Desktop Analysis for Sensitive Biological Resources

Bridge M-21-J

Colorado Department of Transportation Denver, Colorado

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Executive Summary

This report provides a summary of the potential impacts to natural resources for the replacement of Bridge M-21-J (the Project) located approximately 1 mile northeast of Timpas, Colorado. This report includes findings that a Design-Build Contractor may need to consider when bidding on the construction of the above referenced Project.

Key Findings

- The Project is located by an ephemeral swale, which the Project bridge spans.
- Potential Waters of the U.S.
 - No potentially jurisdictional waters or wetlands were identified though an ephemeral drainage feature, an ephemeral swale, exists (Figure 4).
- Sensitive Species
 - The Project has no potential to impact species listed under the federal Endangered Species Act.
 - The Project has the potential to impact 17 species listed by the Pike and San Isabel National Forest Comanche Ranger District.
 - The Project has the potential to impact one species listed by Colorado Parks and Wildlife (CPW) as endangered or threatened.
 - Burrowing owl (Athene cuniculalria) State Threatened
 - o There is potential for Migratory Bird Treaty Act (MBTA) species and bats to occur
- Floodplains
 - The Project is not located within any Federal Emergency Management Agency (FEMA) floodplain zone (Figure 4).
 - Because the Project is not within the 100-year floodplain and the Project is not expected to alter any Special Flood Hazard Areas, the Project will not require floodplain permitting.

- Shortgrass Prairie Initiative (SGPI)
 - The Project is located within a region subject to the SGPI
- Hazardous Waste
 - The railroad has the potential to have contaminated the surrounding soils.
 - o Metals and petroleum products would be potential contaminants of concern.
- Archaeological, Historic and Paleontological Resources
 - These resources are being assessed by CDOT and will be provided under separate cover

Risks, Permits and Mitigation

- Potential Waters of the U.S.
 - No wetlands or waters of the U.S. were identified. No Section 404 of the Clean Water Act permitting or mitigation is anticipated.
- Sensitive Species
 - Clearance surveys for MBTA species and bats will be required. Coordination with CPW may be required if seasonal avoidance is not possible.
 - Coordination with the U.S. Forest Service (USFS) may be required.
 - No Consultation with the U.S. Fish and Wildlife Service (USFWS) is anticipated.
- Stormwater
 - Impacts over 1 acre require a General Permit for Stormwater Discharges Associated with Construction Activity (depending on the level of impacts) which need to be approved by Colorado Department of Public Health and Environment.
- Shortgrass Prairie Initiative (SGPI)
 - Potential Project impacts are insignificant; no SGPI mitigation will be required.
- Hazardous Waste
 - The investigation has identified recognized environmental conditions that could impact the project area, and additional sampling is recommended to address the identified conditions.
 - Prior to any underground digging or soil disturbance, a utility locate should be called to prevent damage to any existing utilities within the PRA.

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ATTACHMENTS

Attachment A – Information for Conservation and Planning Report (IPaC)

Attachment B - Preliminary Bat Assessment Guidelines for Bridges/Structures

Attachment C – Hazardous Waste Memorandum

1. Introduction

Stanley Consultants, Inc. (Stanley) was retained by the Colorado Department of Transportation (CDOT) to assess the environmental resources present within the vicinity of Bridge M-21-J, which scheduled to be replaced (the Project). The assessment of environmental resources presented in this desktop analysis is intended to inform the bridge planning and design process, as well as be used for permitting purposes once a bridge design has been selected. This document presents a summary of the findings of the resources assessed within the potential footprint of disturbance (Project Review Area [PRA]; Figure 1).

2. Background

2.1 Project Description

The CDOT Region 2 Bridge Bundle Design Build Project consists of the replacement of a total of nineteen (19) structures, including two (2) Additionally Requested Elements (AREs) structures, bundled together as a single design-build project. These structures are rural bridges on essential highway corridors (U.S. Highway [US] 350, US 24, Colorado State Highway [CO] 239 and CO 9) in southeastern and central Colorado. These key corridors provide rural mobility, intra- and interstate commerce, movement of agricultural products and supplies, and access to tourist destinations.

Fourteen (14) structures in this design build project are jointly funded by the USDOT FHWA Competitive Highway Bridge Program grant and the Colorado Bridge Enterprise (Project No. 23558). The remaining five (5) structures (including the two ARE structures) are funded solely by the Colorado Bridge Enterprise (Project No. 23559). Bridge M-21-J is funded under Project No. 23558.

The bridges included in the 'Region 2 Bridge Bundle' were selected based on similarities in the bridge conditions, risk factors, site characteristics, and probable replacement type, with the goal of achieving economy of scale. Seventeen of the bridges being replaced are at least 80 years old. Five of the bridges are Load Restricted, limiting trucking routes through major sections of the US 24 and US 350 corridors. The bundle is comprised of nine timber bridges, four concrete box culverts, one corrugated metal pipe (CMP), four concrete I-beam bridges, and one I-beam bridge with corrugated metal deck.

Bridge M-21-J is located on US 350 at milepost 57.069, approximately 1 mile northwest of Timpas, Colorado. The bridge is a two-span, treated timber stringer (26-foot wide by 47-foot long) that crosses over an ephemeral swale. The Project will replace this bridge with similarly sized concrete and steel bridge or concrete box culvert.

As stated by the CDOT grant application, the roadway shall not be closed for construction. Phasing the construction to keep one lane open was investigated. Due to the narrow existing roadway and wood railing keeping one lane of roadway is not recommended.

A two-lane shoofly will be constructed on the east side of the existing bridge with a temporary drainage pipe placed for drainage. The detour to the east was chosen due to railroad ROW on the west side. Once the bridge is complete and ready for use, any disturbed areas will be restored to original contours and reseeded.

2.2 Project Purpose and Need

The treated timber stringer bridge (Structure M-21-J) was built in 1935 on US 350 which is a key north-south corridor connecting residents and tourists from La Junta, Colorado and the Arkansas River Valley to Trinidad, Colorado and the Rocky Mountains. The structure is in poor condition, load-restricted, requiring frequent inspection and repair from issues such as multiple damaged girders, cracked piles, bowed wing walls, rot, mold, water staining, and other general deterioration. This bridge is well past its replacement life and is not up to current construction and safety standards and must be replaced to prevent potential failure.

3. Project Review Area

Since the final bridge design has not yet been selected, the limits of the 19.1-acre PRA (Figure 2) were defined to include all potential designs informed by discussions with the Project engineers and include considerations such as the location of the CDOT ROW, access permissions from adjacent land owners, the need for traffic control during construction, and design requirements to bring existing structures into alignment with current CDOT standards. Based on those discussions, the PRA for this bridge extends about 260 ft on the southeast side of the bridge (from centerline) to accommodate any potential design changes, but only to the CDOT ROW on the northwest side due to the proximity of the rail line and its corresponding ROW. The PRA also extends for 2,000 ft north and south from the bridge along the road (US 350) within the CDOT ROW.

The PRA is located completely on National Forest System (NFS) lands (Comanche National Grasslands) in Otero County, Colorado, northeast of Timpas, Colorado within Township 25S, Range 57W, Section 35 (Figure 1).

3.1 Land Use

Land use in the vicinity of the PRA predominantly consists of agriculture (livestock grazing). All of the lands immediately surrounding and including the PRA are U.S. Forest Service (USFS) – Comanche National Grasslands, with only part of the area west of the railroad being private lands (Figure 2).

3.2 Water

The waterway under the roadway bridge is an ephemeral swale which runs from the southeast to the northwest and under the bridge. The feature does not exhibit an OHWM, does not experience regular flows, and likely only contains some storm event flows. Vegetation was found, including

weedy annuals and perennial shrubs, within what should be the channel bed area, suggesting any flows are light and very infrequent.

3.3 Physical Features

The terrain surrounding the PRA (elevation: $4,400\pm5$ ft) consists of the eastern plains of Colorado, including the Arkansas River Valley to the north. To the west of the PRA is the foothills of the Front Range of the Rocky Mountains, and to the south and east is the Purgatoire River Valley.

Within the PRA, the bridge, roadway, and roadway shoulder are the dominant constructed features, while the natural features consist predominantly of the ephemeral swale, open agricultural lands, and the surrounding arid shrub and grasslands.

3.4 Vegetation Community

The vegetation surrounding the PRA is primarily open grasslands, much of which is used for livestock grazing. The dominant vegetation is various upland grasses such as wheatgrasses and fescues, but with other scattered forbs, cacti, and low shrubs.

3.5 Wildlife Corridors

The statewide assessment of wildlife linkages (Southern Rockies Ecosystem Project 2005) mapped no wildlife linkage corridors within the vicinity of the PRA (Figure 3). The closest wildlife corridors are the swift fox (*Vulpes velox*), approximately 11 miles to the east and 12 miles to the northwest, all well outside of the PRA (Figure 3). No roadkill has been recorded within or close to the PRA (OTIS 2020), though occasional movements individuals or small groups of mule deer (*Odocoileus hemionus*) or elk (*Cervus canadensis*) in the area are always possible.

4. Resource Analysis Methods

4.1 Desktop Analysis

A desktop analysis was conducted to identify potential resources of concern and collect information respective of the PRA from available publications and online resources. The desktop analysis also assessed Project location and associated land management to determine applicable environmental regulations to be considered for the Project.

The desktop analysis was conducted by gathering data from a variety of sources including: the National Wetland Inventory (NWI) wetlands mapping; Colorado Wetland Inventory; Federal Emergency Management Agency (FEMA) floodplain mapping; U.S. Fish and Wildlife Service's (USFWS) Information for Planning and Consultation (IPaC) and other publicly available documents on species reviews and rulings; USFWS critical habitat mapper; USFS publicly available documents on species lists, U.S. Department of Agriculture's National Resources Conservation Service soil mapping; U.S. Geological Survey StreamStats; Environmental Protection Agency's waters mapping; and aerial photography.

4.2 Species Screening Analysis

Special status species analyzed in this report include: 1) species listed by the USFWS under the Endangered Species Act (ESA) that have been identified by the USFWS Colorado Ecological Service Field Office through the IPaC online query (Attachment A); 2) species listed by Colorado Park & Wildlife (CPW) as State Endangered or State Threatened; 3) species listed by the USFS – Pike and San Isabel National Forest as Forest Service sensitive and are known to occur within or have suitable habitat located in the Comanche Ranger District (Olson 2019); 4) species listed under the Bald and Golden Eagle Protection Act (BGEPA); and 4) species protected under the Migratory Bird Treaty Act (MBTA).

Screening analysis methods for determining species lists and habitat information includes resources mentioned above (e.g., IPaC), as well as CPW databases and publications related to any state-listed threatened or endangered species. Other resources on species-specific information includes a variety of sources such as USFWS literature and fact sheets, USFS Region 2 sensitive species list, USFS literature and fact sheets, and published white literature. The Colorado Natural Heritage Program (CNHP) species presence database was queried for records of ESA- and state-listed threatened and endangered species, as well as USFS sensitive species within 2 miles of the bridge location.

