will incorporate raptor protection measures, as appropriate and applicable. For example, structures will be equipped with devices to discourage nest building and perching (e.g., monopole technology and visual fright devices).
- 13) To avoid and minimize impacts to birds from the proposed four lightning protection towers, the towers would be constructed to comply, as practicable and applicable, with voluntary USFWS guidelines for communication tower siting, construction, operation, and decommission (USFWS 2012f).
- 14) In coordination with NWR staff, FAA/SpaceX will identify further options that would assist in protecting refuge lands and species habitats from impacts that may occur from the public intrusions prior to closures. For example, vehicle barriers, in the form of short, spaced posts, sufficiently close together to prevent a truck or ATV from entering, but wide enough apart to allow for terrestrial animals to pass. This could be done alongside State Highway 4 or other identified roads where the footprint is already disturbed.
- 15) A detailed Security Plan will be developed to fully describe agreements and plans with local authorities whose support is needed to ensure public safety during launch procedures, locations of checkpoints and roadblocks, who will secure those areas, exact type of unmanned and manned aerial and ground vehicles to be used to perform pre-launch security sweeps, and if necessary in the future, a location on private land for public viewing.
- 16) Educate the public on safe and lawful areas where they may watch launches.
- 17) SpaceX will provide the USFWS with a Vegetation Monitoring Plan tracking potential induced vegetative changes in piping plover critical habitat as a result of proposed construction

activities, stormwater discharge, and launch activities. Vegetation monitoring will be conducted within the area within 1,000 ft of the proposed SpaceX facilities. The Vegetation Monitoring Plan will be submitted in accordance with the BCO and will detail monitoring methods, reporting requirements, and actions to be taken if changes in vegetation are observed and they are found to be directly related to SpaceX activities and operations.

- 18) A qualified biologist will conduct pre-, during, and post-construction surveys for piping plovers, red knots, and aplomado falcons. The monitoring would include presence/absence surveys and would record the number and location of all candidate and federally listed species observed, including the piping plover, red knot, and aplomado falcon, as well as all migratory birds.
- 19) A qualified biologist will conduct pre- and post-launch surveys for piping plovers, red knots, and aplomado falcons. Monitoring would be conducted the day before the launch and the day after the launch. The monitoring would include presence/absence surveys and would record the number and location of all candidate and federally listed species observed, including the piping plover, red knot, and aplomado falcon, as well as all migratory birds. An Avian Monitoring Plan will be prepared detailing survey methods, survey routes, and monitoring and reporting requirements for construction- and operational-related surveys.
- 20) To avoid and minimize potential impacts to piping plovers and red knots during pre-launch security patrols, security vehicles or other necessary equipment on the beach will be driven above the "wet line" to minimize disturbance of birds and protect feeding and roosting areas.
- 21) As SpaceX will conduct pre-launch security patrols of Boca Chica Beach during sea turtle nesting season (March 15 to October 1), SpaceX will prepare a Sea Turtle Monitoring Plan. The plan will describe how sea turtle surveys will be conducted, when they will be conducted (i.e., pre- and post-launch), and by whom.
- 22) Prior to construction and operational activities, a Draft Lighting Management Plan will be prepared. The Final Lighting Management Plan would be approved by the USFWS (and NPS; see Section 6.4, *Light Emissions and Visual Impacts*, above) and implemented prior to nighttime construction activities to minimize overall lighting impact, including potential direct impacts and cumulative glow, on wildlife and adjacent sea turtle nesting beaches. Examples of lighting requirements that would be incorporated into the plan include:
  - a. SpaceX would issue annual notices to all complex personnel prior to sea turtle nesting season reminding personnel of light use requirements and responsibilities.
  - b. The USFWS may conduct on-site inspections coordinated with SpaceX to verify compliance and make recommendations for changes and revisions to the plan, limited to once per year.
  - c. SpaceX would direct, shield, or position the lighting of facilities to the extent possible (without decreasing safety and security) to avoid visibility from the beach, minimizes lateral light spread, and decrease uplighting. Low-pressure sodium lighting would be used where possible.
  - d. Where applicable, new lighting would be installed with multiple levels of control so that lighting levels can be matched with specific activities.

- e. Where lighting is not essential to safety or security, timers would be installed to switch lights off in the evening. Where applicable and not a threat to security, motion-detector switches may be installed.
  - f. Should there be the need for additional local temporary lighting to support construction activities, the following requirements would be adhered to:
    - Whenever possible, lights shall be placed in such a way that they do not shine directly towards the beach. Additionally, to the maximum extent possible, no uplighting would be used.
    - Lighting would be extinguished upon completion of work in that area.
    - The size, type and number of exterior lights would be minimized and would be restricted to low pressure sodium, to the extent practicable, during sea turtle nesting season.
    - Fixtures would be shielded or screened whenever practical.
    - Lighting would be monitored on a routine basis by anyone utilizing the lights.
- 23) In coordination with private organizations (e.g., The Peregrine Fund) or state and federal agencies, FAA/SpaceX will assist efforts to increase releases (i.e., hack sites) or nest boxes in suitable northern aplomado falcon habitat.
- 24) To the maximum extent possible, SpaceX would avoid launches at dusk and dawn during the most active time for jaguarundis and ocelots.
- 25) In coordination with the ocelot/jaguarundi biologist, FAA/SpaceX will identify reasonable measures to protect and/or preserve suitable habitat within the Rio Grande Wildlife Corridor.
- 26) In the event that proposed construction or operational activities result in the direct take (killing, harming, or maiming) of an ocelot, jaguarundi, aplomado falcon, piping plover, red knot, and/or nesting sea turtle, the FCR shall notify the USFWS immediately.
- 27) The Draft Security Plan and all monitoring plans will be provided for review and comment by the USFWS within 60 days after issuance of the Final BCO. The final plans will be submitted to the USFWS within 30 days after receipt of USFWS comments on the draft plans, and any further coordination between the USFWS and FAA/SpaceX regarding the plans and their implementation. If additional time is needed FAA/SpaceX will coordinate with USFWS.
- 28) FAA/SpaceX will submit an annual summary report to the USFWS Coastal Ecological Services Field Office by December 31 of each year. The FAA/SpaceX summary report will include monitoring reports, measures implemented during project activities, success of such measures, incidences, and any recommendations on improvements to those measures. Reports will be sent to: USFWS, Coastal Ecological Services Field Office, ATTN: Field Supervisor, Corpus Christi, Texas.
- 29) SpaceX will designate an FCR who would be responsible for overseeing compliance with these SCMs and any other required terms and conditions resulting from consultation between the FAA/SpaceX and USFWS. The FCR will have the authority to halt construction, operation, or maintenance activities that are in violation of these requirements.

### 6.8.2 Mitigation Measures

With the above-mentioned Special Conservation Measures, impacts to biological resources would be avoided or minimized; therefore, no additional mitigation measures are needed.

Compensatory mitigation would be required to offset the loss of function to waters of the U.S. resulting from the Proposed Action and is discussed in mitigation measures in Section 6.7, *Water Resources*.

## 6.9 HAZARDOUS MATERIALS, POLLUTION PREVENTION, AND SOLID WASTE

Measures that would be implemented to reduce impacts of hazardous materials and solid waste include the following:

1. SpaceX would have spill response materials (e.g., sorbents, drain covers, mops, brooms, shovels, drum repair materials and tools, warning signs and tapes, and personal protective equipment) readily available for use in storage areas, during fueling, and during transport in the event of an unplanned release.
2. SpaceX would implement a Hurricane Plan and SPCCP to prevent the accidental release of fuels. Measures could include:
  - a. Design of elevated and reinforced facilities to withstand wind and waves to mitigate damage and release of fuels
  - b. Containment areas around fuel tanks would be sized to contain the volume of the largest tank plus sufficient freeboard for a 25-year, 24-hour storm event (7.6 inches)
  - c. In advance of a storm alert, hazardous materials would be removed from the site or to high ground
  - d. All equipment and loose objects would be secured to the ground or removed
  - e. Propellant deliveries would be canceled
  - f. Vehicles would be removed or stored in the hangar
  - g. Storm preparations also include communication with local emergency management agencies, USFWS, and TPWD
3. If the site were to be permanently closed in the future, SpaceX would remove all hazards after the site is no longer in use and would coordinate with USFWS and other relevant parties regarding the future of the site.
4. If a launch failure occurred, SpaceX and the FAA would contact USFWS to reinstate ESA Section 7 consultation for emergency purposes to assess the impacts of the incident as well as the impacts from cleanup and restoration. In accordance with the BCO (Appendix G), FAA/SpaceX would develop a Hazardous Materials Emergency Response Plan for the launch facility and the control site. The plan would include the policies, process, and procedures used in handling hazardous materials during operations and in the event of an unplanned or uncontrolled



release, a list of hazardous materials stored on site, and a launch vehicle failure response plan in the event of a mishap. USFWS and TCEQ would be contacted if impacts extend beyond the fence line and would be participants in developing the cleanup and mitigation plans.

THIS PAGE INTENTIONALLY LEFT BLANK

## 7.0 UNAVOIDABLE ADVERSE IMPACTS

CEQ regulations that implement the procedural requirements of NEPA require consideration of “any adverse environmental effects which cannot be avoided should the proposal be implemented” (40 CFR §1502.16). Unavoidable adverse impacts (also referred to as residual impacts) are the effects that would still remain after mitigation measures have been applied. In some cases, unavoidable adverse impacts occur because there is no reasonable or effective mitigation to reduce the impact. In other cases, mitigation is not expected to be effective enough to reduce the level of impact to a low or negligible level. The primary unavoidable adverse impacts on the environment resulting from implementation of the Proposed Action would be noise impacts from launch vehicle operations and the effects of the permanent facilities at the vertical launch and control center areas on visual resources, historic resources, and water resources.

Significant increases in noise from launch vehicle operations would result in an unavoidable adverse impact for Boca Chica Village residents. The FAA considered conventional environmental noise mitigation measures, but is not requiring them because they are not feasible or practical. For example, airport building sound insulation strategies, consisting of replacement acoustical windows and doors, have not been tested rigorously for application to launch noise. As discussed in Chapter 6.0, *Mitigation and Special Conservation Measures*, hearing protection measures would be implemented to ensure the health and safety of Boca Chica Village residents during launch activities. For example, the residents would be notified of each scheduled launch event and potential noise hazards well in advance of the launch day (see Section 2.1.1.5, *Pre-Launch Activities*). Residents would be encouraged to remain indoors during a launch event, which can reduce noise exposure. SpaceX would also make hearing protection devices available to residents to reduce noise levels below 115 dBA at distances up to approximately 2.1 miles for the Falcon Heavy. The proposed vertical launch and control center areas would likely have a significant adverse impact on the visual resources of the ROI. Construction of the facilities at the vertical launch and control center areas would markedly contrast with the existing landscape. The buildings and structures would introduce new features into what is generally an open, undeveloped landscape. The boxy forms, straight lines, and smooth textures of the facilities would stand in strong contrast to the gently undulating, horizontal lines of the sand dunes and tidal flats that currently characterize the landscape. There would be less of a contrast between the buildings and features of the control center area with those of the Boca Chica Village. The daytime operations at the control center area would have no impact on the light emission in the area during the daylight hours. Nighttime launch operations would result in considerably higher levels of light emissions than those currently present from Boca Chica Village. There are several measures that would be taken to reduce the identified impacts to visual resources and light emissions. These measures are described in detail in Chapter 6.0, *Mitigation and Special Conservation Measures*.

Construction of the proposed vertical launch and control center areas would not directly impact any historic property. No significant archaeological resources were found during the pedestrian survey and shovel probing of the vertical launch area. Construction of the vertical launch and control center areas would indirectly impact the setting of the Palmito Ranch Battlefield NHL. Three historic properties in

proximity to the vertical launch area (the Cypress Pilings, Palmetto Pilings, and Palmetto Pilings Historical Marker) could be impacted by vibrations from high noise levels, which could cause physical damage to structural features. The Section 106 PA between the FAA, SHPO, NPS, USFWS, TPWD, ACHP, and SpaceX is included in Appendix C. The PA includes stipulations on the process for minimizing and mitigating adverse effects on historic properties

A total of 15.74 acres of upland habitat and 6.19 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. Approximately 0.70 acre of critical habitat (unvegetated flats and depressional wetlands) for the threatened piping plover occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA to minimize the impacts to the piping plover. The USFWS concluded in their BCO (Appendix G) that “the project is not likely to jeopardize the continued existence of any listed or proposed to be listed species nor adversely modify piping plover critical habitat.” The BCO includes a statement of anticipated incidental take of species and critical habitat.

Approximately 4.22 acres of floodplain Zone V10 would be filled in the proposed vertical launch area and approximately 4.37 acres of Zone A8 would be filled in the western portion of the vertical launch area. Based on the expected notable adverse impacts on the floodplain, the Proposed Action would result in significant floodplain encroachment per DOT Order 5650.2. Adverse impacts to surface water, groundwater resources, groundwater quality, and wetlands are expected to be less than significant with appropriate mitigation. Impacts to wetlands would be addressed during the permitting process and impacts to other water resources would be minimized through the use of an SWPPP and BMPs, which are described in detail in Chapter 6.0, *Mitigation and Special Conservation Measures*.

## **8.0 RELATIONSHIP BETWEEN LOCAL SHORT-TERM USES OF THE ENVIRONMENT AND ENHANCEMENT OF LONG-TERM PRODUCTIVITY**

CEQ regulations that implement the procedural requirements of NEPA require consideration of “the relationship between short-term uses of man’s environment and the maintenance and enhancement of long-term productivity” (40 CFR §1502.16). The activities addressed in this EIS that would be categorized as short-term include the construction of facilities at the vertical launch and control center areas. There would be minor short-term impacts to land use during launches since public access to Boca Chica State Park, Lower Rio Grande Valley NWR, and Brazos Island State Park would be closed for safety and security reasons during launch operations. In addition, short-term increases in the noise levels received in the community from the proposed launch of the Falcon Heavy are anticipated to be significant in terms of Federal government limits for permissible noise exposure. Boca Chica Village falls under the DNL 65 dBA contour for Scenarios B and C (Exhibit 4.1-2). Both scenarios involve a nighttime launch: one nighttime launch of the Falcon 9 (Scenario B), and one nighttime launch of the Falcon Heavy (Scenario C). Under Scenario B, 13 households would be affected. Under Scenario C, 35 households would be affected. Therefore, noise impacts to Boca Chica Village would be considered significant during a nighttime launch of the Falcon 9 and Falcon Heavy only. However, the majority of launches would be conducted between the hours of 7:00 a.m. and 7:00 p.m., and only one nighttime launch per year is being proposed.

From a long-term perspective, the Proposed Action would fulfill the mission of the FAA, which is to ensure protection of the public, property, and the national security and foreign policy interests of the U.S. during commercial launch and reentry activities and to encourage, facilitate, and promote commercial space transportation. Some long-term negative impacts of fulfilling this mission for the Proposed Action would be the permanent fill of wetlands and floodplains, changes to the viewshed, nighttime light emissions, traffic, and numbers of people in the vicinity. These changes would affect Boca Chica Village residents, the surrounding parks, cultural resources, and National Wildlife Refuges. However, as discussed in Chapter 6.0, *Mitigation and Special Conservation Measures*, measures would be implemented to reduce the impacts.

