

US Army Corps of Engineers. St. Paul District

Appendix B: Environmental

UPPER ST. ANTHONY FALLS LOCK AND DAM

SECTION 216 DISPOSITION STUDY

REVISED DRAFT INTEGRATED DISPOSITION STUDY AND ENVIRONMENTAL ASSESSMENT

June 2025

Table of Contents

1	Information for Planning and Consultation Query	1
2	National Wetlands Inventory	17
3	References	19

1 Information for Planning and Consultation Query

Below are results of a query of the U.S. Fish and Wildlife Service's Information for Planning and Consultation conducted on April 29, 2025, for the Upper St. Anthony Falls Disposition Study to identify potential federal-trust resources within the project area.



United States Department of the Interior



FISH AND WILDLIFE SERVICE Minnesota-Wisconsin Ecological Services Field Office 3815 American Blvd East Bloomington, MN 55425-1659 Phone: (952) 858-0793

In Reply Refer To: Project Code: 2025-0004413 Project Name: USAF Disposition Study 04/29/2025 20:51:52 UTC

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

This response has been generated by the Information, Planning, and Conservation (IPaC) system to provide information on natural resources that could be affected by your project. The U.S. Fish and Wildlife Service (Service) provides this response under the authority of the Endangered Species Act of 1973 (16 U.S.C. 1531-1543), the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668d), the Migratory Bird Treaty Act (16 U.S.C. 703-712), and the Fish and Wildlife Coordination Act (16 U.S.C. 661 *et seq.*).

Threatened and Endangered Species

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and may be affected by your proposed project. The species list fulfills the requirement for obtaining a Technical Assistance Letter from the U.S. Fish and Wildlife Service under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. The Service recommends that verification be completed by visiting the IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the IPaC system by completing the same process used to receive the enclosed list.

Consultation Technical Assistance

Please refer to refer to our <u>Section 7 website</u> for guidance and technical assistance, including <u>step-by-step instructions</u> for making effects determinations for each species that might be present and for specific guidance on the following types of projects: projects in developed areas, HUD, CDBG, EDA, USDA Rural Development projects, pipelines, buried utilities, telecommunications, and requests for a Conditional Letter of Map Revision (CLOMR) from FEMA.

We recommend running the project (if it qualifies) through our Minnesota-Wisconsin Federal

Endangered Species Determination Key (Minnesota-Wisconsin ("D-key")). A <u>demonstration</u> <u>video</u> showing how-to access and use the determination key is available. Please note that the Minnesota-Wisconsin D-key is the third option of 3 available d-keys. D-keys are tools to help Federal agencies and other project proponents determine if their proposed action has the potential to adversely affect federally listed species and designated critical habitat. The Minnesota-Wisconsin D-key includes a structured set of questions that assists a project proponent in determining whether a proposed project qualifies for a certain predetermined consultation outcome for all federally listed species found in Minnesota and Wisconsin (except for the northern long-eared bat- see below), which includes determinations of "no effect" or "may affect, not likely to adversely affect." In each case, the Service has compiled and analyzed the best available information on the species' biology and the impacts of certain activities to support these determinations.

If your completed d-key output letter shows a "No Effect" (NE) determination for all listed species, print your IPaC output letter for your files to document your compliance with the Endangered Species Act.

For Federal projects with a "Not Likely to Adversely Affect" (NLAA) determination, our concurrence becomes

valid if you do not hear otherwise from us after a 30-day review period, as indicated in your letter.

If your d-key output letter indicates additional coordination with the Minnesota-Wisconsin Ecological Services Field Office is necessary (i.e., you get a "May Affect" determination), you will be provided additional guidance on contacting the Service to continue ESA coordination outside of the key; ESA compliance cannot be concluded using the key for "May Affect" determinations unless otherwise indicated in your output letter.

Note: Once you obtain your official species list, you are not required to continue in IPaC with d-keys, although in most cases these tools should expedite your review. If you choose to make an effects determination on your own, you may do so. If the project is a Federal Action, you may want to review our section 7 step-by-step instructions before making your determinations.