Based on the special status species lists generated from the above sources, a screening analysis was performed to evaluate the potential for special status species or designated or proposed critical habitat to occur within the PRA. Criteria used to determine the potential of occurrence of each species included in this screening analysis are defined as follows:

Present: The species has been observed to occur in the PRA based on known records, the PRA is within the known range of the species, *and* habitat characteristics required by the species are known to be present.

Possible: The species has not been observed in the PRA based on known records, but the known, current distribution of the species includes the PRA *and* the required habitat characteristics of the species appear to be present in the PRA.

Unlikely: The known, current distribution of the species does not include the PRA, but the distribution of the species is close enough such that the PRA may be within the dispersal or foraging distance of the species. The habitat characteristics required by the species may be present in the PRA.

None: The PRA is outside of the known distribution of the species, *and/or* the habitat characteristics required by the species are not present.

The screening analysis also assessed the potential for impacts to sensitive species. Impacts to ESAlisted species were assessed per the criteria outlined in the Endangered Species Consultation Handbook (USFWS 1998, Section 3.5, pg 3-12):

- **No effect**: No impacts, positive or negative, to listed or proposed resources. Generally, this means no listed resources will be exposed to action and its environmental consequences.
- May affect, but not likely to adversely affect: All effects are beneficial, insignificant, or discountable. Insignificant effects relate to the size of the impact and include those effects

that are undetectable, not measurable, or cannot be evaluated. Discountable effects are those extremely unlikely to occur.

• **May affect, and is likely to adversely affect**: Listed resources are likely to be exposed to the action or its environmental consequences and will respond in a negative manner to the exposure.

Impacts to Forest sensitive species were assessed per the objectives and criteria for sensitive species management outlined in the Forest Service Manual (FSM 2600, R2 Supplement 2670-2018-1, 2672.42) and including the following:

- No impact. No impacts, positive or negative, to listed or proposed resources.
- Beneficial impact.
- May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing.
- Likely to result in a loss of viability in the Planning Area, or in a trend to federal listing.

An Action Area, defined as "all areas to be affected directly or indirectly by the Federal action and not merely the immediate area involved in the action" (50 CFR § 402.02(d)) is typically required for a review of ESA-listed species. An Action Area was not created for this analysis, as the specific action and associated direct or indirect impacts have not yet been determined for the Project at this time. The PRA extends approximately 140 ft upgradient (southeast, restricted by private property) and up to 175 ft downgradient (northwest) along the drainage (as restricted by the railroad ROW) from the bridge (Figure 2). However, a larger Action Area may be needed to review ESA-listed species depending on the final design.

4.3 Field Survey

On August 26, 2020, Stanley biologists conducted a pedestrian survey of the 19.1-acre PRA. The pedestrian survey included delineations of any potential wetlands or other waters of the U.S. (WOTUS), and characterizations of the surrounding vegetation and wildlife habitat that could be potentially impacted by construction activities. General site observations were also recorded, such as the topography, the land use and condition within and adjacent to the PRA, and any wildlife observations.

Our project team conducted WOTUS and wetland delineations in accordance with U.S. Army Corps of Engineers (USACE) delineation guidance (USACE 2005, USACE and U.S. Environmental Protection Agency [EPA] 2008), regional supplemental manuals (USACE 2010), and ordinary high water mark (OHWM) identification manuals (Curtis and Lichvar 2010). Although the definition of WOTUS has been in flux in recent years, Colorado remains under the jurisdictional interpretation of Section 404 of the Clean Water Act (CWA) established in *Rapanos v. United States* (Rapanos). The potential for WOTUS to occur within the PRA was therefore evaluated per the Rapanos guidance and associated documents. Additional details are provided in the Aquatic Resources Delineation Report. GPS locations of any resources were recorded using ESRI's Collector and Survey123 apps on an iPad connected to a sub-meter GPS antenna.

5. Resource Analysis Results

5.1 Special Status Species

This first screening was to determine species within or near the PRA that have potential habitat or records of occurrence. Results from the IPaC query (Attachment A), USFS Region 2 sensitive species list for the Pike and San Isabel National Forest – Comanche Ranger District (Olson 2019), and the CPW state-listed threatened and endangered species identified a total of **54** species for assessment (Table 1, Special Status Species Analysis Screening). Of the **54** species assessed, the following five (**5**) species were determined to have a possible potential to occur within the PRA:

- Burrowing owl (USFS sensitive; State threatened)
- Desert massasauga (USFS sensitive)
- Ferruginous hawk (USFS sensitive)
- Grasshopper sparrow (USFS sensitive)
- Swift fox (USFS sensitive)

Twelve (12) species were determined to have an unlikely potential to occur, all of which are USFS sensitive species. The remaining **37** special status species were determined to have no potential to occur. There is no designated or proposed critical habitat within the PRA. The CNHP species presence database was queried for records for ESA- and state-listed threatened and endangered species, as well as USFS sensitive species within 2 miles of the M-21-J bridge location, and one record was found for the desert massasauga (*Sistrurus catenatus edwardsii*) (CNHP 2020).

Based on the current understanding of Project plans, although the Project may adversely impact individuals it is not likely to result in a loss of viability for sensitive species populations in the Comanche National Grasslands' Planning Area, or cause a trend to federal listing for any species with the potential to occur within the PRA.

The USFWS office that services the PRA (the Colorado Ecological Services Field Office) has determined that impacts to the **least tern, piping plover, and whooping crane** only need to be considered for water-related activities/use in the North Platte, South Platte, and Laramie Basins in Nebraska. The PRA does not occur within the North Platte, South Platte, or Laramie watersheds and will not directly or indirectly impact these watersheds.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
	Amphib	ians and Reptiles	
Boreal toad (<i>Bufo boreas</i> <i>boreas</i>) CO – E	 Range: Rocky Mountains area, usually between 8,500 to 11,500 ft of elevation. Habitat: Mountain lakes, ponds, meadows, wetlands in subalpine forests. 	Potential to Occur: None. No suitable habitat, no sub-alpine fir communities with wetlands or ponds.	No Effect. No habitat for species presence. Mitigation: None needed.
Desert massasauga (Sistrurus catenatus edwardsii) USFS	 Range: Found in many western states such as Arizona, Colorado, New Mexico and Kansas. It occurs in southeastern Colorado below 5,500 ft and inhabits plains grasslands and sandhill areas. It is found in the Timpas Creek watershed within the Comanche grasslands (Olson 2019). Habitat: Variety of habitats including grassy wetlands, rocky hillsides, shrub-grass communities, and desert grasslands. Requires dense soils for hibernation sites (Olson 2019). 	Potential to Occur: Possible. The PRA is within the species range, is close to the Timpas Creek watershed, and does contain arid grasslands and shrubs. Foraging habitat is suitable. The CNHP database query did find a presence record within 2 miles of the PRA.	May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. The Project will disturb the ground and some vegetation, including for the temporary detour. The temporary construction activity may disturb individuals but would not result in impacts to the population that would cause a trend towards listing.
Plains leopard frog (<i>Lithobates blairi</i>) USFS	 Range: Ranges from South Dakota to Arizona and Texas, and including Kentucky. In Colorado, can be found in a variety of river and creek watersheds in eastern Colorado (Olson 2019). Habitat: By streams, ponds, reservoirs, irrigation ditches, and other water bodies in grasslands, valleys, and canyon bottoms (Olson 2019). 	Potential to Occur: None. The PRA is within the species range and is known to occur in the Comanche district. However, there's no perennial water source within or close to the PRA. Timpas Creek is likely too dry during parts of the year to be listed as a possible creek habitat for this species.	Mitigation: None needed. No impact. No aquatic habitat for species presence. Mitigation: None needed.

Table 1. Special Status Species Screening Analysis

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
		Birds	
Burrowing owl (Athene cuniculalria) USFS CO – T	 Range: Western U.S. and Florida. In Colorado, primarily found in eastern third of the state but does breed in South Park District (Olson 2019), but also in the western desert lands. Habitat: Open, arid lands with scattered shrubs and animal burrows. 	Potential to Occur: Possible. Open grasslands or arid lands are present, though no animal burrows observed in the PRA. However, nesting burrows could exist within 1,320 ft of the PRA, the recommended human encroachment buffer during the nesting season of March 15 to August 31 (CDOW 2020).	May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. No nests or animal burrows present within or adjacent to the PRA, but surveys may be required during nesting season (Mar 15 to Aug 31) within 1,320 ft of the PRA.
	Elevation: No specified.		Mitigation. If nesting pairs are identified, coordination with CPW may be required, or avoid construction during nesting season (Mar 15 to Aug 31). Consultation with CPW may be required if impacts to habitat occur.
Cassin's sparrow (Peucaea cassinii)	Range: Western states including Nebraska to Arizona, Texas, and Mexico. Winters close to and south of the U.S. Border. In Colorado, the species can be found in the	Potential to Occur: Unlikely. The species is known within the Comanche ranger district, but the habitat	No impact. No nesting habitat for species presence.
USFS	eastern plains including the Comanche ranger district (Olson 2019).	of the PRA is not suitable for nesting as shrub density is either too dense or too sparse.	Mitigation. None needed.
	Habitat: Open, arid grasslands with shrubs and sand sagebrush dominated prairies. Birds arrive in April and depart by end of October. Nesting habitat in short or medium grass prairie with some shrubs, but not pure grasslands or shrublands (Olson 2019).		
Chestnut-collared	Range: Southern Canada to northeastern Colorado and	Potential to Occur: Unlikely.	No impact.
longspur (<i>Calcarius ornatus</i>)	South Dakota. In Colorado, the species is mostly in the northeast, and rare farther west and south to the base of the	The species is known within the Comanche ranger district but is rarely	No nesting habitat for species presence.
	foothills. Rarely breeds in the Comanche (Olson 2019).	known to breed in the area including the	Mitigation. None needed.
USFS	Habitat: Nesting habitat in short or medium grass prairie recently grazed, avoiding undisturbed habitats. Rarely breeds in the Timpas unit of the Comanche (Olson 2019).	PRA. Grasslands within the PRA are grazed but may not be suitable as short grass prairie.	