THIS PAGE INTENTIONALLY LEFT BLANK

## 9.0 IRREVERSIBLE AND IRRETRIEVABLE COMMITMENT OF RESOURCES

CEQ regulations (40 CFR §1502.16) require that an environmental consequences discussion in an EIS include identification of any irreversible or irretrievable commitments of resources that would be involved in the Proposed Action or reasonable alternative(s), should they be implemented. An irreversible or irretrievable commitment of resources refers to impacts on or losses to resources that cannot be recovered or reversed. Examples include permanent conversion of wetlands and loss of cultural resources, soils, wildlife, agricultural production, or socioeconomic conditions. The losses are permanent. Irreversible is a term that describes the loss of future options. It applies primarily to the effects of use of nonrenewable resources, such as minerals or cultural resources, or to those factors, such as soil productivity, that are renewable only over long periods of time. Irretrievable is a term that applies to the loss of production, harvest, or use of natural resources. For example, if farm land is used for a non-agricultural event, some or all of the agricultural production from an area of farm land is lost irretrievably while the area is temporarily used for another purpose. The production lost is irretrievable, but the action is not irreversible.

The Proposed Action would involve irretrievable commitments of both nonrenewable and renewable resources. Fuel, construction materials, and labor would be expended during construction of facilities. Operating the new facilities would require energy to heat, cool, and light the buildings. Conducting maintenance activities and launch operations would also expend fuel, construction materials, and labor. Commitment of these resources would not be considered significant. The total amount of construction materials (e.g., concrete, insulation, wiring, etc.) required for the Proposed Action is relatively small when compared to the resources available in the region. The construction materials and energy required for facility development and operations are not in short supply. Moreover, the use of construction materials and energy is not anticipated to be excessive in terms of region-wide usage and would not have an adverse impact on the continued availability of these resources.

A total of 15.74 acres of upland habitat and 6.19 acres of wetland habitat would be removed as a result of the construction of proposed vertical launch and control center area facilities and infrastructure. SpaceX has been working with the USACE to obtain an Section 404 CWA individual permit, which has required additional efforts to avoid and minimize wetland impacts (refer to Section 4.7, *Water Resources-Wetlands*). Approximately 0.70 acre of critical habitat (unvegetated flats and depressional wetlands) for the threatened piping plover occur within the proposed project footprints for the vertical launch area and would be removed under the Proposed Action. In accordance with ESA Section 7, formal consultation was conducted between the USFWS and the FAA to minimize the impacts to the piping plover. The conclusion of the consultation and associated BCO from the USFWS is provided in Appendix G. A total of approximately 8.59 acres in two different floodplain zones would be permanently filled for construction of the vertical launch area. Mitigation measures would be implemented to compensate for the loss of the wetlands through the permitting process (see Chapter 6.0, *Mitigation and Special Conservation Measures*). The Proposed Action would not result in the destruction of environmental resources such that the range of potential uses of the environment would be limited, nor impact the biodiversity of the region.

THIS PAGE INTENTIONALLY LEFT BLANK



## 10.0 LIST OF PREPARERS AND CONTRIBUTORS

### Government Preparers

Stacey Zee

Affiliation: FAA Office of Commercial Space Transportation  
Education: B.S. Natural Resource Management, M.S. Environmental Policy  
Experience: 18 years of environmental impact assessment experience

Daniel Czelusniak

Affiliation: FAA Office of Commercial Space Transportation  
Education: B.S. Environmental Management, Juris Doctorate  
Experience: 14 years of environmental impact assessment experience

### Cardno TEC, Inc.

Stephen Berry, *Senior Environmental Planner, Project Director*

B.S. Environmental Engineering  
Years of Experience: 34

Jaclyn Johnson, *Environmental Planner, Project Manager*

B.S. Ecology  
Years of Experience: 14

Cristina Ailes, *Environmental Analyst*

B.S. Biology, Ecology, and Environmental Science  
B.A. International Studies  
Years of Experience: 6

Kevin Allen, *GIS Analyst*

M.S. Geography  
Years of Experience: 9

Dulaney Barclay, *Environmental Analyst, Senior Archaeologist*

M.A. Anthropology  
Years of Experience: 19

Lucas DuPont, *Environmental Planner, Professional Wetlands Scientist*

B.A. English/Environmental Science  
Years of Experience: 5

Erika Fuery, *Senior Environmental Scientist*

M.S. Environmental Science  
Years of Experience: 11

Ellen Graap-Loth, *Senior Environmental Scientist*

B.S. Natural Resources  
Years of Experience: 23

Kathleen Hall, *Senior Environmental Planner*

B.A. Earth and Environmental Science  
Years of Experience: 16

Lesley Hamilton, *Senior Environmental Scientist*

B.A. Chemistry

Years of Experience: 24

Deborah Henson, *Senior Environmental Planner*

M.S. Geoenvironmental Studies

Years of Experience: 15

Amanda Kreider, *Environmental Analyst*

M.S. Fire Ecology

Years of Experience: 7

Joanne Lortie, *Environmental Planner*

M.A. Economics

Years of Experience: 20

Lesley Myers, *Environmental Analyst*

M.S. Geology

Years of Experience: 16

Allison Parish, *Staff Archaeologist*

B.A. Anthropology

Years of Experience: 6

Kathleen Riek, *Project QA/QC Director, Meeting Facilitator*

B.S. Biology

Years of Experience: 24

Abigail Shoff, *GIS Analyst*

B.S. Geography, Geographical Information Systems

Years of Experience: 3

Rick Spaulding, *Senior Wildlife Biologist*

M.S. Wildlife and Fisheries Science

Years of Experience: 27

Lori Thursby, *Senior Architectural Historian*

M.A.H. Master of Architectural History

Years of Experience: 18

Jill Yamaner, *Senior Engineer*

M.S. Environmental Science and Engineering

Years of Experience: 20

**Cardno ENTRIX**

Louise Holley, *Biologist*  
M.S. Biology  
Years of Experience: 5

**Blue Ridge Research and Consulting, LLC**

Micah Downing, *Chief Scientist*  
Ph.D. Mechanical Engineering  
Years of Experience: 20

Michael James, *Senior Principal Engineer*  
M.S. Mechanical Engineering  
Years of Experience: 14

Alex Salton, *Engineer*  
M.S. Mechanical Engineering  
Years of Experience: 4

**ICF International**

Nicholas Baker, *Technical Specialist*  
B.S. Wildlife Biology  
M.E.M. Conservation Science & Policy  
Years of Experience: 9

Neil Sullivan, *Senior Manager*  
B.S. Human and Physical Geography  
M.S. Integrated Environmental Management  
Years of Experience: 17

Hova Woods, *Senior Manager*  
B.S. Finance  
M.P.A. Environmental Policy and Management  
Years of Experience: 12

THIS PAGE INTENTIONALLY LEFT BLANK

## **11.0 LIST OF AGENCIES, ORGANIZATIONS AND PERSONS WHOM COPIES OF THIS EIS WERE SENT**

---

### **U.S. Senate**

Senator John Cornyn  
517 Hart Senate Office Building  
Washington, DC 20510

Senator Ted Cruz  
Dirksen Senate Office Building  
Suite 185  
Washington, DC 20510

---

### **U.S. House of Representatives**

Congressman Bill Flores  
17<sup>th</sup> District, Texas  
1505 Longworth House Office Building  
Washington, D.C. 20515

---

### **State Senate**

The Honorable Eddie Lucio Jr.  
P.O. Box 12068  
Capitol Station  
Austin, TX 78711

---

### **State House of Representatives**

State Representative Charles “Doc” Anderson  
District 56  
900 Austin Avenue – Suite 804  
Waco, TX 76701

State Representative Rene O. Oliveira  
855 West Price Road, Suite 22  
Brownsville TX 78520  
State Representative Eddie Lucio III  
1805 E. Ruben Torres Ste. B-27  
Brownsville, TX 78520

---

### **Other Elected Officials**

Tony Martinez  
Mayor of Brownsville  
P.O. Box 911  
Brownsville, TX 78522

Dr. Carl A. Montoya  
Superintendent of BISD Schools  
1900 Price Road – Suite 307  
Brownsville, TX 78521-2417  
Sofia C. Benavides  
County Commissioner Precinct 1  
4090 Retama Dr.  
Brownsville, TX 78520

Comm. Jessica Tetrean-Kalif  
District 2 Commissioner  
647 Greenfield Dr.  
Brownsville, TX 78521  
Susan M. Hill  
City Secretary, City of South Padre Island  
4601 Padre Boulevard  
South Padre Island, TX 78597

---

---

**Federal Agencies**

US Fish and Wildlife  
Pat Clements  
Ecological Services Field Office  
Pat\_Clements@fws.gov

US Fish and Wildlife  
Mary Orms  
Section 7 Consultation  
Mary\_Orms@fws.gov

US Fish and Wildlife  
Dawn Whitehead  
Deputy Manager Field Office  
dawn.whitehead@fws.gov

US EPA, Region 6  
Rhonda Smith  
NEPA Coordinator  
1445 Ross Avenue, 12th Floor, Suite 1200  
Dallas, TX 75202-2733  
Smith.rhonda@Epa.gov

NOAA Fisheries  
Michelle Magliocca  
Office of Protected Resources  
michelle.magliocca@noaa.gov

NOAA Fisheries  
Robert Hoffman  
Office of Protected Resources, SE Region –  
Endangered Species Branch  
Southwest Regional Office, 263 13th Ave South  
Saint Petersburg, FL 33701  
robert.hoffman@noaa.gov

National Park Service  
Theresa Ely  
Physical Scientist, Soundscape and Night Skies  
Coordinator, Natural Resources Program,  
NPS Intermountain Region  
12795 W. Alameda Parkway, Mailstop: IMDE-NR  
Lakewood, CO 80228  
theresa\_ely@nps.gov

National Park Service  
Mark Spier  
Superintendent,  
Palo Alto Battlefield National Historical Park  
1623 Central Blvd., Suite 213  
Brownsville, TX 78520  
mark.spier@nps.gov

National Park Service  
Cheryl Eckhardt  
Environmental Compliance Specialist,  
NPS-Intermountain Regional Office  
12795 W. Alameda Pkwy.  
Denver, Colorado 80225-0287  
cheryl\_eckhardt@nps.gov

National Park Service  
Matthew Borders  
Historian, American Battlefield Protection  
Program - DC Headquarters  
Matthew\_Borders@nps.gov

National Aeronautics and Space Administration  
Tina Norwood  
Environmental Program Manager, NASA HQ  
tina.norwood-1@nasa.gov

US Coast Guard, CG-5225  
Deepwater Ports Standards Division  
Raymond Martin  
Deepwater Ports Project Officer  
Raymond.W.Martin@uscg.mil

US Army Corp of Engineers  
Casey Cutler  
Chief Policy Station, Regulatory Branch,  
Galveston District Corps of Engineers  
casey.k.cutler@usace.army.mil

US Army Corp of Engineers  
Kristi McMillian  
Regulatory Branch,  
Kristi.N.McMillian@usace.army.mil

US Army Corp of Engineers  
Jayson Hudson  
Regulatory Project Manager  
U.S. Army Corps of Engineers  
Galveston District Regulatory Branch  
2000 Fort Point Road  
Galveston TX 77550

Jayson.M.Hudson@usace.army.mil  
  
Consulate of Mexico at Brownsville  
Consul Evangelina Garcia-Moreno  
301 Mexico Boulevard – Suite F-2  
Brownsville, TX 78520

---

**State Agencies**

Texas Parks and Wildlife  
Russell Hooten  
TPWD South Texas Area Leader  
russell.hooten@tpwd.state.tx.us

Texas Historic Commission  
Willie McWhorter  
Military Historian  
William.McWhorter@thc.state.tx.us

Texas Historic Commission  
Mark Wolfe  
Executive Director and State Historic  
Preservation Officer  
108 W 16th St.  
Austin, TX 78701  
mark.wolfe@thc.state.tx.us

Advisory Council on Historic Preservation  
Najah Duvall-Gabriel  
Office of Federal Agency Programs  
1100 Pennsylvania Avenue NW, Suite 803,  
Washington, DC 20004  
ngabriel@achp.gov

Texas Historic Commission  
Bill Martin  
Archaeologist  
108 W 16th St.  
Austin, TX 78701  
Bill.Martin@thc.state.tx.us

Texas Department of Transportation  
Carlos Swanke  
Director  
Environmental Affairs Division

Texas Historic Commission  
Linda Henderson  
Architectural Historian  
linda.henderson@thc.state.tx.us

Texas Department of Transportation  
John Barton  
Deputy Executive Director  
John.Barton@txdot.gov

Texas Historic Commission  
Theresa de la Garza  
Archaeologist  
Theresa.delaGarza@thc.state.tx.us

Texas Department of Transportation  
Alicia Taliafero  
Business Development  
alicia.taliafero@txdot.gov

General Land Office  
Tony Williams  
Environmental Division  
tony.williams@glo.texas.gov

---

### **Tribes**

Apache Tribe of Oklahoma  
Louis Maynahonah  
Chairman  
P.O. Box 1220 Anadarko, OK 73005

Mescalero Apache Tribe  
Holly Houghten  
THPO  
P.O. Box 227 Mescalero, NM 88340

Comanche Nation of Oklahoma  
Johnny Wauqua  
Chairman  
584 NW Bingo Rd. Lawton, OK 73502

Mescalero Apache Tribe  
Frederick Chino Sr.  
President  
P.O. Box 227 Mescalero, NM 88340

Kiowa Tribe of Oklahoma  
Ron Twohatchet  
Chairman  
P.O. Box 369 Carnegie, OK 73015

Tonkawa Tribe of Oklahoma  
Donald Patterson  
President  
1 Rush Buffalo Rd. Tonkawa, OK 74653-4449

---

### **Libraries**

Brownsville Public Library  
Main Branch  
2600 Central Boulevard  
Brownsville, TX 78520

University of Texas at Brownsville  
Oliveira Library  
80 Fort Brown Street  
Brownsville, TX 78520

Brownsville Public Library  
Southmost Branch  
4320 Southmost Boulevard  
Brownsville, TX 78521

---

### **Public and Other Interested Parties**

A.M. Gutierrez  
Aarin Hartwell  
Abdon E.G.  
Abe Emerson  
Abel Angel Aguilar  
Abigail Chavez  
Abigail Martinez  
Abinadi Flores  
Abril R. Macias  
Ada C. Fernandez  
Adela Vera  
Adele Sarza  
Adrian Chavez  
Adrian R. Chavez  
Adrian Gomez  
Adrian Salinas  
Adriana C. Castillo

Adriana Garcia  
Adriana Gonzalez  
Adriana Martinez  
Adriana Perez  
Adriana Tobias  
Adriel Castillo  
Aileen Carrizales  
Aimee Garza  
Alan Artibise  
Albert Barrera  
Albert Gomez Jr.  
Alberto Mata  
Aldo Benavides  
Alejandra Cordova  
Alejandrina Betancourt  
Alejandro Castro  
Alejandro Garcia