Using the IPaC Official Species List to Make No Effect and May Affect Determinations for Listed Species

- If IPaC returns a result of "There are no listed species found within the vicinity of the project," then project proponents can conclude the proposed activities will have **no effect** on any federally listed species under Service jurisdiction. Concurrence from the Service is not required for **no** effect determinations. No further consultation or coordination is required. Attach this letter to the dated IPaC species list report for your records.
- 2. If IPaC returns one or more federally listed, proposed, or candidate species as potentially present in the action area of the proposed project other than bats (see below) then project proponents must determine if proposed activities will have **no effect** on or **may affect** those species. For assistance in determining if suitable habitat for listed, candidate, or proposed species occurs within your project area or if species may be affected by project activities, you can obtain Life History Information for Listed and Candidate Species on our office website. If no impacts will occur to a species on the IPaC species list (e.g., there is no habitat present in the project area), the appropriate determination is **no effect**. No further consultation or coordination is required. Attach this letter to the dated IPaC species list report for your records.

3. Should you determine that project activities **may affect** any federally listed, please contact our office for further coordination. Letters with requests for consultation or correspondence about your project should include the Consultation Tracking Number in the header. <u>Electronic submission is preferred</u>.

Northern Long-Eared Bats

Northern long-eared bats occur throughout Minnesota and Wisconsin and the information below may help in determining if your project may affect these species.

Suitable summer habitat for northern long-eared bats consists of a wide variety of forested/wooded habitats where they roost, forage, and travel and may also include some adjacent and interspersed non-forested habitats such as emergent wetlands and adjacent edges of agricultural fields, old fields and pastures. This includes forests and woodlots containing potential roosts (i.e., live trees and/or snags \geq 3 inches dbh for northern long- eared bat that have exfoliating bark, cracks, crevices, and/or hollows), as well as linear features such as fencerows, riparian forests, and other wooded corridors. These wooded areas may be dense or loose aggregates of trees with variable amounts of canopy closure. Individual trees may be considered suitable habitat when they exhibit the characteristics of a potential roost tree and are located within 1,000 feet (305 meters) of forested/wooded habitat. Northern long-eared bats have also been observed roosting in human-made structures, such as buildings, barns, bridges, and bat houses; therefore, these structures should also be considered potential summer habitat and evaluated for use by bats. If your project will impact caves or mines or will involve clearing forest or woodland habitat containing suitable roosting habitat, northern long-eared bats could be affected. For bat activity dates, please review Appendix L in the <u>Range-wide Indiana Bat and Northern Long- Eared Bat Survey Guidelines</u>.

Examples of <u>unsuitable</u> habitat include:

- Individual trees that are greater than 1,000 feet from forested or wooded areas,
- Trees found in highly developed urban areas (e.g., street trees, downtown areas),
- A pure stand of less than 3-inch dbh trees that are not mixed with larger trees, and
- A monoculture stand of shrubby vegetation with no potential roost trees.

If IPaC returns a result that northern long-eared bats are potentially present in the action area of the proposed project, project proponents can conclude the proposed activities **may affect** this species **IF** one or more of the following activities are proposed:

- Clearing or disturbing suitable roosting habitat, as defined above, at any time of year,
- Any activity in or near the entrance to a cave or mine,
- Mining, deep excavation, or underground work within 0.25 miles of a cave or mine,
- Construction of one or more wind turbines, or
- Demolition or reconstruction of human-made structures that are known to be used by bats based on observations of roosting bats, bats emerging at dusk, or guano deposits or stains.

If none of the above activities are proposed, project proponents can conclude the proposed activities will have **no effect** on the northern long-eared bat. Concurrence from the Service is not required for **No Effect** determinations. No further consultation or coordination is required. Attach this letter to the dated IPaC species list report for your records.

If any of the above activities are proposed, and the northern long-eared bat appears on the user's

species list, the federal project user will be directed to either the northern long-eared bat and tricolored bat range-wide D- key or the Federal Highways Administration, Federal Railways Administration, and Federal Transit Administration Indiana bat/Northern long-eared bat D-key, depending on the type of project and federal agency involvement. Similar to the Minnesota-Wisconsin D-key, these d-keys helps to determine if prohibited take might occur and, if not, will generate an automated verification letter. Additional information about available tools can be found on the Service's northern long-eared bat website.