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Ferruginous hawk (<i>Buteo regalis</i>) USFS	 Range: Southern Canada to northern California and east to northern Texas. In Colorado, the species can be found mostly in the plains but can reach into the mountain parks (Olson 2019). Habitat: Grasslands and shrublands with varied topography and ready access to trees, rock outcrops, and other elevated structures. Sensitive to human activity during nesting. Attracted to prairie dog towns for forage (Olson 2019). 	Potential to Occur: Possible. The species is known within the Comanche ranger district. However, due to US 350 and lack of large obvious concentrations of prey animals and abundant elevated perches, only migrant foraging individuals likely in the PRA.	May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. The Project construction activities may temporarily disturb foraging individuals but as trees are sparse close to the PRA, such disturbances unlikely to affect nesting but would not result in impacts to the population that would cause a trend towards listing. Mitigation. Raptor nesting surveys may be required within a ½ mile of Project if work occurs during species' nesting season (Feb 1 to July 15).
Grasshopper sparrow (Ammodramus savannarum) USFS	 Range: Much of North America from southern Canada to Texas and Georgia but can include California and Florida. Known to breed in the tablelands and plains of Colorado (Olson 2019). Habitat: Prefers large areas of prairie grasslands or grasslands with a component of rabbitbrush or saltbush. Breeds locally in the Comanche from May to early September (Olson 2019). 	Potential to Occur: Possible. The PRA is within its breeding range. Potential habitat does exist if not within than at least close to the PRA.	May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. The Project will disturb the ground and some vegetation, including for the temporary detour. The temporary construction activity may disturb individuals but would not result in impacts to the population that would cause a trend towards listing. Mitigation: Pre-construction nesting surveys for any nesting birds would be necessary if ground disturbance occurs during the nesting season (Apr 1 to Aug 31).
Least tern (<i>Sterna antillarum</i>) ESA – E CO – E	 Range: In southeastern Colorado, in the La Junta-Lamar area. Habitat: Sandy or pebbly beaches around lakes and reservoirs, or sandbars in river channels. 	Potential to Occur: None. Outside of range, no large beaches or sandbars around lakes, reservoirs, or rivers.	No Effect. The species does not have any potential to occur within the PRA and the Project does not occur within any watersheds of concern (see top of Section 5.1). Mitigation. None needed.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Lesser prairie- chicken (Tympanuchus pallidicinctus)	Range: In extreme southeastern Colorado.Habitat: Large, sandy grasslands with abundant grasses, sandsage, and yucca.	Potential to Occur: None. Outside of range, no large, suitable grasslands.	No impact. No habitat for species presence. Mitigation. None needed.
USFS CO – T			
Lewis' woodpecker (<i>Melanerpes lewis</i>) USFS	Range : Found in southern British Columbia and South Dakota south to California and Oklahoma panhandle. Fairly common in southeastern Colorado from Chaffee and southwestern El Paso counties southward (Olson 2019).	Potential to Occur: None. No suitable habitat within or adjacent to the PRA; no pine woodlands, riparian woodlands, or pinon-juniper woodlands.	No impact. No habitat for species presence. Mitigation: None needed.
	Habitat : Occurs in open canopied stands with brushy understories and abundant downed woody material. Prefers pine woodlands, riparian cottonwoods, and pinon-juniper woodlands, with abundant snags, between 3,500 to 7,000 feet (Olson 2019).		
Loggerhead shrike (<i>Lanius</i> <i>ludovicianus</i>) USFS	Range : Found from Alberta to Quebec south to California, Texas and central Mexico, and Florida. In Colorado, primarily occurs in South Park, Arkansas River Tablelands, Plains Canyons, and Sandhill Ogallala Plateau. Has been recorded in the Pikes Peak Ranger District (Olson 2019).	Potential to Occur: Unlikely. The PRA does contain open areas but without any open woodlands of any kind, or even scattered trees close by. Possible only as foraging migrants or flyovers.	No impact. Likely only foraging habitat by migrants within or adjacent to the PRA. Mitigation: None needed.
	Habitat : Inhabits open areas with short vegetation, fence rows, orchards, and open woodlands. Breeding habitat in open areas with only scattered and isolated trees or shrubs from 4,000 to 8,900 feet (Olson 2019).		
Long-billed curlew (Numenius americanus)	Range: Southern Canada to northern California and Texas. In Colorado, the species is mostly a summer resident of the southeastern plains including the Comanche (Olson 2019).	Potential to Occur: Unlikely. The species is known within the Comanche ranger district, though presence is known to exist much farther southeast in	No impact. Likely only foraging habitat by migrants within or adjacent to the PRA.
USFS	Habitat: Nesting habitat in short and mixed grass prairies on flat to rolling lands. Vegetation generally not dense, and shallow water areas used when available (Olson 2019).	the Carrizo unit. Grasslands within the PRA may be suitable, but the lack of water may greatly limit the PRA and surrounding area as suitable for nesting and raising young.	Mitigation. None needed.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
McCown's	Range: Southern Canada to eastern Colorado. In Colorado,	Potential to Occur: Unlikely.	No impact.
longspur	the species is mostly in the eastern plains, and rare farther	The species is known within the	No nesting habitat for species presence.
(Rhynchophanes	west and south to the base of the foothills. Rarely summers	Comanche ranger district but is rarely	
mccownii)	in the Comanche (Olson 2019).	known to breed in the area including the	Mitigation. None needed.
		PRA. Grasslands within the PRA are	
USFS	Habitat: Nesting habitat in arid, short grass prairies	grazed but may not be suitable as short	
	recently grazed, or even over-grazed pastures. Rarely	grass prairie. Likely on winter migrant	
	breeds in the Comanche (Olson 2019).	foragers in or near the PRA.	
Mexican spotted	Range: Front Range of central Colorado, elsewhere in	Potential to Occur: None.	No Effect.
owl	western US.	No mature mixed conifer woodlands, and	No habitat for species presence.
(Strix occidentalis		no steep, rocky canyons.	
lucida)	Habitat: Steep, rocky canyons, mature mixed conifer		Mitigation: None needed.
	woodland close to riparian zones.		
ESA – T			
CO – T	Elevation: 4,100 to 9,000 ft.		
Mountain plover	Range: From southern Canada to New Mexico and Texas,	Potential to Occur: Unlikely.	No impact.
(Charadrius	wintering in central California, southern Arizona and	The PRA is within the Comanche, a	The species may not have suitable nesting
montanus)	Texas, and northern Mexico. In Colorado, the species can	known breeding area, grass height and	within or adjacent to the PRA.
	breed in the plains in many the major watersheds (Olson	shrub density may not be suitable for	
USFS	2019).	nesting. Small hillsides are close to parts	Mitigation. None needed.
		of the PRA, which may deter nesting. The	
	Habitat: Flat areas with short grass and scattered cactus,	PRA is also not closely associated with a	
	avoiding taller vegetation and hillsides. Habitat can also	major watershed.	
	include fallow or tilled farm fields and prairie dog towns		
	(Olson 2019).		

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Northern harrier (<i>Circus cyaneus</i>) USFS	 Range: Much of North America, coast to coast and as far south as Texas. In Colorado, the species can be found from the plains up and into the mountain parks (Olson 2019). Habitat: Moist grasslands, agricultural areas, and marshes, but can range into less suitable habitats. Nesting requires tall wetland vegetation and grasses. Wintering grounds are more open, treeless areas. (Olson 2019). 	Potential to Occur: Unlikely. No suitable nesting habitat near the PRA, but winter foraging habitat is found close to the PRA. The Comanche is known more as wintering grounds.	 May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. If the Project disturbance occurs during the winter months, Project construction activities may temporarily disturb foraging individuals but as trees are sparse close to the PRA, such disturbances unlikely to affect nesting and would not result in impacts to the population that would cause a trend towards listing. Mitigation. Raptor nesting surveys may be required within a ½ mile of Project if work occurs during species' nesting season (Feb 1 to July 15), although no seasonal restrictions or recommended nesting buffer zones have been determined by CPW for this species.
Piping plover (Charadrius melodus circumcinctus) ESA – T CO – T	 Range: In eastern Colorado, in the Arkansas and South Platte River drainages. Habitat: Sandy beaches around lakes and reservoirs, sandbars in river channels, or sandy wet pastures. 	Potential to Occur: None. No large, suitable sandy beaches or sandbars.	No Effect. The species does not have any potential to occur within the PRA and the Project does not occur within any watersheds of concern (see top of Section 5.1). Mitigation. None needed.
Plains sharp-tailed grouse (<i>Tympanuchus</i> <i>phasianellus</i> <i>jamesii</i>) CO – E	 Range: In extreme northeastern Colorado, mostly in Weld County. Habitat: Medium to tall grasslands, almost exclusively in Conservation Reserve Program grasslands. 	Potential to Occur: None. Outside of range, no large, suitable grasslands.	No Effect. No habitat for species presence. Mitigation. None needed.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Southwestern willow flycatcher (<i>Empidonax traillii</i>	Range: In southcentral and southwestern Colorado, in Alamosa area, usually below 8,500 ft.	Potential to Occur: None. No perennial water or saturated soils, and not known to be in this part of Colorado.	No Effect. No habitat for species presence.
extimus)	Habitat: Dense riparian habitats with saturated soils, standing water or nearby streams.		Mitigation. None needed.
ESA – E CO - E			
Whooping crane (Grus americana)	Range: Along coastal areas of the Great Lakes, Gulf Coast, and Arctic Coast. In Colorado, species occurs rarely as migrants during the spring and fall in eastern Colorado.	Potential to Occur: None. No mudflats or saltmarshes, and no records in Colorado for the last 10 years.	No Effect. The species does not have any potential to occur within the PRA and the Project
ESA – E CO – E	Habitat: Mudflats and bulrush marshes around reservoirs	records in colorado for the last to years.	does not occur within any watersheds of concern (see top of Section 5.1).
	and agricultural areas.		Mitigation. None needed.
		Fish	
Arkansas darter	Range: Found in the Upper Arkansas, Fountain Creek,	Potential to Occur: None.	No Effect.
(Etheostoma	Horse Creek, Upper Arkansas at John Martin, Big Sandy Creek, Rush Creek, Black Squirrel Creek and Chico Creek	The PRA is located outside of the species' known range, no perennial flowing water.	No habitat for species presence.
cragini) CO – T	drainages.	known range, no perenniar nowing water.	Mitigation. None needed.
	Habitat: Found in shallow, clear, sandy streams with		
	spring-fed pools an abundant rooted aquatic vegetation. Can occur in large, deep pools during late summer low- water periods when streams may become intermittent.		
Bonytail	Range: Extirpated from historic range (USFWS 2002).	Potential to Occur: None.	No Effect.
(Gila elegans)	Historically occurred in the Colorado River system, including the Gila, Salt, Yampa, Green, Colorado and	The PRA does not occur within the species' historic range and the species has	No habitat for species presence.
ESA – E CO – E	Gunnison rivers (CPW 2020, AGFD 2020). No reproducing populations are known in the wild.	been extirpated from its historic range.	Mitigation. None needed.
	Habitat: Historically found in warm-water reaches of larger rivers (USFWS 2002). Recorded using the main stream portions of mid-sized to large rivers, usually over		
	mud and rocks. (AGFD 2020). Observed spawning over rocky shoals and shorelines (USFWS 2002).		