Alejandro Gonzalez	Angela R. Burton, IOM
Alejandro Lara Jr.	Angelica Cobos
Alejandro Velez	Angelica P Garcia
Alex Coronado	Angelica Sloan
Alex Ruiz	Angie Gonzalez
Alexandro Trevino	Annabel Trevino
Alexis J. Biddle	Anne Weiss
Alfonso Maldonado	Anne Whitko
Alfonso Vallejo	Annemarie N. Whitko
Alfredo Carranza	Anthony Ford
Alice Eure	Anthony Holguin
Alicia Elizabeth Salazar	Anthony Lehmann
Alissa Flores	Anthony Villarreal
Alla Parviatnikova	Antonio A Nunez
Allen Thomson	Aracelie Gutierrez
Allison	Areli R. Gonzales
Allison Bashon	Ariana Mak
Allison Bastian	Ariana Mata
Allison Kershner	Aristeo Gutierrez Jr.
Alma C. Rubio	Armando Castañeda
Alma Gomez	Armando Rocha
Alma Martinez	Armando Serrata
Alma Muñoz	Armando Vital
Alma Ortiz Knopp	Arnoldo Hinojosa
Alma Rubio	Arnoldo Perez
Alma Walzer	Art Cantu
Alondra Hinojosa	Art Castillo
Alta Monroe	Art Rodriguez
Amanda B. Martinez	Arturo Farias
Amaury Castillo	Arvin Tucker
Amy Romero	Ashlea Rosemarie Rosenbaum
Ana Chaparro	Ashley Dartt
Ana E. Gomez	Audrey Bogart
Ana L Rodeno	Aurora de la Garza
Anabela Almanza	Ayla Jaramillo
Andrea Figueroa	Azenett Cornejo
Andrea Garza-Freeman	B.S. Wadhwani
Andrea Martinez	Baldomero Pena
Andrea Virgen	Barbara Albright
Andres Cuellar	Barbara Eriksen
Andrew Brown	Barbara Martinez
Andrew Kalifa	Barry Batsell
Andrew Moncada	Barry Boskell
Andrew Moser	Bashir Ali Tiwana
Angel Gonzalez	Beckie Paz
Angela Burton	Becky Anzaldoa
Angela Garcia	Belinda Cervantes

Belinda Silva	Camille Atkinson
Ben Azua	Candido Mendez
Ben Magy	Cardenas & McNair
Benildah Cervantes	Carey Kelley
Benita Ramirez	Carlos Castra
Benjamin Camacho	Carlos David Lozano
Benny Rendon	Carlos Guajardo
Bertha Garza	Carlos H. Cascos
Bertha Pena	Carlos Huerta
Beth Pritchard	Carlos Hupla
Betsy Price	Carlos Ibarra
Betty Swantner	Carlos Lastra
Beverley & John Sossi	Carlos Marin
Bianca Lambarri	Carlos Monarrez
Bill Berg	Carlos Perez
Bill Bowlin	Carlos R. Correa
Bill Conner	Carlos St. Clair
Billie Ann Salazar	Carmen Camacho
Bitty Truan	Carmen Garcia
Blake Farenthold	Carmen Macias
Blanca C. Betancourt	Carol Lee Lutsinger
Blanca Davila	Carole Frascella
Blanca Macias	Carole H. Allen
Blanca Rodriguez	Catherine Diaz
Blanca Saucedo	Catherine Valdez
Blanca Sepulveda	CC and Rene Medina
Bob Lancaster	Cecilia de La Garza
Bob Lawrence	Cecilia Valdez
Bonnie D. Villarreal, DDS	Celeste L.
Bonnie Heaton	Celia D. Portillo
Brad Bartilson	Celia De Los Santos
Brad Burkes	Cesar Morales
Brandon Muniz	Chantal Lesley
Brenda Davila	Charles Anderson
Brenda Garcia	Charles Lackey
Brenda Joyas	Charlie Cabler
Brenda Lerma	Charlie Cabler, City Manager
Brendan Bazan	Chasity Longoria
Brian Birdwell	Cheryl Stevens
Brian Esquirel	Chip and Joan Dameron
Brianna Morales	Chris Boswell
Brock Hughston	Chris Haggstrom
Brownsville Living Group	Chris Hughston
Bruce Woodhouse	Chris Patterson
Brunilda Villarreal	Chris Sherman
Bryan Winton	Chris Shultz
C. Barrera	Christa Lopez

Christian Caldarea	Daniel Aberdeen
Christian Caldaveira	Daniel C. Alaniz
Christian Garcia	Daniel Griffen and Ellen Tyma
Christian Gurrola	Daniel Hopinks
Christian Ian Robles	Daniel Oyama
Christian Wilson	Daniel Perry
Christina Cavazos	Daniel Reyes
Christina R. Garza	Daniel Rodriguez
Christopher Hilts	Daniel Salinas
Christopher Sherman	Daniela de la Garza
Christopher Torres	Danielle Ocampo
Chuckie Gudino	Danielle Rodriguez
City of La Feria	Danielle Sanchez
Clarissa	Danny Sorz
Clarissa Salinas	Darrell O Powers
Claudia Alvarado	Dave Harlett
Claudia Ayarzagoitia	David A Ruiz Cisneros
Claudia Cortez	David Abrejo
Claudia Delgado	David Alex
Claudia F. Lopez	David Alex, Chairman
Claudia I. Ramirez	David Arredando
Claudia K. Mar	David Belleperche
Claudia Rodriguez	David Benn
Comm. Jessica Tetreau	David Bernard
Congressman Bill Flores	David Betancourt
Connie Hensley	David Castillo
Conrad Perfect	David Cromwell
Corina A.	David E. Alex
Courtney Henderson	David Eymard
Craig Grove	David G. Kriegbaum
Cris Garza	David Garcia
Criselda Rodriguez	David Garza
Cristal Suarez	David Hughston
Cristian Hilts	David Katz
Crystal Garcia	David Marquez
CW Goldsmith	David Mayen
Cynthia Garza	David Merrill
Cynthia Garza Galvan	David Morales
Cynthia Gonzales	David N. Garza
Cynthia Hernandez	David Ramirez
D. Marty Bogart	David Ruiz
Daira Tolosa	David Stapleton
Daisy Torres	David Trevino
Dalia Salinas	Dawn Hall
Dan A. Sanchez	Dean and Martha Isaacson
Dan Luiton	Deanna Sanchez
Daniel Salinas	Debbie Alford

Deborah Cox	Eddie Lucio III
Deborah Portillo	Eddie Rodriguez
Deborah Rodriguez	Edgar Gaucin
Deborah Wilson	Edgar Tijerina
Delia Ramos	Edgar Uristi
Delina Barrent	Edith L. Cano
Delina Barrera	Edna Paz
Delohda Karle	Edna Zamarripa
Denise Blanchara	Eduardo Bravo, President
Dennis Sanchez	Eduardo Campirano
Derek Benevides	Eduardo Campirano, Port Director
Devian Garza	Eduardo Espinoza
Deyanaria B.	Eduardo Garza
Diana A. Martinez	Eduardo Roberto Rodriguez
Diana Bravo Gonzales	Eduardo Rubero Rodnjy
Diana Labastida	Edward Meccado
Diana Liendo	Edward Saldivar
Diana Padilla	Efrain Itela
Diana Soto	Efren O. Medina Alvarado
Diana V. Bakalem	Egar Austin
Diana Villarreal-Bakalem	Elaine Sargent
Diane Helser	Elan DeLeon
Diane Williams	Elayne and Warren Sloane
Dietu	Elayne Sloane
Dina Hernandez	Eleazar Ramirez
Dolores Emerson	Eleazar Rivas
Don and LeAnn Sedelholm	Elias Mendiola
Don Hoak	Elisabeth Schock
Donna Eymard	Elizabeth Aragus
Dora A Garcia	Elizabeth Heigl
Dora E. Fernandez	Elizabeth Lopez
Dora Saucedo	Elizabeth Sanchez
Doroteo Garcia Jr.	Elizabeth Watson
Dr. Carl A. Montoya	Ella Rendon
Dr. Cesar Maldonado, PE	Ellie Ahumada
Dr. Gene J. Paull	Elsa Castro
Dr. Greg Garcia	Elsa De La Cruz
Dulce Aviña	Elsa Sierra
Dulce Guardado	Elvira Mujica
Dustin Rodriguez	Emilio Figueroa
Dutch Fisher	Emily Boster
Dylan Melchor	Emily Garcia
Dylan Santiso	Emma Perez-Trevino
Dylan W. Roberts	Emmanuel Benitez
E. J. Chaney	Emmanuel Vasquez
Ed Gutierrez	Enelsda M. Brown
Eddie Espinoza	Enniel Vojvoda

Enrique Hernandez	Francisco Escobedo
Enrique Lerma	Francisco Gonzalez
Enrique Najern	Franco Estrada
Enrique Rivas	Frank Ceballo
Erendira Freitag	Frank Ceballos
Eric A. Silva	Frank Escobedo
Eric Garza	Frank Parker, Jr.
Eric Guajardo	Fred Rusterberg
Eric Jimenez	Freddy Centeno
Eric Ziehe	Frederick A Jenet
Erick L. Lucio	Frederick Jenet, Director
Erick Ruvalcaba	Friends of the Wildlife Corridor
Erika Hughston	G. Ruiz
Eriksen	G. Uhles
Ernesto Reyes	Gabi Benson
Ernie Hernandez	Gabriel Gonzales
Ernie Hernandez, JR	Gabriela Hernandez
EseQUIEL "Zeke" Silva	Gabriela Hingosa
EseQUIEL Silva	Gabriela Loza
EseQUIEL Silva, Owner	Gail M Bruciak
Esmeralda Quiñones Longoria	Gale and Mary McConnaughey
Esmeralda Rivera	Gale McConnaughey
Esmeralda Silva	Gary Stegg
Esperanza Garcia	Gary Tate
Estela Chavez Vasquez	Gayle Hood
Estela L. Guerrero	Genny Sterling
Estella R. Coronado	Geoffrey Bogorad
Estephania Salazar	George Lopez
Esther M. Salineas	Gerardo Gonzalez
Eva Ramirez	Gerardo Martinez
Evangelina Garcia-Moreno	Gerardo Noriega
Evangelina P. Chavez	German Cordova
Evangelina Ramos	Giana Sanchez
Evangeline Chavez	Gil Guevara
Evelyn Cantu	Gilbert Delgado
Even Silva	Gilbert Salinas
Ewing E. Sikes, III	Gilberto Almanza
Fabian de la Garza	Gilberto Elizando
Fabian Granja	Gina Bouquet
Fabian Salcedo	Gina Garcia
Felipe Gutierrez	Gina McAfee
Felipe Peña III	Gina Ortiz
Felix Rodriguez	Ginger Ariel
Fernando Saenz	Giovanni Gomez
Fernando Villarreal	Giuseppe Deetan
Filemon Vela	Glatira Braga
Francis E Guerrero	Glenda Rodriguez

Gloria Cortez	Imelda Campos
Gloria Garcia	Imelda Garcia
Gloria Gonzales	Imelda Vez
Gloria Vital	Immanuel Edinbarough
Gonzalo Pena IV	Irazerna Ramos
Gonzalo Salazar	Irene C. Martinez
Graciela Perez	Irene Romero
Graciela Rodriguez	Irene Sullivan
Grady Lunsford	Iris Sanchez
Gregg McCumber	Irlanda Benevidez
Gricelda Eufracio	Irma Hernandez
Griselda Gracia	Irma Perez
Group VII Headquarters	Irma Segra
Guadalupe Rios	Irv Downing
Guillermo Fernandez de Jauregui	Isabel Rosales
Gustavo Hernandez	Isidoro Arjona
Gustavo Ramson	Ixhel Garza
Guy and Teresa Huddleston	J. D. Lopez
Guy S. and Teresa Huddleston	J.B. Kee Paula
Harry E. McNair, Jr.	J.L. Holdar
Harry Leggett	Jackie Robinson
Harry Lincoln	Jacob Soliz
Heather Blakemore	Jacqueline Maldonado
Heather Glover	Jacqueline Reser
Hector & Maria Gonzales	Jaime Benitez
Hector Aguilar	Jaime Flores
Hector and Connie Espinoza	Jaime R. Garza
Hector Banda	Jaime Rocha
Hector de la Rosa	Jaime Solis
Hector E. Galvan	Jaime Suarez
Hector G. Quintanilla	Jaime Velasquez
Hector Galvan	James H. Hunter
Hector Longoria	James Murray
Hector Menchaca	James Paschall
Hector Minoz	James S. Hering
Heidi Gomez	James W. Mills
Heriberto Rodriguez	Jamie Fuentes
Herman Otis Powers Jr.	Jamie Velasquez
Hermelinda Garcia	Jan Thomas Martinez
Hilario Diaz	Janie Arriaga
Hilda Montiel	Janie Casanova
Horacio Gallegos	Janie Velasquez
Hugo Montalvo	Jasmin Santibanez
Hugo Vargas	Jason Hilts, President & CEO
Ida C. Saenz	Jason Moudy
Ildefonso Ortiz	Jason Villarreal
Ileana Maya	Jason White

Jason Wilts	Joe Boswell
Javier Abrego	Joe Canul
Javier Flores	Joe Chavez
Javier Hinojosa	Joe E. Vega
Javier Huerta	Joe G. Rivera
Jeanette Bermudez	Joe Guerra
Jeanie and Pasimer Parkitny	Joe Herrera
Jeff Hand	Joe Lee Rubio
Jeff Johnston	Joe Lindemann
Jeff Wolf	Joe Martinez
Jeffrey Roberts	Joe Straus
Jen	Joe Vega
Jennifer Gonzales	Joel Gonzale
Jennifer M. Flores	Joel S. Garza
Jennifer Sladek	Joette Van Doesburg
Jennifer Stumbaugh	Joey Garza
Jenny Martinez	John Aronson
Jeremy Barnard	John Bruciak
Jerry Klinger	John Closy
Jesse Edward Clive III	John E. Keller
Jesse Salinas	John Escareno
Jessica Alcantara	John Faulk
Jessica Garcia	John Foerster
Jessica Montero	John Gray
Jessica Rodriguez	John Hershey
Jesus Angeles	John Lopez
Jesus Delgado G.	John Lynch
Jesus Gonzales	John Moore
Jesus Hinojosa	John Newman
Jesus Martinez	John P. Riehl
Jesus Pantoja	John Ramirez
Jesus Ramirez	John Reed
Jesus Rivas	John Rodriguez
Jesus Rivera	John S. Bruciak
Jim & Nena Baston	John Sossi
Jim Barton	John Villarreal
Jim Chapman	John Wood
Jim Harrington	Johnathan Inskeep
Jim Holt	Johnny Torres
Jimmy Luo	Joleen Evans
Jo Ann Guerrero	Jon Mark Smith
Joanie Steinhaus	Jon Presas
JoAnn Evans	Jonathan Berg
Joanne Aguirre	Jorge Alonso
Joaquin Perez	Jorge Blanco
Joaquin Rivera	Jorge Card
Joe and Alma Ponce	Jorge de la Garza