Whooping Crane

Whooping crane is designated as a non-essential experimental population in Wisconsin and consultation under Section 7(a)(2) of the Endangered Species Act is only required if project activities will occur within a National Wildlife Refuge or National Park. If project activities are proposed on lands outside of a National Wildlife Refuge or National Park, then you are not required to consult. For additional information on this designation and consultation requirements, please review "Establishment of a Nonessential Experimental Population of Whooping Cranes in the Eastern United States."

Other Trust Resources and Activities

Bald and Golden Eagles - Although the bald eagle has been removed from the endangered species list, this species and the golden eagle are protected by the Bald and Golden Eagle Act and the Migratory Bird Treaty Act. It is the responsibility of the project proponent to survey the area for any migratory bird nests. If there is an eagle nest on-site while work is on-going, eagles may be disturbed. We recommend avoiding and minimizing disturbance to eagles whenever practicable. If you cannot avoid eagle disturbance, you may seek a <u>permit</u>. A <u>nest take permit</u> is always required for removal, relocation, or obstruction of an eagle nest. For communication and wind energy projects, please refer to additional guidelines below.

Migratory Birds - The Migratory Bird Treaty Act (MBTA) prohibits the taking, killing, possession, transportation, and importation of migratory birds, their eggs, parts, and nests, except when specifically authorized by the Service. The Service has the responsibility under the MBTA to proactively prevent the mortality of migratory birds whenever possible and we encourage implementation of recommendations that minimize potential impacts to migratory birds. Such measures include clearing forested habitat outside the nesting season (generally March 1 to August 31) or conducting nest surveys prior to clearing to avoid injury to eggs or nestlings.

Communication Towers - Construction of new communications towers (including radio, television, cellular, and microwave) creates a potentially significant impact on migratory birds, especially some 350 species of night-migrating birds. However, the Service has developed <u>voluntary guidelines for minimizing impacts</u>.

Transmission Lines - Migratory birds, especially large species with long wingspans, heavy bodies, and poor maneuverability can also collide with power lines. In addition, mortality can occur when birds, particularly hawks, eagles, kites, falcons, and owls, attempt to perch on uninsulated or unguarded power poles. To minimize these risks, please refer to <u>guidelines</u> developed by the Avian Power Line Interaction Committee and the Service. Implementation of these measures is especially important along sections of lines adjacent to wetlands or other areas that support large numbers of raptors and migratory birds.

Wind Energy - To minimize impacts to migratory birds and bats, wind energy projects should follow the Service's <u>Wind Energy Guidelines</u>. In addition, please refer to the Service's <u>Eagle Conservation</u> <u>Plan Guidance</u>, which provides guidance for conserving bald and golden eagles in the course of siting, constructing, and operating wind energy facilities.

State Department of Natural Resources Coordination

While it is not required for your Federal section 7 consultation, please note that additional state endangered or threatened species may also have the potential to be impacted. Please contact the Minnesota or Wisconsin Department of Natural Resources for information on state listed species that may be present in your proposed project area.

Minnesota

<u>Minnesota Department of Natural Resources - Endangered Resources Review Homepage</u> Email: <u>Review.NHIS@state.mn.us</u>

Wisconsin

<u>Wisconsin Department of Natural Resources - Endangered Resources Review Homepage</u> Email: <u>DNRERReview@wi.gov</u>

We appreciate your concern for threatened and endangered species. Please feel free to contact our office with questions or for additional information.

Attachment(s):

- Official Species List
- USFWS National Wildlife Refuges and Fish Hatcheries
- Bald & Golden Eagles
- Migratory Birds
- Wetlands

OFFICIAL SPECIES LIST

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by: *Minnesota-Wisconsin Ecological Services Field Office* 3815 American Blvd East Bloomington, MN 55425-1659 (952) 858-0793

PROJECT SUMMARY

Project Code:2025-0004413Project Name:USAF Disposition StudyProject Type:Dam - OperationsProject Description:Future disposition of the Upper St. Anthony Falls Lock and Dam. ProjectLocation:

The approximate location of the project can be viewed in Google Maps: <u>https://</u>www.google.com/maps/@44.98153385,-93.25843489961014,14z