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Brassy minnow (Hybognathus hankinsoni)	Range: In Colorado, found in the Lower South Platte River Basin and in Colorado River backwaters (CPW 2016b).	Potential to Occur: None. The PRA is located outside of the species' known range, no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
CO – T	Habitat: Occurs in a variety of environmental conditions, including stream channels (particularly pools), backwaters, and beaver ponds with continuous connectivity to other waters (CPW 2016b). Suitable habitat includes cool, clear water, fluctuating plains steams, and streams with abundant aquatic vegetation and submergent vegetation, (CPW 2016b, Wooding 1985). The species prefers clear, slow streams but have been collected in larger rivers with higher turbidity, and occasionally in lakes (MFWP 2020).		
Colorado pikeminnow (<i>Ptychocheilus</i> <i>lucius</i>)	Range: Current range restricted to the Green, Yampa, White, Gunnison, and Colorado Rivers (AGFD 2002a, CPW 2020).	Potential to Occur: None. The PRA occurs outside of the species' known range and no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
ESA – E CO – T	Habitat: Occurs in swift flowing muddy rivers with quiet, warm backwater.		initigation, rone needed.
Common shiner (<i>Luxilus cornutus</i>) CO – T	Range: Current known range in Colorado includes northern Colorado along the South Platte River from Denver and Ovid (Woodling 1985; Fuller 2004).	Potential to Occur: None. The PRA occurs outside of the species' known range and no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
0-1	Habitat: Occurs in moderate gradient streams with cool, clear water, gravel bottoms and shaded by brush or trees (Woodling 1985).	water.	
Flathead chub (Platygobio gracilis) USFS	Range: Southwestern Canada south to New Mexico and Texas, and east to Mississippi. In Colorado, range restricted to Arkansas and Rio Grande rivers, with some known in the Cimarron River, Purgatoire River, and Chacuaco Creek watersheds (Olson 2019).	Potential to Occur: None. No perennial flowing water, no river habitat.	No impact. No habitat for species presence. Mitigation. None needed.
	Habitat: Streams with turbid, fast-moving water in main channels of small to large rivers, in shallow to fairly deep water over mud, rock, or sand (Olson 2019).		

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Greenback cutthroat trout (<i>Oncorhynchus</i> <i>clarki stomias</i>) ESA – T CO – T	 Range: Historic range includes all mountain and foothill habitats of the South Platte and Arkansas river drainage systems. Currently only found in Bear Creek on Pikes Peak in the Arkansas River drainage (USFWS 2014). Reintroductions have started in a high elevation lake west of Fort Collins. Habitat: Occurs in cold, clear, gravely headwater streams and mountain lakes which provide an abundant food supply of insects (CPW 2020). 	Potential to Occur: None. No perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
Humpback chub (<i>Gila cypha</i>) ESA – E CO – T	 Range: In Colorado, species in currently found in deep, canyon-bound portions of the Colorado River in Black Rocks and in the Yampa River at Dinosaur National Monument (AGFD 2001, CPW 2020). Habitat: Occurs in deep, fast-moving, turbid waters often associated with large boulders and steep cliffs (CPW 2020). 	Potential to Occur: None. The PRA occurs outside of the species' known range and no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
Lake chub (<i>Couesius</i> <i>plumbeus</i>) CO - E	 Range: In Colorado, the species has been recorded in the Platte River drainage west of Boulder and in South St. Vrain Creek (Stasiak 2006a), but is largely extirpated from Colorado (Wooding 1985). Habitat: Most commonly found in cool, shallow waters, but can occur in a wide variety of environments (Becker 1983, Stasiak 2006a). Also found in clear water and gravel bottoms of glacial scour lakes, and occasionally in turbid streams (Stasiak 2006a). They more commonly inhabit lakes in the southern portion of their range (Becker 1983). 	Potential to Occur: None. The PRA occurs outside of the species' current known range and no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.
Northern redbelly dace (<i>Phoxinus eos</i>) CO - E	 Range: In Colorado, extant populations occur in tributaries to the upper Platte River drainage system (Garber Creek, Jackson Creek, Plum Creek) (Stasiak 2006b). Habitat: Occurs in sluggish, spring-fed streams with a lot of vegetation and woody debris (Stasiak 2006b; Wooding 1985). Species requires a constant supply of cool, spring water with sufficient oxygen. Habitat typically includes cover in the form of undercut banks, heavy vegetation, or brushy debris (Stasiak 2006b). 	Potential to Occur: None. The PRA occurs outside of the species' known range and no perennial flowing water.	No Effect. No habitat for species presence. Mitigation. None needed.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Plains minnow	Range: In Colorado, the species has been recorded on the	Potential to Occur: None.	No impact.
(Hybognathus	South Platte River (Washington and Yuma Counties) and	The PRA occurs outside of the species'	No habitat for species presence.
placitus)	Arkansas River (Kiowa County) (Wooding 1985).	known range and no perennial flowing	
		water.	Mitigation. None needed.
USFS	Habitat: Inhabits channels of shallow, fluctuating streams		
CO – E	with shifting sand substrates (Rees et al 2005). Found in		
	both clear and turbid streams (Rees et al 2005).		
Razorback sucker	Range: In Colorado, species' current distribution is limited	Potential to Occur: None.	No Effect.
(Xyrauchen	to the Yampa, Colorado and Gunnison rivers.	The PRA occurs outside of the species'	No habitat for species presence.
texanus)		known range and no perennial flowing	
	Habitat: Found in a variety of habitats from deep, clear to	water.	Mitigation. None needed.
ESA – E	turbid waters of large rivers and some reservoirs over mud,		
CO – E	sand or gravel (AGFD 2002b, CPW 2020).		
Rio Grande sucker	Range: In Colorado, the species is found only in Hot	Potential to Occur: None.	No Effect.
(Catostomus	Creek and McIntyre Springs in Conejos County (Rees and	The PRA occurs outside of the species'	No habitat for species presence.
plebeius)	Miller 2005, Wooding 1985).	known range and no perennial flowing	
CO F		water.	Mitigation. None needed.
CO – E	Habitat: An obligate riverine species found in areas near		
	rapidly flowing water in pools, riffles, and glides (Rees and		
	Miller 2005). The species is associated with low gradient		
	habitats with cobble and small boulder substrate (Swift- White et al 1999).		
Southern redbelly	Range: In Colorado, the species is found in the headwaters	Potential to Occur: None.	No Effect.
dace	of the Arkansas River near Pueblo and Canon City (Stasiak	The PRA occurs outside of the species'	No habitat for species presence.
(Phoxinus	2007, Wooding 1985).	known range and no perennial flowing	to habitat for species presence.
erythrogaster)	2007, Wooding 1903).	water.	Mitigation. None needed.
er juli ogusier j	Habitat: Occurs in sluggish headwaters and upland creeks	muter.	integration rolle needed.
CO – E	(usually spring-fed) with vegetation and woody debris		
	(Stasiak 2007). Suitable habitat include clear creeks with		
	abundant riparian vegetation and algal growths covering a		
	stream substrate of deep silt deposits (Wooding 1985).		

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Suckermouth minnow	Range: In Colorado, the species is limited to the eastern plains, in portions of the mainstem and lower mainstem	Potential to Occur: None. The PRA occurs outside of the species'	No Effect. No habitat for species presence.
(Phenacobius mirabilis)	South Platte (Logan, Sedgewick, Washington, Weld, and Yuma Counties) and some tributaries of the Arkansas Rivers (Prowers County) (Wooding 1985).	known range and no perennial flowing water.	Mitigation. None needed.
CO – E			
	Habitat: Occurs in riffle areas of warm prairie streams of all sizes with low to moderate currents and year-round flow (Wooding 1985).		
	now (wooding 1985).	Insects	
Monarch butterfly	Range: From British Columbia and Newfoundland south	Potential to Occur: Unlikely.	No impact.
(Danaus plexippus plexippus)	to California, Texas, and Florida. Species is a frequent migrant throughout most of the PSICC (Olson 2019)	The PRA is located within the species known range and contains potentially	No habitat for species presence.
USFS	Habitat: Found in many different habitats including	suitable habitat. However, host plant species (milkweeds) was not observed in	Mitigation. None needed.
	grasslands, woodlands, shrublands, and urban areas, but only in the presence of milkweeds (Olson 2019).	or near the PRA, and therefore unlikely to support the species.	
		Aammals	1
Black-footed ferret	Range: Historically known only in eastern Colorado,	Potential to Occur: None.	No Effect.
(Mustela nigripes)	experimental populations have been reintroduced in eastern Colorado since 2001.	No experimental populations close to Project, and no large prairie dog	No habitat for species presence.
ESA – E USFS	Habitat: Grasslands and shrublands that support prairie	populations.	Mitigation. None needed.
$\frac{CO - E}{CO - E}$	dog populations.		
Canada Lynx (<i>Lynx canadensis</i>)	Range: Historically known from the mountainous regions, but likely disappeared from Colorado by the mid-1970s. Reintroduced in 1999 to the San Juan Mountains in	Potential to Occur: None. The habitat at the PRA is open grasslands and is not suitable.	No Effect. No habitat for species presence.
ESA – T CO – E	southwestern Colorado.	and is not suitable.	Mitigation. None needed.
	Habitat: Dense, subalpine forest and mountain streams where ever abundant snowshoe hare populations are found.		
Fringed myotis	Range: From British Columbia and South Dakota south to	Potential to Occur: Unlikely.	No impact.
(Myotis thysanodes)	California and Texas. Present within the Pikes Peak Ranger District (Olson 2019).	The PRA occurs within the species known range. However, the habitat in the PRA is	No habitat for species presence.
USFS	Habitat : Found to forage in a variety of woodlands and some shrublands near water, with snags, caves, mines, and buildings important for roosting (Olson 2019).	open grasslands with few shrubs, and lack of perennial water, and therefore is not suitable.	Mitigation. None needed.

	Habitat and Range	Potential to Occur	Potential Effects
Gray wolf	Range: Historically know in wildlands of Colorado but	Potential to Occur: None.	No Effect.
(Canis lupus)	have been extirpated for some time.	Currently extirpated from Colorado.	No species presence.
ESA – E	Habitat: Variety of wild habitats where herds of large		Mitigation. None needed.
CO – E	game and abundant small game animals exist.		
Grizzly bear	Range: Historically know in wildlands of Colorado but	Potential to Occur: None.	No Effect.
(Ursus arctos)	have been likely extirpated for some time.	Currently believed to be extirpated from Colorado.	No species presence.
ESA – T	Habitat: Variety of wild habitats in foothills and		Mitigation. None needed.
CO – E	mountains.		
Hoary bat	Range: Widespread, ranging from northern Canada to	Potential to Occur: Unlikely.	No impact.
(Lasiurus cinereus)	Guatemala. In Colorado, species probably occurs statewide from the plains to timberline (CPW 2020).	The PRA occurs within the species known range. However, the habitat in the PRA is	No habitat for species presence.
USFS		open grasslands with few shrubs and no	Mitigation. None needed.
	Habitat : Found mostly in deciduous trees along streams in the plains but can be in conifer woodlands. A tree-roosting species and can be expected to live in any habitat with	trees and is not suitable for roosting.	
	trees.		
Kit fox	Range: Western Colorado in arid shrublands from	Potential to Occur: None.	No Effect.
(Vulpes macrotis)	Montrose to Grand Junction.	No suitable shrublands, and no populations in the area.	No species presence.
CO – E	Habitat: Semi-desert shrublands of saltbush, shadscale, and greasewood.		Mitigation. None needed.
Preble's meadow	Range: Within stream and river systems along the Front	Potential to Occur: None.	No Effect.
jumping mouse	Range in Colorado, generally below 7,600 ft.	No surrounding streams or other perennial	No habitat for species presence.
(Zapus hudsonius		water.	
preblei)	Habitat: Well-developed riparian or wetland shrub		Mitigation. None needed.
	vegetation with undisturbed adjacent diverse grasslands.		
ESA – T			
CO – T			NT 1000 4
River otter	Range: Populations restored in the 1970s within stream	Potential to Occur: None.	No Effect.
(Lontra canadensis)	systems in western Colorado, with some scattered	No forested riparian habitats and no perennial flowing water.	No habitat for species presence.
CO – T	populations in the northeast.	pereninai nowing water.	Mitigation. None needed.
0-1	Habitat: Healthy forested riparian habitats, with some		Wingauon. None needed.
	overhanging banks along long reaches, and/or beaver		
	ponds within 4 th order or greater stream systems.		