Jorge Garcia	Juan Ramos
Jorge Ibarra Jr.	Juan Salazar
Jorge Jasso	Juan Vicente Garcia
Jorge Montero	Juan Zamora
Jorge Rocha	Juana Ma Alanis
Jose A. Gavino	Juanita Hernandez
Jose A. Trevino	Juanita Zamora
Jose Angel Alcala	Juanita Zuniga
Jose Angel III Frias	Jude A. Benavides
Jose de la Garza	Jude A. Benavides
Jose E. Rodriguez	Judy Hernandez
Jose G. Martinez	Judy Sanchez
Jose Garza	Judy Stanley
Jose Hernandez	Julia C De la Garza
Jose Luis Garcia	Julia Gonzalez
Jose Luis Garcia-Reyna	Julian Alvarez
Jose Luis Gonzalez	Juliana Rodriguez
Jose M. Checa	Julie Riardon
Jose Martinez	Juliet V. Garcia
Jose Martinez	Julio Graña
Jose Perez	June Rodriguez
Jose Puente Jr.	Justin Boda
Jose Rossy	Kara Brown
Jose Zerati	Karen Martiresyan
Joseph Morales	Karina Cepeda
Joseph Prince	Karina Gonzalez
Josephine Cano	Karina Villarreal
Joshua Morales	Karla Nieto
Josue Reyes	Karla P Cavazos
Juan Alvarez	Kate Sloane
Juan A. Alape	Katherine Gonzales
Juan Abarca	Kathryn Hilts
Juan Andres Garcia	Kathy Casas
Juan Antonio Solis	Kathy Roxlau
Juan Arredondo	Kayla Lopez
Juan Arrendende	Keefe & Marsha Blosingani
Juan C. Sanchez	Keith Cummins
Juan Carlos Gonzales	Keith Graf
Juan D. Navarro	Keith Uhles
Juan David Navarro	Kendal Keyes
Juan De La Garza	Kent Whittemore
Juan Diego Infante	Kenyatta Brame
Juan Jose Deleon	Kevin Aziz
Juan Jose Salinas	Kevin Benson
Juan Longoria	Kevin Evans
Juan Nava	Kevin Guillen
Juan Pablo Yu	Kevin Stovall



Kevin T. Doyle  
Khalid K.  
Khalid Kayal  
Kim Moore  
Kim Sanchez  
Kimberly L. Hopkins  
Kimberly Morales  
Krisna Rivera Ramos  
Krista Quiroz  
Kristian Zamora  
Kyle Paschall  
Kyle Sloane  
Lamberto "Bobby" Balli  
Larry A. Brown  
Larry Cress  
Larry Hernandez  
Larry Himes  
Larry Holtzman  
Larry Jokz  
Larry Resen  
Laura B. Martinez  
Laura Fincher  
Laura Moreno  
Laura Pena  
Laura Robles  
Laura Rosenbaun  
Laura Tamez  
Laurel Steinberg  
Lauren Cross  
Laurie Howell  
Lee Ostos  
Lee Reed  
Leonardo L. Perez  
Leonel Garza  
Les Elkins  
Leslie Bingham  
Leslie Williams  
Leticia Calderon  
Leticia Colvin  
Leticia Coronado  
Leticia Fehling  
Leticia Flores  
Leticia Molina  
Letty G  
Lic. Edgardo Aroldo Garcia Villanueva  
Lilia S. Cazares  
Liliano Ed

Lily F. Tercero  
Linda Castro  
Linda Jauregui  
Linda Lopez  
Linda Scales  
Linda Torre  
Linda Torres  
Lisa Guitron  
Little Gaborn  
Lizbeth Salinas  
Lizette Martinez  
Lizzy de la Garza  
Lorenzo Teran  
Louis Dartez  
Louis Hinojosa  
Louis Sorola  
Lourdes Viada  
Lt. Col. Sean Crandall  
Lucia Garcia  
Luciana Morales  
Lucille Cascos  
Lucy Green  
Lucy Hernandez  
Ludivina L. Fisher  
Ludy Fisher  
Luis Cavazos  
Luis Chazco  
Luis de La Garza  
Luis E. Trancoso  
Luis Galvan  
Luis Gasca  
Luis J Reyes  
Luis Javier Elizondo Martinez  
Luis Jimenez  
Luke Metzger  
Lupe Granado  
Lupita Cisneros  
Lydia Blanchard  
Lydia C. Trevino  
Lynne Skelley  
Lynne Tate  
M. Molina  
M. Therese Gallagos  
M. Tolman  
Macias Claudia  
Magdalena Hernandez  
Manlei Dominguez

Manuel A. Montemayor	Marie S. Machado
Manuel Alcocer	Marilyn White
Manuel Bernal	Marilyn Woods
Manuel Cervantes	Marina Zolezzi
Manuel Dominguez	Mario Fajardo
Manuel Garcia	Marisa Campriano
Manuel Guajardo	Marisa Pena
Manuel Hernandez	Marisa Rendon
Manuel Villarreal	Marisela Cortez
Marc Normandin	Marjorie Jacobs
Marcela Selsor	Mark A. Boswell
Marcia Sels	Mark Barnard
Marcia Selsor	Mark Esparza
Marco A. Garcia	Mark Jossi
Marcos Cardoza	Mark Kerney
Margarita Garza	Mark Moore
Maria A. Bodden	Mark Perales
Maria and Ray Pointer	Mark Roberts
Maria Barrera	Mark Williams
Maria Cervantes	Marlenne Figueroa
Maria de los Angeles de los Reyes	Marlys Zapata
Maria Dolores Gonzalez	Marquel Rivera
Maria E. Rodriguez	Marta Caraveo
Maria G. Cisneros	Martha A. Cramer
Maria G. Ruiz	Martha Cardenas
Maria Garza	Martha Cramer
Maria Guzman	Martha Espinoza Gonzales
Maria Isabel Spang	Martha Hernandez
Maria L. Valdez	Martha Rodriguez
Maria Linda Gonzalez	Martha Soto
Maria Lisette Flores	Martin Diaz
Maria Magdalena Azcona	Martin Luna
Maria Medina	Martin Molina
Maria Nelia S. Ong	Marty Bogart
Maria P. Ayala	Marty Watson
Maria Perez	Marvin Connetz
Maria Torres	Mary E. Flores
Marian Vargas	Mary Edwards
Mariana Tumlinson	Mary Esther Garcia
Mariano "Bean" Ayala	Mary Garcia
Maribel Baca	Mary Grace Porciuncula
Maribel Degollado	Mary Helen Flores
Maribel Guerra	Mary Ortiz
Maribel Hernandez	Mary Vela
Maribel Romo	Mat Fernandez
Maribel Salazar	Matt Benacquista
Maricela Garza	Matt Fernandez

Matthew A. Cohen	MK Quwieder
Matthew Benacquista	Moises Gomez
Matthew Cline	Moises Torres
Mauricio Azcona	Monica Delgado
Mauricio Chavez	Mr. & Mrs. Cesar Morales
Mayra Cardenas	Mrs. Maria del C. Lugo-Garcia
Mayra Delgado	Ms. Clara
MB Garcia	Myrna Sepulveda
Melissa Castaneda	Nadia Elfarnawani
Melissa Castillo	Nancy Chazco
Melissa Castro	Nancy Marroquin
Melissa Cordero	Nancy Rodriguez
Melissa Fuentes	Nathan Salinas
Melissa Garcia	Nathaniel Cervantes
Melissa Zamora	Nathaniel Silva
Merrill Hammons	Nazmul Islam
Merriwood Ferguson	Nedcely Diaz
Michael A. Mesa	Neilia Stephens-Jackson
Michael Barrera	Nena Rendon
Michael Hobough	Nicholas Serafy Jr.
Michael Linam	Nick Canta
Michael Rosta	Nick Gonzalez
Michael Sandoval	Nicolas Torres
Michael Scaief	Nieva Ivan
Michele Sanchez	Nilda Garza Perez
Michelle Lopez	Nilo Ortiz
Miguel A. Martinez	Nina Lopez
Miguel Chaires	Noe Granado
Miguel Chapa	Noe R. Truan
Miguel Flores	Noelia Maldonado
Miguel H. Padilla	Noemi Delafuente
Miguel Migoya	Noemi Salas
Miguel Urrutia	Nora G. Pompa
Mikael Linden	Norberto Lara
Mikcel Linder	Norberto Perales
Mike Gonzalez	Norma Abarca
Mike Jones	Norma Castillo
Mike Willis	Norma Cavazos
Mikeil Bourizev	Norma H. Zamor
Milda	Norma H. Zamora
Mina Sargent	Norma L. Rangel
Minerva Jaime	Norma Perez
Minerva Ramirez	Norma Sepulveda
Minnie O. Zamora	Norma Torres
Mireya Tabarez	O. F.
Miryam Walle	Obed D. Barrera
Misty Heredia	Olga Morales

Olga Orta  
Olga Peres  
Olga R. Barrera  
Olga Solis  
Olivia Garza  
Olivia Moreno  
Olvido Lopez  
Omar Bonales  
Omar Villanueva  
Oneida Peña  
Oralia Avelar  
Osbert Haro  
Oscar Benitez  
Oscar Garcia III  
Oscar Salinas  
Oscar Salinas  
Osvin Gonzalez  
P. Cesar Saldana  
P. de la Fuente, Jr.  
Pablo Jaure III  
Pablo Nicolas Konverski  
Pamela Downing  
Pamela Drazich  
Paola Bazarilrazo  
Paquita Chavez  
Pat Burchfield  
Pat Hobbs  
Pat Hobbs, Executive Director  
Pat Mendez  
Patricia and Tania Matamoros  
Patricia G. Bubb  
Patricia Pirtle  
Patricia Vela  
Patrick Burchfield  
Patrick Dubourdieu  
Patrick Michels  
Patrick R. Levin  
Patrick Rodriguez  
Paul and Linda Lenz  
Paul Marshall II  
Pearl Fry  
Pedro Hinojosa  
Pedro III Ramos  
Pedro Lire  
Pedro Vidal  
Peggy Gonzalez  
Perla Janez

Pete Gonzales  
Pete Jr. Sepulveda  
Pete Sepulveda  
Peter Goodman  
Petra Torres  
Philip Rudnik  
Philip Snyder  
Philippe Dubourdieu  
Placido J. Garcia  
Pricilla Ortawerner  
Priscilla Alvarez  
Priscilla J. Orta-Wenner  
Priscilla Sosa  
Quinton Hooper  
R Isbar  
R Saucedo  
R.E. Wade  
R.L. Kilgore  
Rachel Ayala  
Rafel Ledezma  
Ramiro Ballesteros  
Ramiro Gonzalez  
Ramiro Olivares  
Ramon Gonzalez  
Ramona Kantack Alcantara  
Rand Moore  
Randy Voyvoda  
Raquel Garza  
Raquel Lopez  
Raquel Velasquez  
Raul Castillo  
Raul de la Garza  
Raul Gomez  
Raul Quintanilla  
Raul Ramirez  
Raul Salazar  
Ray Garza  
Ray Hughston  
Ray Lopez  
Ray Ramirez  
Ray Theiss  
Raymond Everitt  
Raymond Moses  
Raymund Visarra  
Raymundo Benavides  
Raymundo Martinez  
Reba Mcakir

Rebecca Cardenas	Roberto Blanco
Rebecca Garza	Roberto J. Ruiz
Rebecca Gomez	Roberto Luna
Rebecca Reyes	Roberto Mattus
Rebecca Silva	Roberto Valencia
Rebecca Vargas	Rocio Lua
Rebekkah Sepulveda	Rodney Jackson
Rene Garcia	Rodolfo Chapa
Rene Gonzalez Rascon	Rodolfo Flores
Representative Rene O. Oliveira	Rodolfo Jr., Roel,
Reynaldo Lopez Jr.	Rodolfo Velasquez III
Reynaldo Rangel	Rodolfo Ruiz
Reynaldo Vasquez	Rodolfo Saucedo
Rhiannon Hobbs	Rodrigo Garcia
Ric Barrera	Rogelio J. Garcia
Ricardo Barrera	Rogelio Salazar
Ricardo Martinez	Roger Gomez
Richard Alaniz	Rolando Gonzalez
Richard Price	Roman Hernandez
Richard Ramke	Romeo Flores
Rick Perry	Ronnie Zamora
Rick Armendariz	Rosa Bedartes
Rick Heaton	Rosa Castañeda
Rick Lund	Rosa M Lerma
Rick Perry	Rosa M. Guerrero
Rick Vasquez	Rosa Martinez
Rigo Castellanos	Rosalie Berg
Riley Morgan	Rosalina Garcias
Rita Garza	Rosalinda Espinoza
Rita Hernandez	Rosalva G. Larrasquitu
Rob Avery	Rose Gower
Rob Nixon	Rose M.Z. Gowen
Rob Nixon, Chairman	Rose Marie Lehmann
Robert Becker	Rosemarie Workman
Robert Chavira	Rosemary Cervantes Leal
Robert E. Leslie, Jr. P.E.	Rosendo Escarento
Robert Esporaz	Rosendo Garcia
Robert Filler	Rosendo Lopez
Robert L. Guerra, Jr.	Rosie Ara
Robert Lancaster	Rosie Chavin
Robert Lugo	Rosie Gonzalez
Robert Pizada	Rosie Martinez
Robert Salinas	Ross Rogers
Robert Serra	Rossina Miller
Robert Swantner	Roxanne Garcia
Robert White	Roxanne Guenzel
Roberto Alvarez	Roy D. Bailey

Ruben Arvizu	Scott Nicol
Ruben Gallegos, Jr.	Scott Pokrass
Ruben Gomez	Sean Crandall
Ruben Guajardo	Sean Leake
Ruben H. Martinez	Selene Aguilar
Ruben O'Neil	Serafin Castro
Ruben Prodo	Serena Pategnat
Rubin Marin	Sergio C. Hernandez
Rudy Ibarra	Sergio Gutierrez
Rudy Salinas	Sergio Hernandez
Russell Fishbed	Sergio Martinez
Ruth Ann Ragland	Sergio Medina Jr.
Ruth Nishioka	Sesha Virrey
Ryan Guillen	Sesha Vorrey
Ryan M. Santa Ana	Shaga Setayesh
S. Grady Denton	Shane Allen
Saira Gonzalez	Shane Walker
Sal Sal	Sharon Slagl
Sam N. Clauson	Sharon Slagle
Samantha Frank	Sheyla Balderas
Samantha Rodriguez	Silvia Moreno
Samuel Moreno	Simon Ortiz
Samuel Salinas	Sindy Vera
Sandi Balli	Sofia C. Benavides
Sandra de la Garza	Sofia Gonzales
Sandra Elizabeth Garcia	Sofia Lickerman
Sandra Ferrer	Sonia Coronado
Sandra Garcia	Sophia Flores
Sandra Gomez	Stacy and Tiffany Found
Sandra Lopez	Stefanie Herweck
Sandra Lopez-Langley	Stephanie Gonzalez
Sandra Morfitt	Stephanie Lopez
Sandra Ortiz	Stephanie Rendon
Sandra P Guerra	Stephanie Reyes
Sandy G. Hernandez	Stephen Dominguez
Santa Estrella	Steve Drillette
Santana Torres	Steve Gerhardt
Santiago Rodriguez	Steve Muschenheim
Sara Aldape	Steve Perez
Sarah Lee Murray	Steve Wilder
Sarah Roberts	Steven Bautista
Sarahi Guajardo	Steven Masso
Scarlet Colley	Sulienna Avila
Scheleen Walker	Sulvia Hernandez
Scot Louis Crum	Susan M. Hill
Scott Fry	Susana Eure
Scott Friedman	Susana Sanchez