Counties: Hennepin County, Minnesota

ENDANGERED SPECIES ACT SPECIES

There is a total of 7 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

^{1. &}lt;u>NOAA Fisheries</u>, also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

MAMMALS

NAME	STATUS
Tricolored Bat <i>Perimyotis subflavus</i> No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/10515</u>	Proposed Endangered
BIRDS	
NAME	STATUS
Whooping Crane Grus americana Population: U.S.A. (AL, AR, CO, FL, GA, ID, IL, IN, IA, KY, LA, MI, MN, MS, MO, NC, NM, OH, SC, TN, UT, VA, WI, WV, western half of WY) No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/758</u>	Experimental Population, Non- Essential
CLAMS	
NAME	STATUS
Higgins Eye (pearlymussel) Lampsilis higginsii No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/5428</u>	Endangered
Salamander Mussel Simpsonaias ambigua There is proposed critical habitat for this species. Your location does not overlap the critical habitat. Species profile: <u>https://ecos.fws.gov/ecp/species/6208</u>	Proposed Endangered
Snuffbox Mussel <i>Epioblasma triquetra</i> There is proposed critical habitat for this species. Your location does not overlap the critical habitat. Species profile: <u>https://ecos.fws.gov/ecp/species/4135</u>	Endangered
Winged Mapleleaf Quadrula fragosa Population: Wherever found, except where listed as an experimental population No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/4127</u>	Endangered
INSECTS	
NAME	STATUS
Monarch Butterfly Danaus plexippus	Proposed

There is **proposed** critical habitat for this species. Your location does not overlap the critical habitat.

Species profile: <u>https://ecos.fws.gov/ecp/species/9743</u>

CRITICAL HABITATS

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

YOU ARE STILL REQUIRED TO DETERMINE IF YOUR PROJECT(S) MAY HAVE EFFECTS ON ALL ABOVE LISTED SPECIES.

USFWS NATIONAL WILDLIFE REFUGE LANDS AND FISH HATCHERIES

Any activity proposed on lands managed by the <u>National Wildlife Refuge</u> system must undergo a 'Compatibility Determination' conducted by the Refuge. Please contact the individual Refuges to discuss any questions or concerns.

THERE ARE NO REFUGE LANDS OR FISH HATCHERIES WITHIN YOUR PROJECT AREA.

BALD & GOLDEN EAGLES

Bald and Golden Eagles are protected under the Bald and Golden Eagle Protection Act ² and the Migratory Bird Treaty Act (MBTA) ¹. Any person or organization who plans or conducts activities that may result in impacts to Bald or Golden Eagles, or their habitats, should follow appropriate regulations and consider implementing appropriate avoidance and minimization measures, as described in the various links on this page.

- 1. The <u>Bald and Golden Eagle Protection Act</u> of 1940.
- 2. The Migratory Birds Treaty Act of 1918.
- 3. 50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)

There are Bald Eagles and/or Golden Eagles in your project area.

Measures for Proactively Minimizing Eagle Impacts

For information on how to best avoid and minimize disturbance to nesting bald eagles, please review the <u>National Bald Eagle Management Guidelines</u>. You may employ the timing and activity-specific distance recommendations in this document when designing your project/ activity to avoid and minimize eagle impacts. For bald eagle information specific to Alaska, please refer to <u>Bald Eagle Nesting and Sensitivity to Human Activity</u>.

The FWS does not currently have guidelines for avoiding and minimizing disturbance to nesting Golden Eagles. For site-specific recommendations regarding nesting Golden Eagles, please consult with the appropriate Regional <u>Migratory Bird Office</u> or <u>Ecological Services Field Office</u>.

If disturbance or take of eagles cannot be avoided, an <u>incidental take permit</u> may be available to authorize any take that results from, but is not the purpose of, an otherwise lawful activity. For assistance making this determination for Bald Eagles, visit the <u>Do I Need A Permit Tool</u>. For assistance making this determination for golden eagles, please consult with the appropriate Regional <u>Migratory Bird Office</u> or <u>Ecological Services Field Office</u>.

If your project area is in a poorly surveyed area in IPaC, your list may not be complete and you may need to rely on other resources to determine what species may be present (e.g. your local FWS field office, state surveys, your own surveys). Please review the <u>Supplemental Information</u> <u>on Migratory Birds and Eagles</u>, to help you properly interpret the report for your specified location, including determining if there is sufficient data to ensure your list is accurate.