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
Rocky Mountain bighorn sheep (Ovis canadensis canadensis) USFS	 Range: Occurs in mountainous regions of western North America from British Columbia and Alberta south to northern New Mexico and central Arizona (Olson 2019). Habitat: Found in open or semi-open terrain characterized by a mix of steep or gentle slopes, broken cliffs, rock outcrops, and canyons and their adjacent river benches and mesa tops (Olson 2019). 	Potential to Occur: Unlikely. Although the PRA occurs within the species' range, the lack of cover within or near to the PRA, and lack of year-around water, the PRA may not suitable.	No impact. Poor habitat for species presence. Mitigation. None needed.
Swift fox (Vulpes velox) USFS	 Range: From southwestern Canada, New Mexico and Texas. In Colorado, it occurs from the foothills east to the Arkansas River valley and the Ogallala Plateau. Uncommon in the Comanche (Olson 2019). Habitat: Shortgrass prairie, plains, desert shrublands, low vegetation, away from agriculture, and can be impacted by grazing. Nocturnal species (Olson 2019). 	Potential to Occur: Possible. The PRA occurs within the species known range and predicted distribution (Stratman 2017). However, the habitat in the PRA is open, grazed grasslands with few shrubs, next to a busy highway, and may be lower quality habitat.	May adversely impact individuals, but is not likely to result in a loss of viability in the Planning Area, nor cause a trend to federal listing. The PRA is unlikely to be suitable for denning but may support foraging or migrant individuals. Mitigation. None needed.
Townsend's big- eared bat (Corynorhinus townsendii) USFS	 Range: Found in British Columbia, South Dakota, and West Virginia south to California, Texas, and North Carolina. Has been recorded in the Pikes Peak Ranger District (Olson 2019). Habitat: Found primarily roosting in caves, mines, and rocky ledges habitats up to 9,500 feet, but can use trees at times. Common in mesic habitats with coniferous and deciduous forests (Olson 2019). 	Potential to Occur: Unlikely. Although the PRA occurs within the species' range, the lack preferred roosting habitat and available water likely precludes this species being present within or near the PRA.	No impact. No habitat for species presence. Mitigation. None needed.
Wolverine (<i>Gulo gulo</i>) CO – E	 Range: Historically known from the mountainous regions of North America, but likely disappeared from Colorado by 1919. A few transient reports since 2009, but unlikely to be any permanent populations in Colorado. Habitat: High alpine forests and tundra where snow persists in places throughout most or all of the year. 	Potential to Occur: None. No high alpine forest habitats, no suitable habitat.	No Effect. No habitat for species presence. Mitigation. None needed.

Species and Status ¹	Habitat and Range	Potential to Occur	Potential Effects
		Plants	
Giant helleborine (<i>Epipactis</i> gigantea) USFS	 Range: In Colorado, it occurs mostly in the far western portion of the state, but also known in a few eastern counties including Las Animas County, including parts of the Purgatoire River Canyon (Olson 2019). Habitat: Warm-water seeps and springs only in selected 	Potential to Occur: None. No seeps or springs, or any perennial water source, and not near the Purgatoire River Canyon; no suitable habitat.	No impact. No habitat for species presence. Mitigation. None needed.
<u></u>	locations (Olson 2019).		
Golden columbine (Aquilegia chrysantha)	Range: Species occurs in Utah and Colorado south to Arizona and Texas. In Colorado, species is found in the Pikes Peak Batholith, Northern Arkansas Granitics, South Platte River Canyon, Southern Front Range Foothills, and	Potential to Occur: None. No streams or moist rocky ravines with Douglas fir, also below elevation range; no suitable habitat.	No impact. No habitat for species presence. Mitigation. None needed.
USFS	 Plains Canyons (Olson 2019). Habitat: Species occurs along streams or moist rocky ravines from 5,200 to 8,500 feet in elevation. Douglas-fir is a typical canopy dominant tree in these areas (Olson 2019). 		
Sandhill goosefoot	Range: Eastern Colorado, western Nebraska, eastern New	Potential to Occur: None.	No impact.
(Chenopodium cycloides)	Mexico, and western Texas. In eastern Colorado, found only around Arkansas tablelands and Sandy High Plains.	The PRA is located in flat grasslands, not near any sand dunes or other very sandy	No habitat for species presence.
USFS	Occurs close but not within the Comanche (Olson 2019). Habitat: Grows on gentle, sandy slopes, in sandy soils and within vegetated edges of sand dunes. (Olson 2019).	areas. Soils a mix silty loams and silty clays; no suitable habitat.	Mitigation. None needed.
Wheel milkweed	Range: Wyoming south to Arizona, New Mexico, and	Potential to Occur: None.	No impact.
(Asclepias uncialis)	Texas. In Colorado, occurs on the eastern plains up to the east slope foothills. Found around the Arkansas and	The PRA is located outside of the species known locations, and soil within the PRA	The species does not have any potential to occur within the PRA, no suitable habitat.
USFS	Purgatoire Rivers. Not known in Otero County, closest populations in Las Animas County (Olson 2019).	are silty loams and silty clays.	Mitigation. None needed.
	Habitat : Shortgrass prairie and open pinon-juniper woodlands, in sandy or gravelly soils (Olson 2019).		

¹Status:

ESA - E = Federally endangered under the Endangered Species Act

ESA – T = Federally threatened under the Endangered Species Act USFS = U.S. Forest Service sensitive species for Comanche Ranger District (National Grasslands)

CO - E = State of Colorado endangered according to CPW CO - T = State of Colorado threatened according to CPW

5.2 MBTA Species

Migratory Bird Treaty Act (MBTA) species have a low potential to be nesting within 300 ft of the Project, as the area surrounding the Project contains only open, disturbed grasslands. No roosting or nesting was observed in the bridge structure, but such bird activity is possible in the future. The standard specifications in CDOT Section 240 Protection of Migratory Birds During Structure Work must be followed to ensure that take of migratory birds does not occur. No disturbance activities may be conducted during the MBTA nesting season (April 1 to August 31)¹ unless the following steps are taken (per CDOT Section 240.02):

- (1) The Contractor shall remove existing nests prior to April 1. If the Contract is not awarded prior to April 1 and CDOT has removed existing nests, then the monitoring of nest building shall become the Contractor's responsibility upon the Notice to Proceed.
- (2) During the time that the birds are trying to build or occupy their nests, between April 1 and August 31, the Contractor shall monitor the structures at least once every three days for any nesting activity.
- (3) If birds have started to build any nests, the nests shall be removed before they are completed. Water shall not be used to remove the nests if nests are located within 50 ft of any surface waters.
- (4) Installation of netting may be used to prevent nest building. The netting shall be monitored and repaired or replaced as needed. Netting shall consist of a mesh with openings that are ³/₄ inch by ³/₄ inch or less.

5.3 BGEPA Species

The screening analysis determined that both species protected under the Bald and Golden Eagle Protection Act (BGEPA) have some potential to occur within the PRA. The basis of determination of each species' potential to occur within the PRA is provided in Table 2.

¹ Although the Project is located at a high elevation that may result in a shorter nesting season, a change in the official MBTA nesting season would require approval of specific dates from a CDOT biologist (pers comm J. Peterson, Oct 14, 2020).

Species	Known Habitat Preferences	Distribution and Occurrence Records	Potential to Occur in the PRA
Bald Eagle (Haliaeetus leucocephalus)	Inhabits coastal areas, estuaries, and inland waters with unimpeded horizontal and vertical aspects for catching prey. Found in habitats with open canopy and easy-to-access mature, large trees for perching and nesting (CPW 2016b). The species typically prefers trees within 1 mile of open water with fish (CPW 2016b).	Restricted to North America, mainly in Canada and the U.S. In Colorado, bald eagles are found throughout much of the state during both the summer and winter. They can often be seen near large reservoirs and along major rivers (South Platte, Arkansas, Rio Grande, Yampa, Colorado) (CPW 2020). The species has been recorded breeding in many counties in Colorado, but not in Otero County where the PRA is located (CPW 2016b).	Unlikely. The PRA is within the species' geographic range but does not contain suitable habitat, as the PRA does not have large, mature trees or a perennial water source. Only transient individuals are likely to pass over the PRA. No known sightings within 1 mile (eBird 2020).
Golden Eagle (Aquila chrysaetos)	Occupies a wide variety of plant communities, including tundra, alpine meadows, coniferous forests, high- and mid-elevation pine forest, piñon-juniper woodlands, sagebrush and other shrub habitats, grassland, and agricultural habitats (CPW 2020, Tesky 1994). Species is known to construct its nest in areas with little to no human activity, in tall trees, cliffs, canyons, or rock ledges, near open areas where they forage for prey (Corman and Wise-Gervais 2005). Golden eagles are known to forage within 4.4 miles of the nest (Tesky 1994), generally in open habitats where prey is available (Kochert et al 2002).	In North America, the species is found from Canada south to central Mexico (Tesky 1994). Within Colorado, golden eagles can be found year-round (CPW 2020).	Unlikely . The PRA is within the species' geographic range and contains possible suitable habitat, but lacks tall trees, cliffs or other such structural elements for nesting. Foraging or transient individuals are likely to only pass over the PRA. No known sightings within 1 mile (eBird 2020).

Table 2. Potential for Occurrence of BGEPA* Species within the PRA

*Bald and Golden Eagle Protection Act

5.4 Wildlife

No large game animal movement routes through or close to the PRA have been identified (Figure 3). There are no records by CDOT maintenance crews of any animal strikes (roadkill) within the PRA since 2005 (Figure 3), with the nearest roadkill records consisting solely of deer; no elk strikes were recorded (OTIS 2020). These records suggest that large animals do not cross near this part of the roadway at a significant frequency.

All box culverts and bridges could be potential roosting sites for many common bat species as well as for bat species of concern such as Townsend's big-eared bat (*Corynorhinus townsendii*) or the fringed myotis (*Myotis thysanodes*). Removal of these types of structures requires prior inspection by an approved biologist to determine bat presence (See Attachment B: Preliminary Bat Assessment Guidelines for Bridges/Structures).

As the ephemeral swale crossed by Bridge M-21-J does not have natural perennial surface flows that could maintain any fisheries, therefore no fisheries concerns exist for this location. Any flows are erratic, storm event flows only.

The new structure will likely provide a similar opening to allow for continued cattle access via the underpass. Since the Project is a bridge replacement project that will not influence the amount of road use along US 350 after construction has been completed, the Project is not anticipated to affect terrestrial animal use of the PRA or movements in the vicinity of the PRA upon completion of the Project.