Swain Reed	Travis Cress
Sylvia M. Emerson	Trevor Guston
Sylvia Aguilera	Ty Johnson
Sylvia C. Rivera	Tyler Harrington
Sylvia D. Torres	Valerie Barrientos
Sylvia DeHoyos	Vanesa Salinas
Sylvia Garcia	Vanessa Cantu
Sylvia Leal	Vanessa Gonzales
Sylvia Rodriguez	Vanessa Guevara
Sylvia Senteno	Vanessa Mancha
Sylvia Sepulveda	Vanessa Medina
T. Blakemore	Vanessa Ortega
Tabatha Ferguson	Vanessa Sanchez
Tammi Garcia	Velia Lopez
Taylor Barnard	Veronica Aguilar
Teodoro Soto	Veronica Cordova
Teresa Ruiz	Veronica Gomez
Teresa Saldivar	Victor Baily
Teressa Garcia	Victor De los Santos
Terry Alarcon	Victor Hugo Ortiz Flores
Terry and Bonnie Heates	Victor Mendez
Terry Hall	Victoria Lopez
Terry Hedhewick	Victoria Pasquales
Theresa Alarcon	Virginia O. Camancho
Theresa Villafuerte	Virginia Villarreal
Thomas Carl Leatherman	Virginia Wood
Tiffany Araujo	Viveca Serafy
Timo Ruedas	Vivien Sepulveda
Tina Bailey	Wahltyl Ratray
Tobin	Waldo Villarreal
Tom Coyle	Wally Tijerina
Tom Robinson	Walter Plitt
Tom Rodino	Warren Sloane
Tom Santos	William A Wade
Tom Whelan	William Berg
Tony and Julie Padilla	William Foster
Tony Cappell	William Garza
Tony Cappella	William Swantner
Tony Johnston	William Wilting
Tony Knopp	Wilson Bourgeois
Tony Lehmann	Y. Turbeville
Tony Lopez	Yan Wang
Tony Martinez, Mayor	Yaretzi Sepulveda
Tony Reisinger	Yenacio Garza
Tony Robles	Yessica Aguilar
Tonya Cook	Yolanda Cortez
Traci Wickett	Yolanda H. Kruger

Yolanda Puentes  
Yolanda Rodriguez  
Yolanda Villalobos  
Yvette Vela

Yvonne Horales  
Yvonne Rodriguez  
Zeke Aguilar

Note: Members of the public and media that attended the public meetings, sent comments on the Draft EIS, or requested to be included in the mailing list, have been notified by email or postcard about the availability of the Final EIS.



## **12.0 REFERENCES**

- American Farmland Trust. 2006. Fact Sheet Farmland Protection Policy Act. August.
- Arnold, K.A. 2001. Wood Stork. The Texas Breeding Bird Atlas. Texas A&M University System, College Station and Corpus Christi, TX.
- ATSDR. 1997. "Toxicological Profile for n-Hydrazines." [www.atsdr.cdc.gov/toxprofiles/tp100.pdf](http://www.atsdr.cdc.gov/toxprofiles/tp100.pdf)
- ATSDR. 1989. "Toxicological Profile for n-Nitrosodimethylamine."  
[www.atsdr.cdc.gov/toxprofiles/tp141.pdf](http://www.atsdr.cdc.gov/toxprofiles/tp141.pdf).
- Audubon Society. 2009. The Brown Pelican. The Newsletter of the Coastal Bend Audubon Society. November/December.
- Baker, E.T. Jr. 1979. Stratigraphic and Hydrogeologic Framework of Part of the Coastal Plain of Texas. Report 236. Texas Department of Water Resources, Austin, TX. July.
- Baker, R.C., and O.C. Dale. 1961. Groundwater Resources of the Lower Rio Grande Valley Area, Texas. Texas Board of Water Engineers Bulletin 6014.
- Baryonyx Corporation. 2013. Baryonyx Corporation – Renewable Energy Projects: Rio Grande Project. [https://baryonyxcorp.com/rio\\_grande\\_project.html](https://baryonyxcorp.com/rio_grande_project.html). Accessed March 12, 2013.
- Bauer, K.J. 2012. "Mexican War." Handbook of Texas Online, <http://www.tshaonline.org/handbook/online/articles/qdm02>, accessed July 3. Published by the Texas State Historical Association.
- Blanton & Associates. 1998. Annual Trapping Survey - 1998 for the Endangered Ocelot and Jaguarundi, Port of Brownsville Proposed International Crossing. Prepared for Brownsville Navigation District, Brownsville, TX by Blanton & Associates, Inc. Austin, TX. October.
- Blanton & Associates. 2001. 2001 Survey Results for the Northern Aplomado Falcon on USFWS Lands in the Vicinity of the Brownsville Navigation District, Port of Brownsville. Prepared for USFWS, Lower Rio Grande Valley NWR, Alamo, TX by Blanton & Associates, Inc., Austin, TX. October 25.
- Blanton & Associates. 2002. 2002 Survey Results for the Northern Aplomado Falcon on USFWS Lands in the Vicinity of the Brownsville Navigation District, Port of Brownsville. Prepared for USFWS, Lower Rio Grande Valley NWR, Alamo, TX by Blanton & Associates, Inc., Austin, TX. July 11.
- Blanton & Associates. 2003. 2003 Survey Results for the Northern Aplomado Falcon on USFWS Lands in the Vicinity of the Brownsville Navigation District, Port of Brownsville. Prepared for USFWS, Lower Rio Grande Valley NWR, Alamo, TX by Blanton & Associates, Inc., Austin, TX. October 20.
- BLM. 1986. Visual Resource Contrast Rating. BLM Manual Handbook 8431-1. U.S. Department of the Interior, Bureau of Land Management, Washington DC.
- BLS. 2012. Local Area Unemployment Statistics. <http://www.bls.gov/lau>. Accessed July 24, 2012.

- Bowles, A.E. 1995. Responses of Wildlife to Noise. *Wildlife and Recreationists: Coexistence Through Management and Research*. R.L. Knight, and K.J. Gutzwiller, eds. Pages 109-156. Island Press, Covelo, CA.
- Brown, Nathan. 2010. The U.S. Strategy for Tackling Aviation Climate Impacts, 27th International Congress of the Aeronautical Sciences.
- Brownsville Convention and Visitors Bureau. 2012. Information regarding tourist accommodations in Brownsville, Texas. Personal communication from M. Ayala, President, Brownsville Convention and Visitors Bureau via phone to J. Lortie, AICP, Cardno TEC, York, PA. July 26.
- Brownsville Public Works. 2012. Landfill. <http://publicworks.cob.us/business>. Accessed September 18, 2012.
- California Department of Transportation. 1998. Technical Noise Supplement to the Traffic Noise Analysis Protocol. October.
- Cameron County. 2008. Stormwater Management Plan, Cameron County, Texas. Prepared by TEDSI Infrastructure Group. February 2008.
- Cameron County. 2010. Cameron County Dune Protection and Beach Access Plan. <http://www.co.cameron.tx.us/parks/docs/BeachAccessDunePlan.pdf>. Last amended August 26, 2010. Accessed July 26, 2012.
- Cameron County. 2012. Information regarding zoning and land use in Cameron County. Personal communication with A. Garrido, GIS Coordinator via phone to C. Ailes, Cardno TEC, York, PA. July 31.
- Cameron County Regional Mobility Authority. 2012. SPI 2nd Access. <http://www.cameroncountyrma.org/SPI2ndAccess/index.asp?p=home>. Accessed June 26, 2012.
- Campbell, L. 2003. Endangered and Threatened Animals of Texas – Their Life History and Management. Texas Parks and Wildlife Department, Wildlife Division, Austin, TX.
- CEQ. 1997. Environmental Justice Guidance under the National Environmental Policy Act. December.
- Chapman, J. 1992. Where the Road Ends. *Texas Parks and Wildlife*. February.
- Choudhury, A.H., and R.E. Mace. 2003. A Groundwater Availability Model of the Gulf Coast Aquifer in the Lower Rio Grande Valley, Texas: Numerical Simulations through 2050. Texas Water Development Board. October.
- Choudhury, A.H., and R.E. Mace. 2007. Groundwater Resource Evaluation and Availability Model of the Gulf Coast Aquifer in the Lower Rio Grande Valley of Texas. Report 368. Texas Water Development Board. June.
- City of Brownsville. 2009. *Brownsville Comprehensive Plan. Imagine Brownsville*. <http://www.imaginebrownsville.com//draftplan.php>.
- City of Brownsville. 2012. Code of Ordinances – Brownsville Texas. <http://library.municode.com/index.aspx?clientId=10297>. Accessed July 18, 2012.

- City of Port Isabel. 2005. *City of Port Isabel Comprehensive Plan, Planning Period 2005-2015*.  
<http://www.portisabel-texas.com/city/comprehensiveplan/index1.html>.
- City-Data. 2012. Boca Chica State Park is an undeveloped park in Texas. <http://www.city-data.com/articles/Boca-Chica-State-Park-is-an-undeveloped.html>. Accessed September 18, 2012.
- Cowardin, L.M., V. Carter V., F.C. Golet, and E.T. LaRoe. 1979. Classification of Wetlands and Deepwater Habitats of the United States. U.S. Fish and Wildlife Service Report No. FWS/OBS/-79/31. Washington, DC.
- Craftsman Book Company. 2012 National Construction Estimator.
- Delaney, D.K. and T.G. Grubb. 2004. Sound Recordings of Road Maintenance Equipment on the Lincoln National Forest, New Mexico. U.S. Department of Agriculture, Forest Service, Rocky Mountain Research Station. Research Paper RMRS-RP-49. August.
- DOE. 2012. Energy Efficiency and Renewable Energy – Wind and Water Power Technologies Office. “Offshore Wind Projects: 2006 – 2012.” December 2012.  
[http://www1.eere.energy.gov/wind/pdfs/offshore\\_energy\\_projects.pdf](http://www1.eere.energy.gov/wind/pdfs/offshore_energy_projects.pdf). Accessed March 14, 2013.
- DOT. 2006. Construction Noise Handbook. FHWA-HEP-06-015, DOT-VNTSC-FHWA-06-02, NTIS No. PB2006-109102. August.
- EDR. 2012. The EDR Radius map with GeoCheck® Report. Inquiry numbers 3410419.1s, 3410419.3s and 3410419.5s. September 14, 2012.
- Environmental Compliance Assistance Platform. 2012. TSD and Recycling Facilities Locator: Texas.  
<http://www.envcap.org/statetools/tsdf/tsdf2.cfm?st=TX>. Accessed June 14, 2012.
- EPA. 1974. Information on levels of environmental noise requisite to protect public health and welfare with an adequate margin of safety. EPA 55/9-74-004.
- EPA. 1978. Protective Noise Levels. Condensed Version of EPA Levels Document. EPA 550/9-79-100. Office of Noise Abatement and Control, Washington, DC. November.
- EPA. 1992. Procedures for Emission Inventory Preparation Volume IV: Mobile Sources. EPA420-R-92-009. December. <http://www.epa.gov/oms/invntory/r92009.pdf>. Accessed June 27, 2012.
- EPA. 1996. AP-42, Volume 1, Section 3.4, Large Stationary Diesel and All Stationary Dual-Fuel Engines.
- EPA. 2006. AP-42, Volume 1, Section 13.2.2, Unpaved Roads.
- EPA. 2008. National Emission Inventory: Cameron County, Texas.  
<http://www.epa.gov/ttn/chief/net/2008inventory.html>. Accessed August 10, 2012.
- EPA. 2009a. Technical Support Document for Endangerment and Cause or Contribute Findings for Greenhouse Gases under Section 202(a) of the Clean Air Act. Climate Change Division, Office of Atmospheric Programs, Washington, DC.

- [http://www.epa.gov/climatechange/Downloads/endangerment/Endangerment\\_TSD.pdf](http://www.epa.gov/climatechange/Downloads/endangerment/Endangerment_TSD.pdf).  
[December 7](#). Accessed June 27, 2012.
- EPA. 2009b. National Pollutant Discharge Elimination System (NPDES).  
<http://cfpub.epa.gov/npdes/index.cfm>. Last updated March 12, 2009. Accessed June 27, 2012.
- EPA. 2009c. NONROAD 2008a Model (nonroad engines, equipment, and vehicles).  
<http://www.epa.gov/oms/nonrdmdl.htm>. Accessed June 27, 2012.
- EPA. 2010a. Technical Guidance on the Use of MOVES2010 for Emission Inventory Preparation in State Implementation Plans and Transportation Conformity. April.
- EPA. 2010b. EPA Municipal Solid Waste Generation, Recycling, and Disposal in the United States: Facts and Figures for 2010.  
[http://www.epa.gov/osw/nonhaz/municipal/pubs/msw\\_2010\\_rev\\_factsheet.pdf](http://www.epa.gov/osw/nonhaz/municipal/pubs/msw_2010_rev_factsheet.pdf). Accessed August 9, 2012.
- EPA. 2012a. Enviromapper for Envirofacts. July 31, 2012. <http://www.epa.gov/emefdata/em4ef.home>. Accessed July 31, 2012.
- EPA. 2012b. Designated Sole Source Aquifers in EPA Region VI.  
<http://www.epa.gov/region6/water/swp/ssa/maps.htm>. Accessed July 26, 2012.
- EPA. 2012c. National Ambient Air Quality Standards (NAAQS). <http://epa.gov/air/criteria.html>. Accessed July 16, 2012.
- EPA. 2012d. Inventory of U.S. Greenhouse Gas Emissions and Sinks: 1990-2010.
- European Commission – Joint Research Centre. 2012. Trends in Global CO<sub>2</sub> Emissions.
- FAA. 2008. Final Environmental Impact Statement for the Spaceport America Commercial Launch Site, Sierra County, New Mexico. November.
- FAA. 2012a. Office of Commercial Space Transportation; Notice of Intent To Prepare an Environmental Impact Statement, Open a Public Scoping Period, and Conduct a Public Scoping Meeting Scoping Meeting. *Federal Register* 77:21619-21620.
- FAA. 2012b. Jurisdictional Wetland Determination – Environmental Impact Statement for the SpaceX Texas Launch Site. July 3.
- FAA. 2013a. Office of Commercial Space Transportation; Notice of Availability and Request for Comment on the Draft Environmental Impact Statement for the SpaceX Texas Launch Site. *Federal Register* 78:23629-23630.
- FAA. 2013b. Office of Commercial Space Transportation; Notice of Extension of Comment Period for the Draft Environmental Impact Statement for the SpaceX Texas Launch Site. *Federal Register* 78:35087.
- Federal Bureau of Investigation. 2012. Crime in the United States, 2010. <http://fbi.gov>. Accessed July 25, 2012.