For guidance on when to schedule activities or implement avoidance and minimization measures to reduce impacts to bald or golden eagles on your list, see the "Probability of Presence Summary" below to see when these bald or golden eagles are most likely to be present and breeding in your project area.

NAME	BREEDING SEASON
Bald Eagle Haliaeetus leucocephalus	Breeds Dec 1 to Aug
This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention	31
because of the Eagle Act or for potential susceptibilities in offshore areas from certain	
types of development or activities.	
https://ecos.fws.gov/ecp/species/1626	
Golden Eagle Aquila chrysaetos	Breeds elsewhere
This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention	
because of the Eagle Act or for potential susceptibilities in offshore areas from certain	
types of development or activities.	
https://ecos.fws.gov/ecp/species/1680	

PROBABILITY OF PRESENCE SUMMARY

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds. Please make sure you read <u>"Supplemental Information on Migratory Birds and Eagles"</u>, specifically the FAQ section titled "Proper Interpretation and Use of Your Migratory Bird Report" before using or attempting to interpret this report.

Probability of Presence (

Green bars; the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during that week of the year.

Breeding Season (

Yellow bars; liberal estimate of the timeframe inside which the bird breeds across its entire range.

Survey Effort ()

Vertical black lines; the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps.

No Data (--)

A week is marked as having no data if there were no survey events for that week.

probability of presence breeding season survey effort __no data

SPECIES	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ОСТ	NOV	DEC
Bald Eagle Non-BCC Vulnerable		1111			 	₿ ∐+¢	∔∎ ≢≢	1++1	+111	III+		↓ + <u>1</u>]
Golden Eagle Non-BCC Vulnerable	 +++	++++	++++	++++	++++	++++	++++	++++	++++	++++	++++	++++

Additional information can be found using the following links:

- Eagle Management <u>https://www.fws.gov/program/eagle-management</u>
- Measures for avoiding and minimizing impacts to birds <u>https://www.fws.gov/library/</u> <u>collections/avoiding-and-minimizing-incidental-take-migratory-birds</u>
- Nationwide avoidance and minimization measures for birds <u>https://www.fws.gov/sites/</u><u>default/files/documents/nationwide-standard-</u> <u>conservation-measures.pdf</u>
- Supplemental Information for Migratory Birds and Eagles in IPaC <u>https://www.fws.gov/</u> media/supplemental-information-migratory-birds-and-bald-and-golden-eagles-may-occurproject-action

MIGRATORY BIRDS

The Migratory Bird Treaty Act (MBTA) ¹ prohibits the take (including killing, capturing, selling, trading, and transport) of protected migratory bird species without prior authorization by the Department of Interior U.S. Fish and Wildlife Service (Service). The incidental take of migratory birds is the injury or death of birds that results from, but is not the purpose, of an activity. The Service interprets the MBTA to prohibit incidental take.

- 1. The Migratory Birds Treaty Act of 1918.
- 2. The <u>Bald and Golden Eagle Protection Act</u> of 1940.
- 3. 50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)

For guidance on when to schedule activities or implement avoidance and minimization measures to reduce impacts to migratory birds on your list, see the "Probability of Presence Summary" below to see when these birds are most likely to be present and breeding in your project area.

NAME	BREEDING SEASON
Bald Eagle Haliaeetus leucocephalus This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities. https://ecos.fws.gov/ecp/species/1626	Breeds Dec 1 to Aug 31
Black Tern <i>Chlidonias niger surinamenisis</i> This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/3093</u>	Breeds May 15 to Aug 20
Black-billed Cuckoo Coccyzus erythropthalmus This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9399</u>	Breeds May 15 to Oct 10
Bobolink Dolichonyx oryzivorus This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. https://ecos.fws.gov/ecp/species/9454	Breeds May 20 to Jul 31
Canada Warbler Cardellina canadensis This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. https://ecos.fws.gov/ecp/species/9643	Breeds May 20 to Aug 10
Cerulean Warbler Setophaga cerulea This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/2974</u>	Breeds Apr 22 to Jul 20
Chimney Swift Chaetura pelagica This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9406</u>	Breeds Mar 15 to Aug 25
Eastern Whip-poor-will Antrostomus vociferus This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/10678</u>	Breeds May 1 to Aug 20
Golden Eagle Aquila chrysaetos This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities. https://ecos.fws.gov/ecp/species/1680	Breeds elsewhere
Golden-winged Warbler Vermivora chrysoptera This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/8745</u>	Breeds May 1 to Jul 20