5.5 Floodplain

The FEMA Flood Map Service Center is a public source for flood hazard information produced in support of the National Flood Insurance Program. This mapping tool provides information on whether a project is being proposed within a floodplain, which has permitting implications if the project is within a 100-yr floodplain.

The FEMA Flood Insurance Rate Map (FIRM) has mapped the entirety of the PRA as occurring within an Area of Minimal Flood Hazard (Zone X; see Figure 4). The bridge and road rebuild will be designed to meet CDOT construction standards. Because the Project is not within the 100-year floodplain and the Project is not expected to alter any Special Flood Hazard Areas, the Project will not require floodplain permitting. The hydraulics of the watershed are currently being assessed and further details regarding flood design capacity will be provided in the Bridge Bundle Preliminary Hydraulics Report.

5.6 Potential Waters of the U.S.

Section 404 of the CWA regulates the discharge of dredged or fill material into WOTUS and is administered by the USACE and EPA. The Project Impact Area (PIA; see Aquatic Resources Delineation Report, Appendix A) was surveyed for any potential wetlands or non-wetland WOTUS on August 26, 2020. All potential features were fully investigated and delineated if found to either satisfy all three parameters as defined by the USACE to be a wetland; or presented an ordinary highwater mark (OHWM)² indicating a potentially jurisdictional WOTUS. No surface water features were identified during the survey. Details and a mapping of the full delineation can be found in the Aquatic Resources Delineation Report.

Areas with potential WOTUS or wetland features located within the PRA but outside of the anticipated PIA (per communications with the Project engineers) are to be outlined as Avoidance Areas. In the event the proposed Project footprint would be extended into any such Avoidance Areas, these areas would require a formal delineation by a qualified specialist prior to any Project activities. However, no Avoidance Areas were delineated within the larger PRA.

5.6.1 Wetlands

During the survey, no wetlands were observed within the more restrictive PIA (and none within the larger PRA, see Figure 4 showing NWI mapping).

5.6.2 Non-wetland Waters

During the survey, no surface water features were identified containing an OHWM. Specific details are provided in the Aquatic Resources Delineation Report.

² As defined in RGL-05-05.

5.7 Stormwater

Stormwater Discharges for Construction Activities

The Colorado Department of Public Health and Environment (CDPHE) manages stormwater discharges through the Colorado Discharge Permit System, under Section 402 of the Clean Water Act and the Colorado Water Quality Control Act, (25-8-101 et seq., CRS, 1973 as amended). Runoff from construction activities that goes into or adjacent to any surface water in the state are regulated based on the area of land disturbance.

Disturbances (including construction activity, borrow or fill sites within ¹/₄ mile of a construction site, and dedicated asphalt or concrete batch plants and masonry mixing stations) that are less than 1 acre do not require any coverage. Disturbances exceeding 1 acre require authorization under CDPHE, either through a General Permit or an Individual Permit. Activities qualifying for a general permit include the following criteria:

- Construction sites that will disturb one acre or more; or
- Construction sites that are part of a common plan of development or sale; or
- Stormwater discharges that are designated by the division as needing a stormwater permit because the discharge:
 - Contributes to a violation of a water quality standard; or
 - is a significant contributor of pollutants to state waters.

Applicants must submit an application for a General Permit that includes a Stormwater Management Plan (SWMP) in accordance with Part 1.C of the CDPS General Permit, at least 10 days prior to commencing Project activities. If activities are not covered under the scope of the General Permit, an Individual Permit will be required through the CDPHE.

5.8 Hazardous Waste

The railroad has the potential to have contaminated the surrounding soils. Metals and petroleum products would be potential contaminants of concern (Attachment C).

5.9 Cultural Resources

The review of archaeological, historic, and paleontological resources is being conducted by CDOT and will be prepared under separated cover.

6. Discussion/Recommendations

6.1 Potential Impacts

The degree of potential impacts will be dictated by the exact approach of the design-builder. However, the range of potential impact could include: temporary disruption of the ephemeral swale, which runs under Bridge M-21-J; some temporary loss of vegetation and habitat area in the surrounding area during constructions; and some minor permanent loss of vegetation immediately surrounding placement of new bridge abutments/wing walls and possibly other bridge or culvert elements. During construction, local wildlife may be temporarily disturbed by noise and movement of the equipment.

Depending on the final design and construction plans with their corresponding impacts, various permits would likely be needed and could include consultation with the USFS and/or CPW, as well as various stormwater (SWPPP) and construction permits.

6.2 Avoidance and Mitigation Measures

As a part of the design process, since this work is in an environmentally sensitive area, proof of avoidance or minimization efforts will need to be shown to the regulatory agencies as a part of the permit process. As a result, mitigation measures will need to be developed and implemented by the design-build team and approved by the applicable agencies. These mitigation measures may include items such as construction BMPs (stormwater silt fencing, construction procedures, etc.), wildlife mitigation (such as adjustment of construction to avoid breeding seasons), floodplain mitigation, and cultural/historical mitigation.

6.2.1 MBTA

In order to avoid violating the Migratory Bird Treaty Act of 1918, all vegetation and/or nest removal timing and procedures must be conducted outside of the breeding season (April 1-August 31) unless the required steps outlined in CDOT Section 240 Protection of Migratory Birds During Structure Work are met. If any trees or shrubs are to be removed or work on/under bridges is to be completed between April 1 and August 31, a survey must be completed for active nests. If an active nest(s) is found no work may be done within 50 ft of the nest(s) until the nest(s) becomes inactive. To avoid the survey requirement, it is recommended that vegetation removal occurs after August 31 and before April 1.

6.2.2 Wildlife

There is some potential for bat species to roost within the bridge or the vicinity of the bridge. Per CDOT guidance, removal of the structure requires prior inspection by an approved biologist to determine bat presence (Attachment B). If evidence of previous bat roosting is observed but no current roosting individuals are present, then installation of roosting preventative measures, such as the use of approved netting, is advised prior to bridge work. If active bat roosting is observed during inspection, then coordination with the CDOT Wildlife Biologist is required prior to any further bridge work.

Once a final design is selected and anticipated impacts are known, the ESA-listed species should be reassessed for their potential to occur within an Action Area, meaning "all areas to be affected directly or indirectly by the Federal action and not merely the immediate area involved in the action" (50 CFR § 402.02(d)).

The Project is not located within a USFS special management area, and therefore USFS sensitive species with the potential to occur within the PRA are not subject to specific conservation strategies. In the absence of specific conservation strategies, best management practices would be determined by the selected design and potential impacts to species and may require approval or concurrence by the USFS.

In the event the project has the potential to impact a listed species, consultation with the USFWS, USFS, and/or CPW may be required. As part of the consultation process, species-specific surveys may be required to determine presence/absence.

6.2.3 Shortgrass Prairie Initiative

As a CDOT project, the Project must comply with the Shortgrass Prairie Initiative (SGPI), a Memorandum of Agreement between CDOT, FHWA, USFWS, state natural resource agencies, and The Nature Conservancy to mitigate environmental impacts to the Central Shortgrass Prairie from improvements on the existing transportation corridor network and existing bridges in eastern Colorado.

No significant permanent impacts to shortgrass prairie are anticipated with the Project as the bridge structure will be replaced with a similarly sized structure, but some temporary impacts are anticipated. Temporary impacts to areas outside of the CDOT ROW include temporary installation of the shoofly traffic detour and any construction equipment movement outside the ROW for either the bridge construction or shoofly installation. The temporary impacts for Bridge M-21-J are based on current preliminary design and the area of impacts as currently estimated by the size of PIA at 11.1 acres; however, the final design would likely be different and will be updated when that design is completed. No mitigation is needed for this project location.

6.2.4 Hazardous Materials

The investigation has identified recognized environmental conditions that could impact the project area, and additional sampling is recommended to address the identified conditions. Prior to any underground digging or soil disturbance, a utility locate should be called to prevent damage to any existing utilities within the PRA.

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7. References

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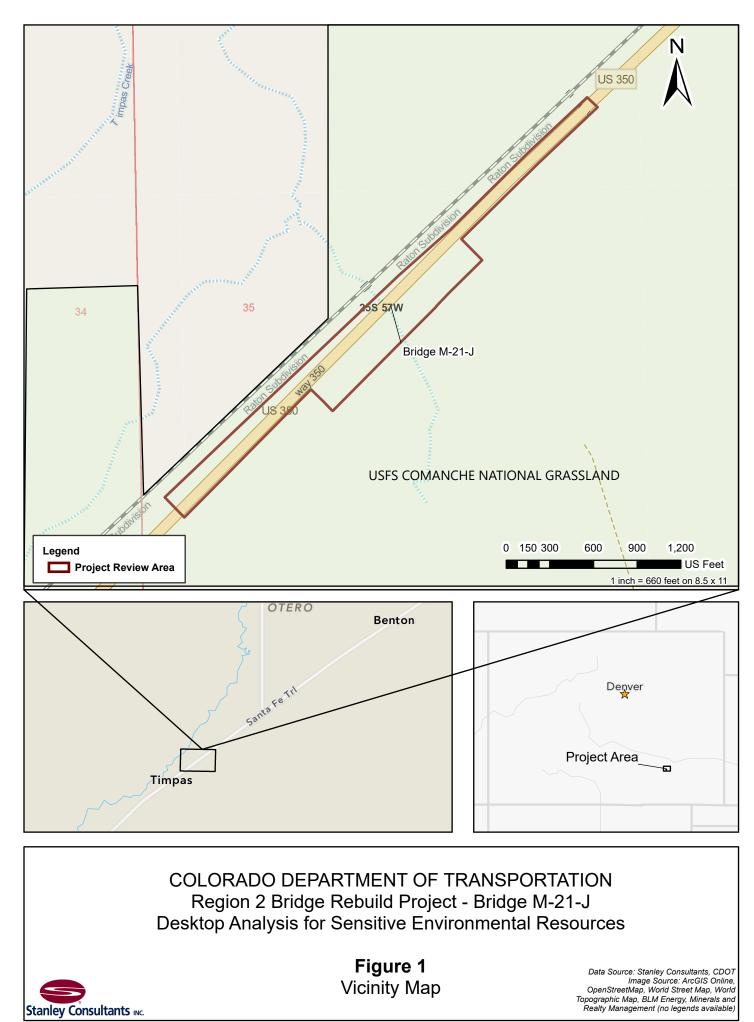
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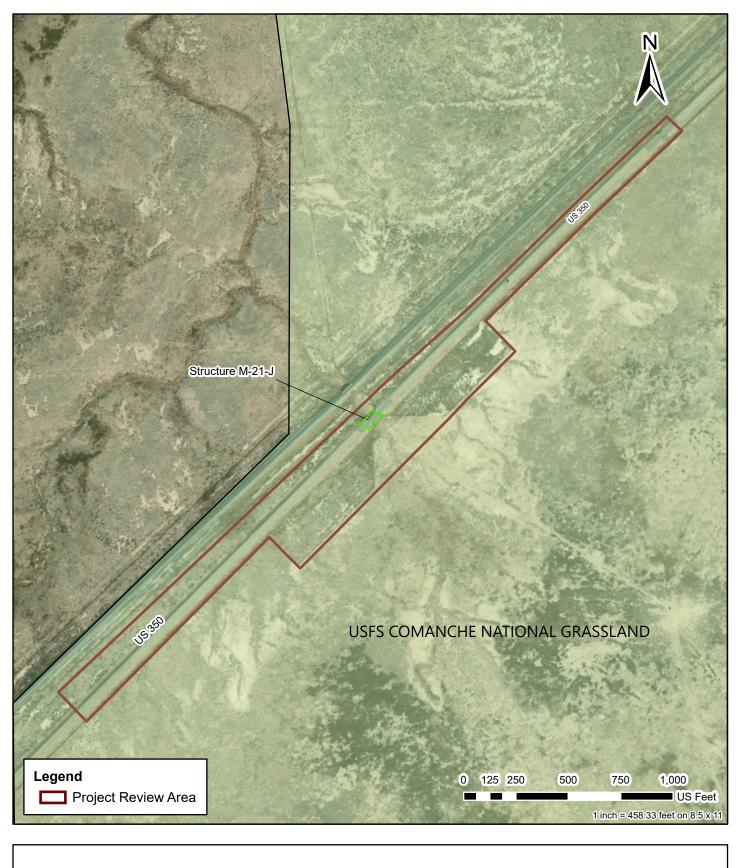
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Figures