- FEMA. 2007. Guidelines and Specifications for Flood Hazard Mapping Partners. February.
- FEMA. 2012a. FEMA Community Status Book Report, Texas, Communities Participating in the National Flood Program. <http://www.fema.gov/cis/TX.html>. Accessed December 11, 2012.
- FEMA. 2012b. FEMA Map Service Center.  
<https://msc.fema.gov/webapp/wcs/stores/servlet/FemaWelcomeView?storeId=10001&catalogId=10001&langId=-1>. Accessed June 27, 2012.
- Fertl, D., A. Schiro, G. Regan, C. Beck, N. Adimey, L. Price-May, A. Amos, G. Worthy, and R. Crossland. 2005. Manatee occurrence in the Northern Gulf of Mexico west of Florida. *Gulf and Caribbean Research* 17: 69-94.
- FICAN. 1997. Effects of Aviation Noise on Awakenings from Sleep. June.
- FICON. 1992. Federal Review of Selected Airport Noise Analysis Issues. August.
- Finegold, L., C. Harris, and H.E. von Gierke. 1994. Community Annoyance and Sleep Disturbance: Updated Criteria for Assessing the Impacts of General Transportation Noise on People. *Noise Control Engineering Journal* 42:25-30.
- FTA. 2006. Environmental Assessment and Finding of No Significant Impact for the City of Brownsville, Texas and Brownsville Urban System, Multimodal Terminal Facility. August 2006.
- Garcia, K. 2003. Boca Chica Beach has storied past. *Brownsville Herald*. July 27.
- Garza, A.A. 2012a. "Kopernik Shores." Handbook of Texas Online, <http://www.tshaonline.org/handbook/online/articles/hrkix>, accessed June 29. Published by the Texas State Historical Association.
- Garza, A.A. 2012b. "Port Isabel, Tx." Handbook of Texas Online, <http://www.tshaonline.org/handbook/online/articles/hgp09>, accessed May 25. Published by the Texas State Historical Association.
- Garza, A.A., and C. Long. 2012a. "Brownsville, Tx." Handbook of Texas Online, <http://www.tshaonline.org/handbook/online/articles/hdb04>, accessed May 25. Published by the Texas State Historical Association.
- Garza, A.A., and C. Long. 2012b. "Cameron County." Handbook of Texas Online, <http://www.tshaonline.org/handbook/online/articles/hcc04>, accessed May 25. Published by the Texas State Historical Association.
- Google Earth. 2012. Aerial photo history. Brownsville, TX.
- Guest, S. and R. M. Sloane, Jr. 1972. "Structural Damage Claims Resulting from Acoustic Environments Developed During Static Firing of Rocket Engines." Paper presented at the NASA Space Shuttle Technology Conference, San Antonio, TX. April.
- Gunter, G. 1941. Occurrence of the manatee in the United States, with records from Texas. *Journal of Mammalogy* 20:60-64.

- Haecker, C.M. 2003. An Historical Archeological Perspective of the Battlefield of Palmito Ranch, "...the Last Conflict of the Great Rebellion..." Contributions from Rolando L. Garza and Charles H. Morris. NPS, Heritage Partnerships Program, Santa Fe, NM and Denver, CO.
- Hall, L.S., P.R. Krausman, and M.L. Morrison. 1997. The habitat concept and a plea for standard terminology. *Wildlife Society Bulletin* 25:173-182.
- Harris, C.M. 1979. *Handbook of Noise Control*. McGraw-Hill Book Co., New York, NY.
- Harte Research Institute for Gulf of Mexico Studies. 2012. GulfBase: Texas TGLO. <http://www.gulfbase.org/organization/view.php?oid=tglo>. Accessed August 3, 2012.
- Hassan, M.M. 2011. *GAM Run 10-047 Mag: Groundwater Management Area 16 Model Runs To Estimate Drawdowns Under Assumed Future Pumping For The Gulf Coast Aquifer*. Texas Water Development Board Groundwater Availability Modeling Section. December 8, 2011.
- Healthy Texas. 2010. County Profiles. <http://healthytexas.org>. Last updated August 2010. Accessed July 31, 2012.
- Heaton, T. 2008. "Boca Chica Village, Texas: Formerly Kopernik Shores, Texas." <http://www.texasescapes.com/TexasGulfCoastTowns/Kopernik-Shores-Texas.htm>, February 9. Accessed June 29, 2012.
- Hildebrand, W.W. 1950. The History of Cameron County, Texas. Master's thesis, North Texas State College, Los Fresnos, TX.
- Jahrsdoerfer, S.E. and D.M. Leslie, Jr. 1988. Tamaulipan brushland of the Lower Rio Grande Valley of South Texas: description, human impacts, and management options. U.S. Fish and Wildlife Service, Biological Report 88(36).
- Kelly, B.J. ca. 1979. He's Dead, Their Savings Gone: Plea on radio station turned dream into nightmare. Copy of article from unidentified newspaper in the scrapbook of Terry and Bonnie Heaton, residents of Boca Chica Village, Brownsville, TX.
- Lamp, R.E. 1989. Monitoring the Effects of Military Air Operations at Naval Air Station Fallon on the Biota of Nevada. Nevada Department of Wildlife, Reno.
- Lefebvre, L.W., M. Marmontel, J.P. Reid, G.B. Rathbun, and D.P. Domning. 2001. Status and biogeography of the West Indian manatee. *Biogeography of the West Indies: Patterns and Perspectives*. C.A. Woods and F.E. Sergile, eds. 2<sup>nd</sup> edition, 425-474. CRC Press, Boca Raton, FL.
- Lof, L. 2012. Personal communication, L. Lof, Cameron County Historical Commission Historian to D. Barclay, Archaeologist, Cardno TEC, Golden, CO. July 20.
- Longcore, T. and C. Rich. 2004. Ecological light pollution. *Frontiers in Ecology and the Environment* 2:191-198.
- LRGVDC. 2012. Lower Rio Grande Valley Development Council, Regional Planning, Solid Waste. <http://www.lrgvdc.org/solidwaste.html>. Accessed July 31.

- McCoy, T.W. 1990. Evaluation of Ground-Water Resources in the Lower Rio Grande Valley, Texas. Report 316. Texas Water Development Board, Austin, TX. January.
- McMahan, C.A., R.G. Frye, and K.L. Brown. 1984. The Vegetation Types of Texas. Including Cropland. Wildlife Division, Texas Parks and Wildlife Department.
- Melrose, A. 2010. European ATM and Climate Adaptation: A Scoping Study. ICAO Environmental Report 2010 – Chapter 6: Adaptation, 195-198.  
[http://legacy.icao.int/icao/en/env2010/Pubs/EnvReport2010/ICAO\\_EnvReport10-Ch6\\_en.pdf](http://legacy.icao.int/icao/en/env2010/Pubs/EnvReport2010/ICAO_EnvReport10-Ch6_en.pdf). Accessed July 9, 2012.
- Midwest Research Institute. 2005. Analysis of the Fine Fraction of Particulate Matter in Fugitive Dust – Final Report.
- Muller, D.A., and R.D. Price. 1979. Ground-water availability in Texas. Estimates and projections through 2030. Texas Department of Water Resources Report 238.
- MVEC. 2012a. Magic Valley Electric Cooperative - About MVEC. <http://www.magicvalley.coop/about-us/our-power-supply/>. Accessed July 26, 2012.
- MVEC. 2012b. Information regarding existing capacity and loads in the area of Boca Chica Village. Personal communication with R.Trussell, Eastern Division Manager, MVEC via phone to J. Yamaner, Senior Engineer, Cardno TEC, Annapolis, MD. October 29.
- Myers, B.N. 1969. Compilation of results of aquifer tests in Texas. Report 98. Texas Water Development Board, Austin, TX.
- NASA. 2005. Final Site-Wide Environmental Assessment for Wallops Flight Facility, Virginia.
- NASA. 2009. Environmental Assessment for the Expansion of the Wallops Flight Facility Launch Range. August 2009.
- NatureServe. 2012a. NatureServe. 2012. NatureServe Explorer: An online encyclopedia of life [web application]. Version 7.1. Sooty Tern. <http://www.natureserve.org/explorer>. Accessed September 17.
- NatureServe. 2012b. NatureServe. 2012. NatureServe Explorer: An online encyclopedia of life [web application]. Version 7.1. White-tailed hawk. NatureServe, Arlington, VA. <http://www.natureserve.org/explorer>. Accessed September 17.
- NatureServe. 2012c. NatureServe. 2012. NatureServe Explorer: An online encyclopedia of life [web application]. Version 7.1. Black-striped Snake. NatureServe, Arlington, VA. <http://www.natureserve.org/explorer>. Accessed September 17.
- NCDC. 2012. Climate Data Online: South Padre Island Station - 1992 through 2011. <http://www.ncdc.noaa.gov/cdo-web/search.htm>. Accessed July 16.
- Niles, L.J., Siiters, H.P., A. D. Dey, P.W. Atkins, A.J. Baker, K.A. Bennett, K.E. Clark, N.A. Clark, C.Espoz, P.M. Gonzalez, B.A. Harrington, D.E. Hernandez, K.S. Kalasz, R. Matus, C.D. Minton, R.I. Morrison, M.K. Peck, and I.L. Serrano. 2007. Status of the Red Knot (*Calidris canutus rufa*) in the Western Hemisphere. May.

- NIOSH. 1998. Criteria for a Recommended Standard-Occupational Exposure to Noise – Revised Criteria 1998, DHHS (NIOSH) Pub. No. 98-126.
- NMFS. 2012. Marine mammal impacts. Personal communication via email from M. Magliocca, NMFS, Office of Marine Protected Species, Silver Spring, MD to S. Zee, Environmental Specialist, FAA, Office of Commercial Space Transportation, Washington, DC. May 9.
- NMFS. 2013. Proposed SpaceX Texas Launch Site, Cameron County, Texas – Response to FAA’s Request for Concurrence of Effects Determinations Pursuant to Section 7 of the Endangered Species Act. Informal Consultation SER-2013-10162. Southeast Regional Office, St. Petersburg, FL. March 5.
- NMFS, USFWS, and SEMARNAT. 2011. Bi-National Recovery Plan for the Kemp’s Ridley Sea Turtle (*Lepidochelys kempii*), Second Revision. National Marine Fisheries Service. Silver Spring, MD.
- NOAA. 2012a. National Marine Protected Area Center. <http://www.mpa.gov/aboutmpas/definition/>. Accessed June 29, 2012.
- NOAA. 2012b. Automated Wreck and Obstruction Information System. <http://www.nauticalcharts.noaa.gov/hsd/AWOIS.php?region=10>. Accessed December 12, 2012.
- NOAA. 2013. The Official Texas Hurricane Guide, Rio Grande Valley Edition. U.S. Department of Commerce, NOAA, National Weather Service. 2013.
- NOAA. 2014. National Weather Service. [www.nhc.noaa.gov](http://www.nhc.noaa.gov). Accessed May 4, 2014.
- NPS. 1993. Palmito Ranch Battlefield National Register of Historic Places Nomination Form. On file at the Texas Historical Commission, Austin.
- NPS. 1997. Palmito Ranch Battlefield National Historic Landmark Nomination Form.
- NPS. 2012a. The Green Sea Turtle. <http://www.nps.gov/pais/naturescience/green.htm> Accessed July 3, 2012.
- NPS. 2012b. The Hawksbill Sea Turtle. <http://www.nps.gov/pais/naturescience/hawksbill.htm> Accessed July 3, 2012.
- NPS. 2012c. Sea Turtle Nesting Season. <http://www.nps.gov/pais/naturescience/nesting2011.htm>. Accessed June 29, 2012.
- NPS. 2012d. Current Sea Turtle Nesting Season. [www.nps.gov/pais/naturescience/current-season.htm](http://www.nps.gov/pais/naturescience/current-season.htm). Accessed June 27, 2012.
- NRCS. 2009. Farmland Classification-Cameron County. October 26.
- NRCS. 2012a. Web Soil Survey: Cameron County, Texas. <http://websoilsurvey.nrcs.usda.gov/app/WebSoilSurvey.aspx>. Accessed May 24.
- NRCS. 2012b. Environmental Quality Incentives Program (EQIP) in Cameron County, Texas. [http://www.tx.nrcs.usda.gov/programs/eqip/09/counties\\_a\\_c/cameron.html](http://www.tx.nrcs.usda.gov/programs/eqip/09/counties_a_c/cameron.html). Accessed June 27, 2012.



- Office of Management and Budget. 2009. Update of Statistical Area Definitions and Guidance on Their Uses. OMB Bulletin No. 10-02. Executive Office of the President, Washington, DC. December 1.
- Onuf, C.P. 1995. Seagrass meadows of the Laguna Madre of Texas. *Our Living Resources: A Report to the Nation on the Distribution, Abundance, and Health of U.S. Plants, Animals, and Ecosystems*, E.T. LaRoe, G.S. Farris, C.E. Puckett, P.D. Doran, and M.J. Mac, eds, 275-277. National Biological Service, Washington, DC.
- Peregrine Fund. 2010. South Texas Aplomado Falcon Update, April-May 2010. Prepared by P. Juergens. May 19.
- Peregrine Fund. 2011. 2011 Aplomado Falcon Territory Occupancy Survey Summary – South Texas. Prepared by P. Juergens. June 5.
- Poot, H., B.J. Ens, H. de Vries, M.A.H. Donners, M.R. Wernand, and J.M. Marquenie. 2008. Green light for nocturnally migrating birds. *Ecology and Society* 13(2):47.  
<http://www.ecologyandsociety.org/vol13/iss2/art47/>. Accessed June 29, 2012.
- Powell, J.A. and G.B. Rathbun. 1984. Distribution and abundance of manatees along the northern coast of the Gulf of Mexico. *Northeast Gulf Science* 7:1–28.
- Ricklis, R.A. 2009. The Prehistory of the Texas Coastal Zone: 10,000 Years of Changing Environment and Culture. Texas Beyond History.  
<http://www.texasbeyondhistory.net/coast/prehistory/images/intro.html>. Accessed July 25, 2012.
- Rose, N.A. 1954. Investigation of Groundwater Conditions in Hidalgo, Cameron and Willacy Counties in the Lower Rio Grande Valley. The Lower Rio Grande Valley of Chamber of Commerce.
- Roth, D. 2010. Texas Hurricane History. National Weather Service, Camp Springs, MD.  
<http://www.hpc.ncep.noaa.gov/research/txhur.pdf>. Last updated January 17. Accessed July 16, 2012.
- Ryder, P.D., 1988, Hydrogeology and pre-development flow in the Texas Gulf Coast Aquifer systems: U.S. Geological Survey Water Resources Investigation Report 87-4248, 109 pp.
- Schultz, T. 1978. Synthesis of Social Surveys on Noise Annoyance. *Journal of the Acoustical Society of America*, pp. 377-405. August.
- Sea Turtle, Inc. 2012. Sea turtle nesting on Boca Chica Beach, Texas. Personal communication from J. George, Executive Director, South Padre Island, Texas via email to A. Stevens, Wildlife Biologist, Cardno TEC, Inc., Albuquerque, NM. July 10.
- Shaver, D. 2009. Texas Sea Turtle Nesting and Stranding 2008 Report. March.
- Shaver, D. 2010. Texas Sea Turtle Nesting and Stranding 2009 Report. March.
- Shaver, D. 2011. Texas Sea Turtle Nesting and Stranding 2010 Report. March.
- Skagen, S.K., P.B. Sharpe, R.G. Waltermire, and M.B. Dillon. 1999. Biogeographical profiles of shorebird migration in midcontinental North America.