NAME	BREEDING SEASON
Grasshopper Sparrow Ammodramus savannarum perpallidus This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA https://ecos.fws.gov/ecp/species/8329	Breeds Jun 1 to Aug 20
Lesser Yellowlegs <i>Tringa flavipes</i> This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9679</u>	Breeds elsewhere
Long-eared Owl asio otus This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/3631</u>	Breeds Mar 1 to Jul 15
Pectoral Sandpiper Calidris melanotos This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9561</u>	Breeds elsewhere
Red-headed Woodpecker <i>Melanerpes erythrocephalus</i> This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9398</u>	Breeds May 10 to Sep 10
Rusty Blackbird Euphagus carolinus This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA <u>https://ecos.fws.gov/ecp/species/9478</u>	Breeds elsewhere
Semipalmated Sandpiper Calidris pusilla This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA <u>https://ecos.fws.gov/ecp/species/9603</u>	Breeds elsewhere
Short-billed Dowitcher Limnodromus griseus This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9480</u>	Breeds elsewhere
Wood Thrush Hylocichla mustelina This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9431</u>	Breeds May 10 to Aug 31
Yellow Rail Coturnicops noveboracensis This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. <u>https://ecos.fws.gov/ecp/species/9476</u>	Breeds May 15 to Sep 10

PROBABILITY OF PRESENCE SUMMARY

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds. Please make sure you read <u>"Supplemental Information on Migratory Birds and Eagles"</u>, specifically the FAQ section titled "Proper Interpretation and Use of Your Migratory Bird Report" before using or attempting to interpret this report.

Probability of Presence (

Green bars; the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during that week of the year.

Breeding Season (

Yellow bars; liberal estimate of the timeframe inside which the bird breeds across its entire range.

Survey Effort ()

Vertical black lines; the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps.

No Data (—)

A week is marked as having no data if there were no survey events for that week.

-		probability of pres	ence 🧧 breeding sea	ason survey effort — no data
SPECIES Bald Eagle Non-BCC Vulnerable	JAN FEB MAR	APR MAY JUN		SEP OCT NOV DEC
Black Tern BCC Rangewide (CON)	++++ ++++ ++++	┼┼┼┼┼ <mark>╎╎╪</mark> ╎┼	++ ++++ ++++	++++ ++++ ++++
Black-billed Cuckoo BCC Rangewide (CON)	+++++++++++++++++++++++++++++++++++++++	+++++ + <mark>+++</mark> ++	+ ++	<mark>┼┼┼┤</mark> ┼┼┼┼┼┼┼┼┼┼
Bobolink BCC Rangewide (CON)	+++++++++++++++++++++++++++++++++++++++	· ┼┼┼┼ ┼┿ <mark>┼┿</mark> ┼╂	<mark>┼<mark>┤</mark>╎┼╋┤</mark> ┼┼┿┼╷	┿╪╪┼┼┼┼┼┼┼┼┼┼┼
Canada Warbler BCC Rangewide (CON)	++++ ++++	++++ ++	++ ++++ ++	+#++ ++++ +++++++++++++++++++++++++++++
Cerulean Warbler	+++++++++++++++++++++++++++++++++++++++	┼┼┼╎┤┼┿┿┤┼┼	<mark>┼┼</mark> ┟┼┨┼┼┼┼┼	++++ ++++ ++++