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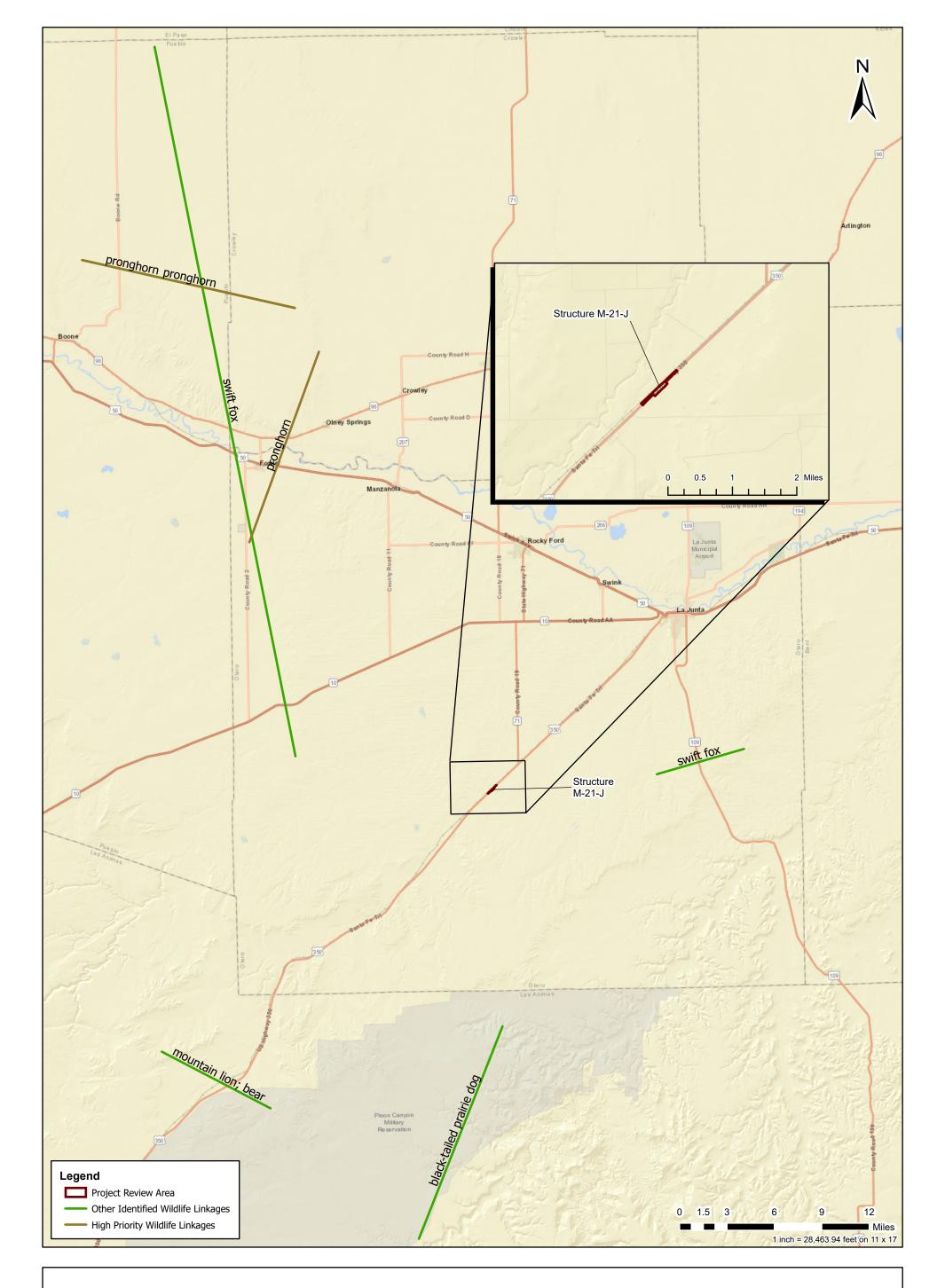


COLORADO DEPARTMENT OF TRANSPORTATION Region 2 Bridge Rebuild Project - Bridge M-21-J Desktop Analysis for Sensitive Environmental Resources



Figure 2 Project Review Area

Data Source: Stanley Consultants, Inc., CDOT Image Source: ArcGIS Online, BLM, World Imagery

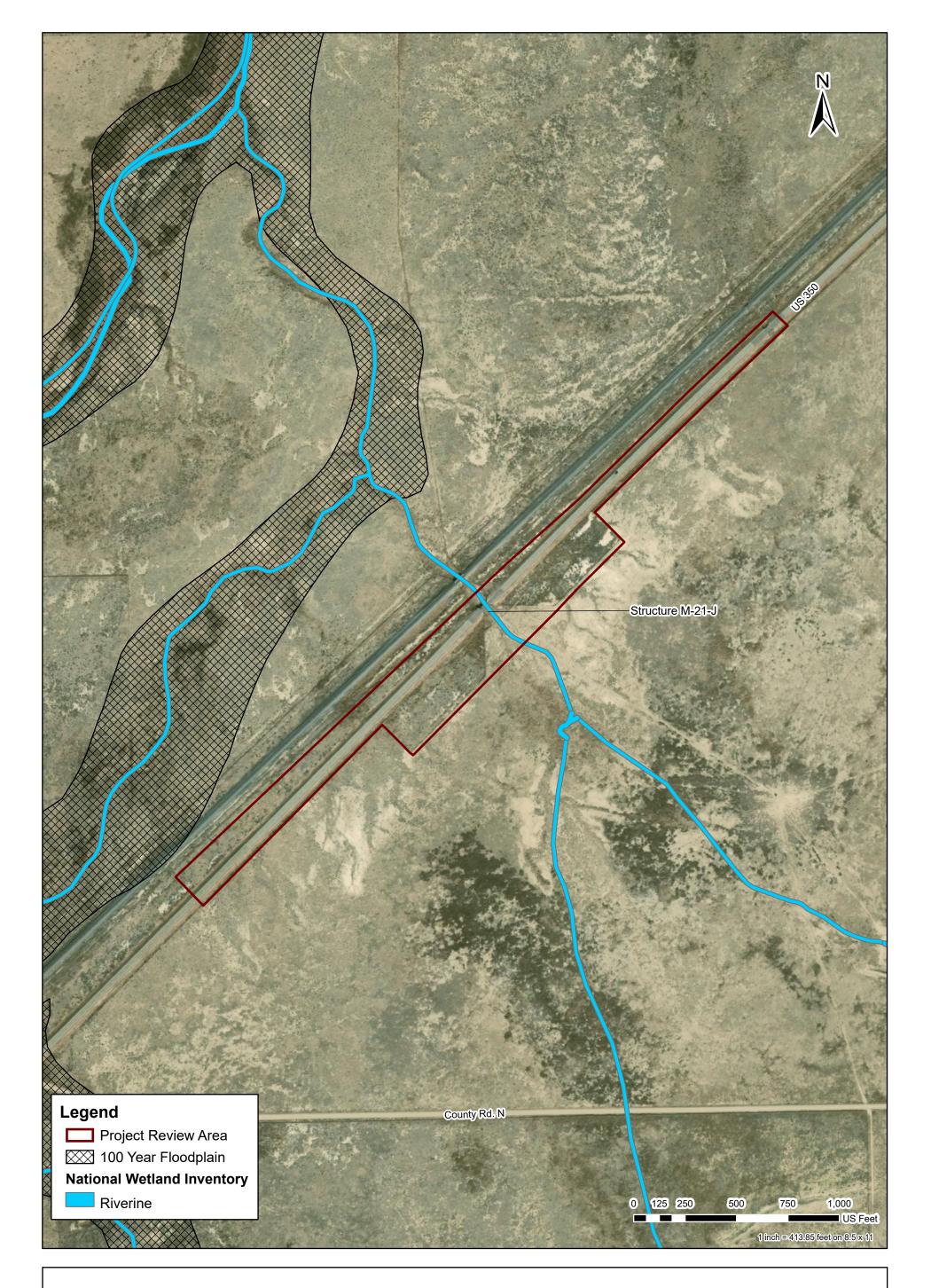


COLORADO DEPARTMENT OF TRANSPORTATION Region 2 Bridge Rebuild Project - Bridge M-21-J Desktop Analysis for Sensitive Environmental Resources



Data Source: Stanley Consultants, Inc.; Southern Rockies Ecosystem Project; OTIS Image Source: ArcGIS Online, World Terrain

Figure 3 Wildlife Linkages and Roadkill Records



COLORADO DEPARTMENT OF TRANSPORTATION Region 2 Bridge Rebuild Project - Bridge M-21-J Desktop Analysis for Sensitive Environmental Resources

> **Figure 4** Aquatic Resources

Stanley Consultants INC.

Data Source: Stanley Consultants, Inc., USFWS, FEMA, CDOT Image Source: ArcGIS Online, World Imagery

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Attachment A

Information for Planning and Consultation

IPaC resource list

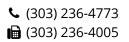
This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as *trust resources*) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.



Local office

Colorado Ecological Services Field Office



MAILING ADDRESS Denver Federal Center P.O. Box 25486 Denver, CO 80225-0486 PHYSICAL ADDRESS 134 Union Boulevard, Suite 670 Lakewood, CO 80228-1807

http://www.fws.gov/coloradoES http://www.fws.gov/platteriver

NOTFORCONSULTATION

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population, even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and projectspecific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

- 1. Draw the project location and click CONTINUE.
- 2. Click DEFINE PROJECT.
- 3. Log in (if directed to do so).
- 4. Provide a name and description for your project.
- 5. Click REQUEST SPECIES LIST.

Listed species

¹ and their critical habitats are managed by the <u>Ecological Services Program</u> of the U.S. Fish and Wildlife Service (USFWS) and the fisheries division of the National Oceanic and Atmospheric Administration (NOAA Fisheries²).