- Smith, D. G., D. H. Ellis, and T. H. Johnson. 1988. Raptors and aircraft. Proceedings of the Southwest Raptor Management Symposium and Workshop, R.L. Glinski, B.G. Pendleton, M.B. Moss, M.N. LeFranc, Jr., B.A. Millsap, and S.W. Hoffman, eds., 360-367. National Wildlife Federation, Washington, DC.
- South Padre Island. 2008. *Town of South Padre Island Comprehensive Plan*.  
<http://www.townspi.com/document%20center/Comprehensive%20Plan%2009-30-08.pdf>.
- South Padre Island Breeze. 2012. New affordable housing project coming to Port Isabel.  
<http://www.spislandbreeze.com/articles/port-13827-isabel-housing.html>. January 20, 2012.  
Accessed June 26, 2012.
- SpaceX. 2012. Background information on SpaceX. Personal communication, between S. Davis, Chief Engineer, SpaceX, via phone to J. Johnson, Associate/Environmental Planner, Cardno TEC, Annapolis, MD. April 16.
- SpaceX. 2013a. Background information on SpaceX. Personal communication, between S. Davis, Chief Engineer, SpaceX, via phone to J. Johnson, Associate/Environmental Planner, Cardno TEC, Annapolis, MD. June.
- SpaceX. 2013b. MVEC utility line installation. Personal communication, between S. Davis, Chief Engineer, SpaceX, via email to A. Hinojosa, Business and Employee Development Manager. June 13.
- TCEQ. 2009-2010. CAMS 323 Wind Speed Summary for 2009 and 2010. [http://www.tceq.state.tx.us/cgi-bin/compliance/monops/yearly\\_summary.pl](http://www.tceq.state.tx.us/cgi-bin/compliance/monops/yearly_summary.pl) Accessed September 19, 2012.
- TCEQ. 2009-2011. CAMS 80 Pollutant Summary for 2009, 2010, and 2011 (ozone, CO, PM<sub>10</sub> and PM<sub>2.5</sub>).  
[http://www.tceq.state.tx.us/cgi-bin/compliance/monops/yearly\\_summary.pl](http://www.tceq.state.tx.us/cgi-bin/compliance/monops/yearly_summary.pl). Accessed September 19, 2012.
- TCEQ. 2011a. 2010 Texas Integrated Report – Texas 303 (d) List (Category 5). November 18, 2011.
- TCEQ. 2011b. Municipal Solid Waste in Texas: A Year in Review. FY 2010 Data Summary and Analysis. Report Number: AS-187/11. October.
- TCEQ. 2012. An Introduction to the Texas Surface Water Standards.  
[http://www.tceq.texas.gov/waterquality/standards/WQ\\_standards\\_intro.html](http://www.tceq.texas.gov/waterquality/standards/WQ_standards_intro.html). Accessed June 27, 2012.
- Texas Archeological Research Lab. 2012. Texas Archeological Sites Atlas. <http://nueces.thc.state.tx.us/>. Accessed December 13, 2012.
- Texas Education Agency. 2012. Snapshot 2011. <http://www.tea.st.tx.us>. Accessed July 31, 2012.
- Texas Floodplain Management Association. 2008. Quick Guide to Floodplain Management in Texas.  
[http://www.tcrfc.org/wp-content/media/2008\\_Quick\\_Guide.pdf](http://www.tcrfc.org/wp-content/media/2008_Quick_Guide.pdf). Accessed July 17, 2012.
- Texas Natural Science Center. 2012. Herps of Texas: Texas Tortoise.  
<http://www.herpssoftexas.org/content/texas-tortoise>. Accessed November 5.

- Texas State Historical Association. 2012. Brazos Island State Scenic Park. Handbook of Texas Online. <http://www.tshaonline.org/handbook/online/articles/gkb10>. Accessed September 18, 2012.
- TGLO. 2009. Texas Coastwide Erosion Response Plan. Last updated December 2009. <http://www.glo.texas.gov/what-we-do/caring-for-the-coast/coastal-erosion/response-plans.html>. Accessed July 26, 2012.
- TGLO. 2012. What We Do – Energy and Minerals Powering Texas Education. [www.glo.texas.gov/what-we-do/energy-and-minerals/index.html](http://www.glo.texas.gov/what-we-do/energy-and-minerals/index.html). Accessed August 1, 2012.
- TGLO. 2014a. Interactive Land Lease Mapping Program. <http://gisweb.glo.texas.gov/glomap/index.html>. Accessed August 9, 2012.
- TGLO. 2014b. Information regarding Sanchez Oil and Gas Corporation leases. Personal communication with R. Hatter, Director of Minerals Leasing, TGLO via phone to J. Yamaner, Senior Engineer, Cardno TEC, Annapolis, MD. May 7.
- THC. 2012a. Information regarding cultural resource surveys in the ROW of State Highway 4. Personal communication from B. Martin, Archaeologist, THC via e-mail to S. Zee, Environmental Specialist, FAA/AST, Washington, DC. September 18.
- THC. 2012b. Palmetto Pilings. [http://atlas.thc.state.tx.us/map/viewform.asp?atlas\\_num=5061003917](http://atlas.thc.state.tx.us/map/viewform.asp?atlas_num=5061003917). Accessed May 24.
- THC. 2012c. Brazos Santiago, C.S.A. [http://atlas.thc.state.tx.us/map/viewform.asp?atlas\\_num=5061000496](http://atlas.thc.state.tx.us/map/viewform.asp?atlas_num=5061000496). Accessed May 24.
- THC. 2012d. Texas Historic Commission. Texas Archeological Sites Atlas. Online database, <http://nueces.thc.state.tx.us/>. Accessed May 1, 2012.
- TNC. 2002. The Gulf Coast Prairies and Marshes Ecoregional Conservation Plan. Gulf Coast Prairies and Marshes Ecoregional Planning Team, San Antonio, TX.
- TPWD. 2012a. Texas Gems –South Bay Coastal Preserve. <http://www.tpwd.state.tx.us/landwater/water/conservation/txgems/southbay/index.phtml>. Accessed August 17, 2012.
- TPWD. 2012b. Texas Parks and Wildlife: Laguna Madre. <http://www.tpwd.state.tx.us/fishboat/fish/didyouknow/lagunamadre.phtml>. Accessed June 28, 2012.
- TPWD. 2012c. Natural resource issues regarding Space Exploration Technologies proposed construction of a vertical launch area and control center, Cameron County, Texas. Personal communication via letter from R. Melinchuk, Deputy Executive Director, Natural Resources, Austin, TX to S. Zee, FAA/AST, Washington, DC. May 29, 2012.
- TPWD. 2012d. County Lists of Texas' Special Species. Cameron County. Element of Occurrence Records, GIS Data. Wildlife Division, Diversity and Habitat Assessment Programs, Austin, TX. June 7.

- TPWD. 2012e. Annotated County Lists of Rare Species: Cameron County.  
[http://www.tpwd.state.tx.us/gis/ris/es/ES\\_Reports.aspx?county=Cameron](http://www.tpwd.state.tx.us/gis/ris/es/ES_Reports.aspx?county=Cameron). Last revised August 7. Accessed August 12, 2012.
- TPWD. 2012f. Piping Plover Fact Sheet.  
[http://www.tpwd.state.tx.us/publications/pwdpubs/media/pwd\\_bk\\_w7000\\_0013\\_piping\\_plover.pdf](http://www.tpwd.state.tx.us/publications/pwdpubs/media/pwd_bk_w7000_0013_piping_plover.pdf). Accessed May 24, 2012.
- TPWD. 2012g. Jaguarundi (*Felis yagouaroundi cacomitli*) Fact Sheet.  
[http://www.tpwd.state.tx.us/publications/pwdpubs/media/pwd\\_bk\\_w7000\\_0013\\_jaguarundi.pdf](http://www.tpwd.state.tx.us/publications/pwdpubs/media/pwd_bk_w7000_0013_jaguarundi.pdf). Accessed June 7, 2012.
- TPWD. 2012h. Reddish Egret (*Egretta rufescens*) Fact Sheet.  
<http://www.tpwd.state.tx.us/huntwild/wild/species/reddishegret/>. Accessed September 17, 2012.
- TPWD. 2012i. White-faced Ibis (*Plegadis chihi*) Fact Sheet.  
<http://www.tpwd.state.tx.us/huntwild/wild/species/ibist/>. Accessed September 17, 2012.
- TWDB. 2012a. Groundwater Database Reports.  
<http://www.twdb.state.tx.us/groundwater/data/gwdbbrpt.asp>. Accessed July 26, 2012.
- TWDB. 2012b. Historical Water Use Information. <http://www.twdb.state.tx.us/wushistorical/>. Accessed July 25, 2012.
- TWDB. 2012c. 2011 Regional Water Plan, County Water Demand Projections for 2012 – 2060 (in ACFT).  
[http://www.twdb.state.tx.us/waterplanning\\_n/data/projections/2012/doc/Demand/3CountyDemandByCategory.pdf](http://www.twdb.state.tx.us/waterplanning_n/data/projections/2012/doc/Demand/3CountyDemandByCategory.pdf). Accessed July 26, 2012.
- TWDB. 2012d. Water for Texas: 2012 State Water Plan. Austin, TX. January.
- TxDOT. 2012. Information regarding State Highway 4 Right-of-Way. Personal communication via letter, M. Jorge, District Engineer, Pharr, TX to S. Zee, FAA, Office of Commercial Space Transportation, Washington, DC. July 9.
- USACE. 1977. Feasibility Report on Brazos Island Harbor, Texas, Brownsville Channel: Channel Improvements for Navigation. October.
- USACE. 1987. Corps of Engineers Wetland Delineation Manual.
- USACE. 2010. Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Atlantic and Gulf Coastal Plain Region (Version 2.0). ERDC/EL TR-10-20. Engineer Research and Development Center, Vicksburg, MS. November.
- USACHPPM. 2005. Operational Noise Manual: An Orientation for Department of Defense Facilities. Prepared by Operational Noise Program, Directorate of Environmental Health Engineering, Center for Health Promotion and Preventive Medicine, Aberdeen Proving Ground, MD. November.

- USAF. 2007. Final Environmental Assessment for the Operation and Launch of the Falcon 1 and Falcon 9 Space Vehicles at Cape Canaveral Air Force Station, Florida. November.
- U.S. Army Space and Missile Defense Command. 2007. SpaceX Falcon Program Environmental Assessment. December 2007.
- USCB. 2012a. Demographic Profile Data, Table DP-1, Profile of General Population and Housing Characteristics: 2010. <http://factfinder2.census.gov>. Accessed July 24, 2012.
- USCB. 2012b. United States Census Bureau. 2006-2010 American Community Survey 5-Year Estimates, Table DP03, Selected Economic Characteristics. <http://factfinder2.census.gov>. Accessed July 24, 2012.
- U.S. Fire Administration. 2012. National Fire Department Census Database, 2012. <http://apps.usfa.fema.gov/census/>. Accessed July 25, 2012.
- U.S. Forest Service. 1992. Report to Congress: Potential Impacts of Aircraft Overflights of National Forest System Wildernesses. U.S. Government Printing Office, Washington, DC.
- USFWS. 1990. Aplomado Falcon Recovery Plan. June.
- USFWS. 1993. Final Environmental Assessment, Proposed Playa Del Rio and Coastal Corridor Additions, Lower Rio Grande Valley National Wildlife Refuge. July.
- USFWS. 1996. Piping Plover (*Charadrius melodus*) Atlantic Coast Population Revised Recovery Plan. May 2.
- USFWS. 1997. Final Lower Rio Grande Valley and Santa Ana National Wildlife Refuges. Interim Comprehensive Management Plan. September.
- USFWS. 2001a. Endangered and Threatened Wildlife and Plants; Final Determinations of Critical Habitat for Wintering Piping Plovers; Final Rule. *Federal Register* 66:36038-36132.
- USFWS. 2001b. Florida Manatee Recovery Plan (*Trichechus manatus latirostris*). Third Revision. Southeast Region, Atlanta, GA.
- USFWS. 2003. Recovery Plan for the Great lakes Piping Plover (*Charadrius melodus*). September.
- USFWS. 2004. Biological Opinion, State Highway 48 (SH 48) Improvements in Cameron County, Texas. Consultation No. 2-11-98-F-0005. September 7.
- USFWS. 2005. Fact Sheet – Red knot (*Calidris canutus rufa*). August.
- USFWS. 2007. Northern Aplomado Falcon (*Falco femoralis septentrionalis*) Fact Sheet. [http://www.fws.gov/endangered/esa-library/pdf/aplomado\\_falcon\\_fact\\_sheet.pdf](http://www.fws.gov/endangered/esa-library/pdf/aplomado_falcon_fact_sheet.pdf). Accessed May 25, 2012.
- USFWS 2008. Birds of Conservation Concern 2008. U.S. Fish and Wildlife Service, Division of Migratory Bird Management, Arlington, VA. December 2008.
- USFWS. 2010. Laguna Atascosa National Wildlife Refuge Comprehensive Conservation Plan. National Wildlife Refuge System, Southwest Region, Division of Planning, Albuquerque, NM. September.

- USFWS. 2011. Species Assessment and Listing Priority Assignment Form – Red Knot (*Calidris canutus* ssp. *rufa*). Northeast Region, Hadley, MA. May 16.
- USFWS. 2012a. Lower Rio Grande Valley National Wildlife Refuge, Texas: About the Refuge. [http://www.fws.gov/refuge/Lower\\_Rio\\_Grande\\_Valley/about.html](http://www.fws.gov/refuge/Lower_Rio_Grande_Valley/about.html). Accessed August 17, 2012.
- USFWS. 2012b. Lower Rio Grande Valley National Wildlife Refuge, Texas: Visitor Activities. [http://www.fws.gov/refuge/Lower\\_Rio\\_Grande\\_Valley/visit/visitor\\_activities.html](http://www.fws.gov/refuge/Lower_Rio_Grande_Valley/visit/visitor_activities.html). Accessed September 18, 2012.
- USFWS. 2012c. Endangered and Threatened Wildlife and Plants; Review of Native Species That Are Candidates for Listing as Endangered or Threatened; Annual Notice of Findings on Resubmitted Petitions; Annual Description of Progress on Listing Actions. *Federal Register* 77:69994-70060.
- USFWS. 2012d. Response to Request from FAA for Concurrence on List of ESA-listed Species to be Addressed in BA and EIS for Proposed SpaceX Launch Site, Cameron County, Texas. Personal communication via email from M. Orms, Corpus Christi Ecological Services Field Office, USFWS, Corpus Christi, TX to S. Zee, Commercial Space Transportation, AST-100, Federal Aviation Administration, Washington, DC. May 4.
- USFWS. 2012e. Aplomado Falcon Nest Structure Locations, 2010. Personal communication via mail from E. Reyes, Lower Rio Grande NWR, Alamo, TX to R. Spaulding, Sr. Wildlife Biologist, Cardno TEC, Bainbridge Island, TX. October 22.
- USFWS. 2012f. Service Interim Guidelines for Recommendations on Communications Tower Siting, Construction, Operation, and Decommission. <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>. Accessed August 17, 2012.
- USFWS. 2012g. Information regarding the “viewing platform” at Palmito Ranch Battlefield. Personal communication from B. Winton, Refuge Manager and Manager for the Lower Rio Grande NWR, USFWS, via phone to L. Thursby, Senior Architectural Historian, Cardno TEC, Columbus, OH. December 7.
- USFWS. 2013a. Comments on the Final Biological Assessment for Potential Effects on USFWS-listed Species from the Proposed SpaceX Texas Launch Site, Cameron County, Texas. Consultation No. 2012-I-0186. Personal communication via letter from E.D. Whitehead for A.M. Strand, Field Supervisor, Ecological Services, Corpus Christi, TX to S. Zee, Environmental Specialist, FAA/AST, Washington, DC. March 1.
- USFWS. 2013b. Section 4(f) Determinations for SpaceX Proposed Launch Facility at Boca Chica Beach, Cameron County, Texas – Lower Rio Grande Valley National Wildlife Refuge (NWR). Personal communication via letter from B. R. Winton, Refuge Manager, Alamo, TX to S. Zee, Environmental Specialist, FAA/AST, Washington, DC. November 14.
- USFWS, TPWD, TNC, SEMARNAT, SEDUE, and Pronatura. 2007. Lower Rio Grande/Rio Bravo Binational Ecosystem Group Management Plan.

