

# ZAYO'S PRINEVILLE TO RENO PROJECT

## CONSTRUCTION NONCOMPLIANCE REPORT

Incident Date: \_\_\_\_\_ Report No.: \_\_\_\_\_  
Date Submitted: \_\_\_\_\_ Location: \_\_\_\_\_  
Level: \_\_\_\_\_ Relevant Plan/Measure: \_\_\_\_\_  
Current Land Use: \_\_\_\_\_ Sensitive Resources: \_\_\_\_\_

Description of Incident:
Pertinent Plans/Permits/Environmental measures:
Proposed Resolution:
Recommended timeline for follow-up:

Approvals	Date	Name (print)	Signature	Comments
CPUC Project Manager (if applicable)				
Zayo Project Manager (if applicable)				

Prepared by: \_\_\_\_\_ Date: \_\_\_\_\_

Noncompliance Level	Example
<p>A Level 1 noncompliance incident is an action that deviates from Project requirements or results in the partial implementation of the environmental measures but has not caused, nor has the potential to cause, impacts on environmental resources.</p>	<ul style="list-style-type: none"> <li>i. Failure to implement adequate dust control measures, resulting in no impact on resources</li> <li>ii. Improperly installed, repaired, or maintained erosion or sediment control devices (with no resultant harm to sensitive resources or release of sediment to waters)</li> <li>iii. Inadvertent minor incursion into exclusion area, resulting in no harm to sensitive biological or cultural resources</li> <li>iv. Work outside the approved work limits where the incident is within a previously disturbed area, such as a gravel lot</li> </ul>
<p>A Level 2 noncompliance incident is an action that deviates from Project requirements or environmental measures and has caused, or has the potential to cause, minor impacts on environmental resources.</p>	<ul style="list-style-type: none"> <li>i. Work without appropriate permit(s) or approval</li> <li>ii. Failure to properly maintain an erosion or sediment control structure, but the structure remains functional, and results in minor impacts on resources (e.g., water courses)</li> <li>iii. Working outside of approved hours</li> <li>iv. Repeated documentation of Level 1 incidents</li> </ul>
<p>A Level 3 noncompliance incident is an action that deviates from Project requirements and has caused, or has the potential to cause, immediate and major impacts on environmental resources. These actions are not in compliance with the APMs, environmental measures, permit conditions, approval requirements (e.g., minor Project changes, NTP), and/or violate local, state, or federal law.</p>	<ul style="list-style-type: none"> <li>i. Construction activities occurring in an exclusion zone with direct impacts to sensitive or endangered species, cultural resources, human remains, or an archaeological site</li> <li>ii. Imminent danger or documented impact to a sensitive or threatened and endangered species</li> <li>iii. Repeated deviations from required environmental measures/requirements that have been documented as Level 2 incidents</li> <li>iv. Improper installation of erosion or sediment control structures resulting in substantial sedimentation or impacts to water quality or putting sensitive resources at risk</li> </ul>