BCC Rangewide (CON) Chimney Swift ┼┼┼┼╶┼╂┼┼╶┝╋┿┥ BCC Rangewide (CON) Eastern Whip-poor-++++++++ **┼┼┤**┼ ┼┼╂┼ ┼┼┼┼ ┼**┼┼**┼ ╂╍┼┼ ++++ will BCC Rangewide (CON) Golden Eagle ++++ ++++++++ Non-BCC Vulnerable Golden-winged ++++ ++++ ++++Warbler BCC Rangewide (CON) Grasshopper ++++ ++++ ++++++++++++++ Sparrow BCC - BCR Lesser Yellowlegs ┼┼┼╪╺┿┿╪┿┼┼┼┼┼┼╪┼╬╪╪┼┼┼┼ BCC Rangewide (CON) SPECIES JAN FEB MAR APR MAY JUN JUL AUG SEP NOV DEC OCT Long-eared Owl BCC Rangewide ++++ (CON) Pectoral Sandpiper *+** +++++++** BCC Rangewide (CON) Red-headed ++++++ ++++<mark>╞┋</mark>╊╪╶╪<u></u>╋╪╪╶╪╪╪┽╶╊╪╪╪ ++++ ++++ ++++ **#**}+# Woodpecker BCC Rangewide (CON) Rusty Blackbird BCC - BCR Semipalmated ++++ ++++ Sandpiper BCC - BCR Short-billed ┼┼┼┼╶┼╂┼┼╶┼┼┼┼╶┼╋╫┼╶┼┼┼┼╶┼┼┼┼╶┼┼┼┼╶┼┼╂┼╶┼┼┼┼╶┼┼╂┼ Dowitcher BCC Rangewide (CON) Wood Thrush +++++++ ++++ ++++ ++++ +++++++BCC Rangewide (CON) Yellow Rail ++++ +++++ ++++ BCC Rangewide (CON)

Additional information can be found using the following links:

- Eagle Management <u>https://www.fws.gov/program/eagle-management</u>
- Measures for avoiding and minimizing impacts to birds <u>https://www.fws.gov/library/</u> <u>collections/avoiding-and-minimizing-incidental-</u> <u>take-migratory-birds</u>
- Nationwide avoidance and minimization measures for birds
- Supplemental Information for Migratory Birds and Eagles in IPaC <u>https://www.fws.gov/</u> media/supplemental-information-migratory-birds-and-bald-and-golden-eagles-mayoccur- project-action

WETLANDS

Impacts to <u>NWI wetlands</u> and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local <u>U.S. Army Corps of</u> <u>Engineers District</u>.

Please note that the NWI data being shown may be out of date. We are currently working to update our NWI data set. We recommend you verify these results with a site visit to determine the actual extent of wetlands on site.

RIVERINE

R2UBH

IPAC USER CONTACT INFORMATION

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2 National Wetlands Inventory

A query of the Google Earth National Wetlands Inventory data for the study area shows the following results:





U.S. Fish & Wildlife Service National Wetlands Inventory

Ecological Services

Enter Classification code: (Example: L1UB1Hx)

Optional: For geographically specific information*, please enter a State code: (Example: TX for Texas)

CLICK HERE TO DECODE

Description for code R2UBH:

- **R** System **RIVERINE**: The Riverine System includes all wetlands and deepwater habitats contained within a channel, with two exceptions: (1) wetlands dominated by trees, shrubs, persistent emergents, emergent mosses, or lichens, and (2) habitats with water containing ocean-derived salts of 0.5 ppt or greater. A channel is an open conduit either naturally or artificially created which periodically or continuously contains moving water, or which forms a connecting link between two bodies of standing water.
- 2 Subsystem LOWER PERENNIAL: This Subsystem is characterized by a low gradient. There is no tidal influence, and some water flows all year, except during years of extreme drought. The substrate consists mainly of sand and mud. Oxygen deficits may sometimes occur. The fauna is composed mostly of species that reach their maximum abundance in still water, and true planktonic organisms are common. The gradient is lower than that of the Upper Perennial Subsystem and the floodplain is well developed.
- UB Class UNCONSOLIDATED BOTTOM: Includes all wetlands and deepwater habitats with at least 25% cover of particles smaller than stones (less than 6-7 cm), and a vegetative cover less than 30%.
- H Water Regime Permanently Flooded: Water covers the substrate throughout the year in all years.

Other Modifier(s):

3 References

U.S. Fish and Wildlife Service. Information for Planning and Consultation. 2025. <u>https://ecos.fws.gov/ipac/</u>. Accessed January 10, 2025.