VAFB. 2009. Programmatic Biological Assessment, Vandenberg AFB. Tab J: Western Snowy Plover (*Charadrius alexandrinus nivosus*) – Mission Operations, Infrastructure Support, Infrastructure Development, Environmental Management Programs, and Fire Management.

Visconti, G. 2001. Fundamentals of Physics and Chemistry of the Atmosphere. Springer-Verlag, Berlin. 2001.

Washington State Department of Transportation. 2013. Noise Reduction Strategies. Biological Assessment Preparation for Transportation Projects – Advanced Training Manual, Version 02-2013. Olympia, WA.

Western Governors' Association. 2006. WRAP Fugitive Dust Handbook. Prepared for Western Governors' Association, Denver, CO, by Countess Environmental, Westlake Village, CA. September 7.

Zdravkovic, M.G. and M.M. Durkin. 2011. Abundance, Distribution, and Habitat Use of Nonbreeding Piping Plovers and Other Imperiled Coastal Birds in the Lower Laguna Madre of Texas. Prepared by Coastal Bird Conservation/Conservian, Big Pine Key, FL for USFWS, South Texas Refuge Complex and National Fish and Wildlife Foundation. April.

THIS PAGE INTENTIONALLY LEFT BLANK



**13.0 GLOSSARY OF TERMS**

airspace	Airspace is the defined space above a nation, which is under its jurisdiction. Airspace is limited horizontally, vertically, and temporally, and is regulated by the FAA.
ambient air quality standards	Standards established on a State or Federal level, that define the limits for airborne concentration of designated “criteria” pollutants (nitrogen dioxide, sulfur dioxide, carbon monoxide, particulate matter, ozone, and lead), to protect public health and an adequate margin of safety (primary standards) and to protect public welfare, including plant and animal life, visibility, and materials (secondary standards).
aquifer	Underground layers of rock, sand or gravel that contain water.
archaeological site (resource)	Any location where humans have altered the terrain or discarded artifacts during either prehistoric or historic times.
attainment area	A region that meets the Environmental Protection Agency’s National Ambient Air Quality Standards for a criteria pollutant under the Clean Air Act.
C-weighted sound level (dBA)	A number representing the sound level that is frequency weighted according to a prescribed frequency response established by the American National Standards Institute and accounts for the response of the human ear for low frequency sounds.
criteria pollutant	A pollutant determined to be hazardous to human health and regulated under the Environmental Protection Agency’s National Ambient Air Quality Standards. The 1970 amendments to the Clean Air Act require the EPA to describe the health and welfare impacts of a pollutant as the “criteria” for inclusion in the regulatory regime.
cultural resources	Archaeological materials (artifacts) and sites that date to the prehistoric and historic periods and that are currently located on the ground surface or buried beneath it; standing structures or their component parts that are over 50 years in age; and cultural and natural places, select natural resources, and sacred objects that have importance for Native Americans.
cumulative impacts	The combined impacts resulting from all activities occurring concurrently at a given time.
day night level (DNL)	The average sound level over an entire day with 10 dB added between 10 pm and 7 am to account for the increased annoyance caused by noise during these hours.
decibels (dB)	A unit for describing the ratio of two powers or intensities, or the ratio of a power to a reference power. In measurement of sound intensity, the pressure of the reference is usually taken as 20 micropascals (μPA).
dry dress rehearsal	A mission rehearsal without propellants on board
endangered species	A plant or animal that is in danger of extinction throughout all or a significant portion of its range.

Environmental Justice	No group of people, including racial, ethnic, or socioeconomic groups, should bear a disproportionate share of the negative environmental consequences resulting from industrial, municipal, and commercial operations or the execution of Federal, State, local, and tribal programs and policies. Executive Order 12898 directs Federal agencies to make achieving environmental justice part of their missions.
experimental permit	“An experimental permit authorizes launch or reentry of a reusable suborbital rocket (14 CFR §437.7). The FAA will issue an experimental permit for (1) research and development to test new design concepts, new equipment, or new operating techniques; (2) showing compliance with requirements for obtaining a license; or (3) crew training before obtaining a license for a launch or reentry using the design of a rocket for which the permit would be issued.” (14 CFR §437.5)
hazardous waste	A category of waste regulated under the Resource Conservation and Recovery Act (RCRA). To be considered hazardous, a waste must be a solid waste under RCRA and must exhibit at least one of four characteristics described in 40 CFR §§261.20 through 261.24 (i.e., ignitability, corrosivity, reactivity, or toxicity) or be specifically listed by the Environmental Protection Agency in 40 CFR §§261.31 through 261.33.
historic resources	Archaeological sites, architectural structures, and objects produced after the advent of written history, dating to the time of the first Euro-American contact in an area.
hypergolic	Igniting spontaneously upon contact with a complementary substance (especially of rocket-fuel propellant constituents).
impacts	An assessment of the meaning of changes in all attributes being studied for a given resource, an aggregation of all of the adverse effects, usually measured using a qualitative and nominally subjective technique.
ionosphere	The part of the Earth’s upper atmosphere which is sufficiently ionized by solar UV radiation so that the concentration of free electrons affects the propagation of radio waves; its base is at approximately 70 or 80 kilometers and it extends to an indefinite height.
land use	Land use refers to the current or proposed use or classification of land tracts for economic production; for residential, recreational or other purposes; and for natural or cultural resource protections.
launch	To place or try to place a launch vehicle or reentry vehicle and any payload from Earth – (a) in a suborbital trajectory; (b) in Earth orbit in outer space; or (c) otherwise in outer space, including activities involved in the preparation of a launch vehicle or payload for launch, when those activities take place at a launch site in the United States.
launch campaign	Preparation for and conducting of a launch event.
launch operator	A person who conducts or will conduct the launch of a launch vehicle and any payload.

launch operator license	"A launch operator license authorizes a licensee to conduct launches from on launch site, within a range of launch parameters, of LVs from the same family of vehicles transporting specified classes of payloads. A launch operator license remains in effect for 5 years from the date of issuance." (14 CFR §415.3[b])
launch site	The location on Earth from which a launch takes place as defined in a license the FAA issues or transfers and necessary facilities at that location.
launch-specific license	"A launch-specific license authorizes a licensee to conduct one or more launches, having the same launch parameters, of one type of LV from one launch site. The license identifies, by name or mission, each launch authorized under the license. A licensee's authorization to launch terminates upon completion of all launches authorized by the licensee or the expiration date stated in the license, whichever occurs first." (14 CFR §415.3[a])
mesosphere	The atmospheric shell between about 45-55 kilometers and 80-85 kilometers, extending from the top of the atmosphere to the mesopause; characterized by a temperature that generally decreases with altitude.
monomethylhydrazine	Monomethylhydrazine is a volatile hydrazine compound that is a component of rocket fuel.
National Register of Historic Places	The official list of the Nation's cultural resources that are worthy of preservation. The National Park Service maintains the list. Buildings, structures, objects, sites, and districts are included in the National Register for their importance in American history, architecture, archaeology, culture, or engineering. Listed properties can be significant at the national, State, or local level.
noise	Sound that is extraneous or unwanted, either because of its effect on humans, its effect on fatigue or malfunction of physical equipment, or its interference with the perception or detection of other sounds.
oxidizer	A substance such as chlorate, perchlorate, permanganate, peroxide, nitrate, oxide, or the like that yields oxygen readily to support the combustion of organic matter, powdered metals, and other flammable material.
ozone	The tri-atomic form of oxygen, comprising approximately one part in three million of all of the gases in the atmosphere. Ozone is the primary atmospheric absorber of UV-B radiation.
payload	The material carried by a vehicle over and above what is necessary for its operation.
propellants	Balanced mixture of fuels and oxidizers designed to produce large volumes of hot gases at controlled, predetermined rates, once the burning reaction is initiated.
Pounds per square foot	A unit of pressure equal to the pressure resulting from a force of 1 pound applied uniformly over an area of 1 square foot. The sonic boom overpressure is measured in pounds per square foot.

public	People or property that are not involved in supporting a license launch; includes those people or property that may be located within the boundary of a launch site, such as visitors, any individual providing goods or services not related to launch processing of flight, and any other launch operator and its personnel.
region of influence	A geographic area within which the principal direct and indirect effects of actions are likely to occur.
Section 4(f) properties	Section 4(f) properties are a special class of public lands or resources whose use by agencies in the Department of Transportation is restricted unless no feasible and prudent alternative exists. Section 4(f) properties include publicly owned parks, recreational areas, wildlife or waterfowl refuges, or cultural resources that are listed on or are eligible for listing on the National Register of Historic Places (RHP).
socioeconomics	The basic attributes and resources associated with the human environment, in particular population and economic activity. Socioeconomic resources consist of several primary elements including population, employment, and income. Other socioeconomic aspects that are often described may include housing, community services, and the local economy.
soil	Unconsolidated mineral or organic surface material that serves as a natural medium for the growth of plants. Soil is composed of minerals, organic matter, water, and air. Soil and sediments are typically described in terms of their composition, slope, and physical characteristics. Differences among soil types potentially affect their ability to support or sustain agriculture, filtration, and natural detoxification processes.
soil quality	Soil quality refers to organic matter content, nutrient and water-holding capacity, soil tilth (the physical condition of the soil with respect to its fitness for the growth of a specific crop), structure, and internal drainage.
sonic boom	Sound, resembling an explosion, produced when a shock wave formed by the noise of an aircraft or launch vehicle traveling at supersonic speed reaches the ground.
storativity	The volume of water released from storage per unit decline in hydraulic head in the aquifer, per unit area of the aquifer
stratosphere	The layer of the Earth's atmosphere 20 to 50 kilometers above the surface, where ozone forms.
suborbital rocket	A rocket-propelled vehicle intended for flight on a suborbital trajectory whose thrust is greater than its lift for the majority of the powered portion of its flight.
telemetry	Automatic data measurements and transmission from remote sources, such as space vehicles, to receiving stations for recording and analysis.
threatened species	Plant and wildlife species likely to become endangered in the foreseeable future.
trajectory	The path described by an object moving through space.
transmissivity	The rate which groundwater flows horizontally through an aquifer

troposphere	The portion of the atmosphere from the Earth's surface to the tropopause, that is, the lowest 10 to 20 kilometers of the atmosphere.
unsymmetrical dimethyl hydrazine	Unsymmetrical dimethyl hydrazine is a chemical compound often used in hypergolic rocket fuels as a bipropellant in combination with the oxidizer nitrogen tetroxide or liquid oxygen.
viewpoint	In visual resource management, a point from which the scenic values are observed or likely to be observed.
viewshed	The area visible from a particular point of view.
visual resources	The aesthetic qualities of natural landscapes and modifications to them, the perceptions and concerns of people for landscapes and landscape change, and the physical or visual relationships that influence the visibility of proposed landscape changes.
wet dress rehearsal	A mission rehearsal with propellants on the vehicle.

THIS PAGE INTENTIONALLY LEFT BLANK

## **14.0 INDEX**

Air Quality	ES-15, ES-22, ES- 28, 1-16, 3-41, 3-43, 4-37, 4-85, 4-86, 4-90, 4-92, 5-107, 5-112, 6-123, 13-1
Airspace	13-1
Boca Chica Beach	1-12, 2-11, 3-5, 3-75, 3-80, 3-81, 4-4, 4-29, 4-32, 4-60, 4-63, 4-87, 6-120, 12-9
Boca Chica Village	ES-6, ES-9, ES-12, ES-14, 1-10, 1-12, 2-21, 3-5, 3-19, 3-22, 3-23, 3-24, 3-25, 3-34, 3-85, 3-88, 3-93, 3-94, 3-95, 3-96, 4-6, 4-7, 4-17, 4-28, 4-30, 4-32, 4-62, 4-63, 4-65, 4-69, 4-85, 4-86, 4-87, 4-88, 4-89, 4-92, 4-94, 5-108, 5-110, 5-111
Cultural Resources	ES-15, ES-22, ES-28, 1-16, 3-13, 3-25, 4-13, 4-33, 5-107, 5-111, 6-122
Cumulative Impact	ES-3, 5-102, 5-103, 5-106
Environmental Justice	ES-18, ES-24, 1-16, 3-87, 3-89, 4-2, 4-54, 4-83, 4-84, 4-85, 4-90, 5-107, 5-117, 13-2
Hazardous Materials	ES-18, ES-24, ES-33, 1-16, 2-6, 3-82, 3-83, 3-84, 4-42, 4-43, 4-52, 4-56, 4-65, 4-74, 4-76, 4-78, 4-85, 4-87, 4-90, 4-92, 5-107, 5-116, 6-129
Land Use	ES-12, ES-20, ES-27, 1-15, 3-1, 3-6, 4-2, 4-85, 4-90, 5-107, 6-120
Launch Vehicle	1-5, 2-2, 2-4, 4-21, 4-24, 4-25
Lower Rio Grande Valley NWR	3-5, 3-12, 3-27, 3-69, 3-77, 3-78, 4-7, 4-10, 4-14, 5-108
Noise	ES-14, ES-21, 1-16, 3-2, 3-13, 3-14, 3-15, 4-6, 4-7, 4-8, 4-17, 4-19, 4-20, 4-21, 4-24, 4-25, 4-66, 4-68, 4-69, 4-70, 4-71, 4-85, 4-86, 4-90, 5-107, 5-109, 12-3, 12-8, 12-9, 12-12
Open Beaches Act	ES-10, 1-9, 3-3, 3-5, 3-12
Palmito Ranch Battlefield	1-6, 3-5, 3-13, 3-27, 3-39, 3-40, 4-13, 5-111, 5-112, 12-8
Section 4(f)	ES-20, ES-21, 1-15, 3-1, 3-9, 3-10, 3-12, 3-13, 4-12, 4-13, 4-14, 4-16, 4-17, 5-109, 13-4
Wetland	3-57, 3-58, 3-59, 3-61, 3-62, 3-68, 4-44, 4-45, 4-46, 4-47, 4-48, 4-58, 12-12

THIS PAGE INTENTIONALLY LEFT BLANK