Species and critical habitats under the sole responsibility of NOAA Fisheries are **not** shown on this list. Please contact <u>NOAA Fisheries</u> for <u>species under their jurisdiction</u>.

- 1. Species listed under the <u>Endangered Species Act</u> are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the <u>listing status page</u> for more information.
- 2. <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.

The following species are potentially affected by activities in this location:

NAME	STATUS
Least Tern Sterna antillarum No critical habitat has been designated for this species. https://ecos.fws.gov/ecp/species/8505	Endangered
Piping Plover Charadrius melodus There is final critical habitat for this species. Your location is outside the critical habitat. <u>https://ecos.fws.gov/ecp/species/6039</u>	Threatened

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered SULTA species themselves.

THERE ARE NO CRITICAL HABITATS AT THIS LOCATION.

Migratory birds

Certain birds are protected under the Migratory Bird Treaty Act

¹ and the Bald and Golden Eagle Protection Act².

Any person or organization who plans or conducts activities that may result in impacts to migratory birds, eagles, and their habitats should follow appropriate regulations and consider implementing appropriate conservation measures, as described below.

- 1. The Migratory Birds Treaty Act of 1918.
- 2. The Bald and Golden Eagle Protection Act of 1940.

Additional information can be found using the following links:

- Birds of Conservation Concern http://www.fws.gov/birds/management/managed-species/ birds-of-conservation-concern.php
- Measures for avoiding and minimizing impacts to birds http://www.fws.gov/birds/management/project-assessment-tools-and-guidance/ conservation-measures.php
- Nationwide conservation measures for birds

THERE ARE NO MIGRATORY BIRDS OF CONSERVATION CONCERN EXPECTED TO OCCUR AT THIS LOCATION.

Tell me more about conservation measures I can implement to avoid or minimize impacts to migratory birds.

Nationwide Conservation Measures describes measures that can help avoid and minimize impacts to all birds at any location year round. Implementation of these measures is particularly important when birds are most likely to occur in the project area. When birds may be breeding in the area, identifying the locations of any active nests and avoiding their destruction is a very helpful impact minimization measure. To see when birds are most likely to occur and be breeding in your project area, view the Probability of Presence Summary. Additional measures and/or permits may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the migratory birds potentially occurring in my specified location?

The Migratory Bird Resource List is comprised of USFWS <u>Birds of Conservation Concern (BCC)</u> and other species that may warrant special attention in your project location.

The migratory bird list generated for your project is derived from data provided by the <u>Avian Knowledge Network</u> (<u>AKN</u>). The AKN data is based on a growing collection of <u>survey</u>, <u>banding</u>, <u>and citizen science datasets</u> and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) which your project intersects, and that have been identified as warranting special attention because they are a BCC species in that area, an eagle (<u>Eagle Act</u> requirements may apply), or a species that has a particular vulnerability to offshore activities or development.

Again, the Migratory Bird Resource list includes only a subset of birds that may occur in your project area. It is not representative of all birds that may occur in your project area. To get a list of all birds potentially present in your project area, please visit the <u>AKN Phenology Tool</u>.

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the <u>Avian</u> <u>Knowledge Network (AKN)</u>. This data is derived from a growing collection of <u>survey</u>, <u>banding</u>, <u>and citizen science</u> <u>datasets</u>.

Probability of presence data is continuously being updated as new and better information becomes available. To learn more about how the probability of presence graphs are produced and how to interpret them, go the Probability of Presence Summary and then click on the "Tell me about these graphs" link.

How do I know if a bird is breeding, wintering, migrating or present year-round in my project area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating or yearround), you may refer to the following resources: <u>The Cornell Lab of Ornithology All About Birds Bird Guide</u>, or (if you are unsuccessful in locating the bird of interest there), the <u>Cornell Lab of Ornithology Neotropical Birds guide</u>. If a bird on your migratory bird species list has a breeding season associated with it, if that bird does occur in your project area, there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

What are the levels of concern for migratory birds?

Migratory birds delivered through IPaC fall into the following distinct categories of concern:

- 1. "BCC Rangewide" birds are <u>Birds of Conservation Concern</u> (BCC) that are of concern throughout their range anywhere within the USA (including Hawaii, the Pacific Islands, Puerto Rico, and the Virgin Islands);
- 2. "BCC BCR" birds are BCCs that are of concern only in particular Bird Conservation Regions (BCRs) in the continental USA; and
- 3. "Non-BCC Vulnerable" birds are not BCC species in your project area, but appear on your list either because of the <u>Eagle Act</u> requirements (for eagles) or (for non-eagles) potential susceptibilities in offshore areas from certain types of development or activities (e.g. offshore energy development or longline fishing).

Although it is important to try to avoid and minimize impacts to all birds, efforts should be made, in particular, to avoid and minimize impacts to the birds on this list, especially eagles and BCC species of rangewide concern. For more information on conservation measures you can implement to help avoid and minimize migratory bird impacts and requirements for eagles, please see the FAQs for these topics.

Details about birds that are potentially affected by offshore projects

For additional details about the relative occurrence and abundance of both individual bird species and groups of bird species within your project area off the Atlantic Coast, please visit the <u>Northeast Ocean Data Portal</u>. The Portal also offers data and information about other taxa besides birds that may be helpful to you in your project review. Alternately, you may download the bird model results files underlying the portal maps through the <u>NOAA NCCOS</u> Integrative Statistical Modeling and Predictive Mapping of Marine Bird Distributions and Abundance on the Atlantic <u>Outer Continental Shelf</u> project webpage.

Bird tracking data can also provide additional details about occurrence and habitat use throughout the year, including migration. Models relying on survey data may not include this information. For additional information on marine bird tracking data, see the <u>Diving Bird Study</u> and the <u>nanotag studies</u> or contact <u>Caleb Spiegel</u> or <u>Pam Loring</u>.

What if I have eagles on my list?

If your project has the potential to disturb or kill eagles, you may need to <u>obtain a permit</u> to avoid violating the Eagle Act should such impacts occur.

Proper Interpretation and Use of Your Migratory Bird Report

The migratory bird list generated is not a list of all birds in your project area, only a subset of birds of priority concern. To learn more about how your list is generated, and see options for identifying what other birds may be in your project area, please see the FAQ "What does IPaC use to generate the migratory birds potentially occurring in my specified location". Please be aware this report provides the "probability of presence" of birds within the 10 km grid cell(s) that overlap your project; not your exact project footprint. On the graphs provided, please also look carefully at the survey effort (indicated by the black vertical bar) and for the existence of the "no data" indicator (a red horizontal bar). A high survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort bar or no data bar means a lack of data and, therefore, a lack of certainty about presence of the species. This list is not perfect; it is simply a starting point for identifying what birds of concern have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list helps you know what to look for to confirm presence, and helps guide you in knowing when to implement conservation measures to avoid or minimize potential impacts from your project activities, should presence be confirmed. To learn more about conservation measures to migratory birds" at the bottom of your migratory bird trust resources page.

Facilities

National Wildlife Refuge lands

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.

Fish hatcheries

THERE ARE NO FISH HATCHERIES AT THIS LOCATION.

Wetlands in the National Wetlands Inventory

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.

This location overlaps the following wetlands:

RIVERINE

R4SBC

A full description for each wetland code can be found at the National Wetlands Inventory website

Data limitations

The Service's objective of mapping wetlands and deepwater habitats is to produce reconnaissance level information on the location, type and size of these resources. The maps are prepared from the analysis of high altitude imagery. Wetlands are identified based on vegetation, visible hydrology and geography. A margin of error is inherent in the use of imagery; thus, detailed on-the-ground inspection of any particular site may result in revision of the wetland boundaries or classification established through image analysis.

The accuracy of image interpretation depends on the quality of the imagery, the experience of the image analysts, the amount and quality of the collateral data and the amount of ground truth verification work conducted. Metadata should be consulted to determine the date of the source imagery used and any mapping problems.

Wetlands or other mapped features may have changed since the date of the imagery or field work. There may be occasional differences in polygon boundaries or classifications between the information depicted on the map and the actual conditions on site.

Data exclusions

Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation that are found in the intertidal and subtidal zones of estuaries and nearshore coastal waters. Some deepwater reef communities (coral or tuberficid worm reefs) have also been excluded from the inventory. These habitats, because of their depth, go undetected by aerial imagery.

Data precautions

Federal, state, and local regulatory agencies with jurisdiction over wetlands may define and describe wetlands in a different manner than that used in this inventory. There is no attempt, in either the design or products of this

inventory, to define the limits of proprietary jurisdiction of any Federal, state, or local government or to establish the geographical scope of the regulatory programs of government agencies. Persons intending to engage in activities involving modifications within or adjacent to wetland areas should seek the advice of appropriate federal, state, or local agencies concerning specified agency regulatory programs and proprietary jurisdictions that may affect such activities.

NOTFORCONSULTATION

Attachment B

Preliminary Bat Assessment Guidelines for Bridges/Structures

FHWA/State DOT/FRA

Preliminary Bat Assessment Guidelines for Bridges/Structures

DOT Environmental Division

Adapted from the Indiana Department of Transportation 2010 Bridge Inspection Manual and the Bernardin, Lochmueller and Associates 2007 document.

The guidelines in this document describe favorable characteristics of bridges/structures that may provide habitat for many bat species and preliminary indicators intended to determine if any bat species are using bridges/structures.

Individuals conducting reviews for bats must use the Bridge Assessment Form and must include a copy of the completed form in their project file. Individuals assessing bridges/structures should employ appropriate safety measures in conducting these reviews and avoid touching any bats. Recommended equipment include a flashlight (preferably a headlamp), hard hat, binoculars or spotting scope, digital camera, check list and a fine- to medium-point permanent marker or pen. It is advisable that individuals also consider having a dust mask, cellular phone, and boots if access beneath structures is desired. Easily removed, protective coveralls may be advisable if access requires crawling.

Bridge/Structure assessments conducted pursuant to the range-wide programmatic consultation are valid for one year from the date of the assessment. If a mist net or acoustic survey is used in place of the Bridge/Structure assessment protocols those surveys are typically valid for two years, but agencies should verify with the appropriate U.S. Fish and Wildlife Service (Service) Field Office. There is no requirement for a follow-up evaluation seven days prior to beginning construction provided the assessment or survey follows the required protocols.

Favorable Characteristics

Cracks in Concrete

Cracks in the concrete are used by bats as a foothold in roosting (Photo 1). In addition, some bats may be hidden from sight in wider cracks in the concrete and behind deteriorating concrete sections in the ceiling or walls. Look for cracking along support beams and inner walls especially below a fillet (a concrete filling between ceiling and vertical beam). During inspection, sounds may be heard coming from behind such cracks and/or expansion joints.

Expansion Joints (Bridges)

Expansion joints can provide protected cover for bats (Photos 2 and 3), but do not always provide habitat, depending upon whether they are obstructed by road debris or other blockages to use. If possible during the assessment, individuals should look into expansion joints or in other cracks with a flashlight. If joints are used by bats, often there will be guano under the joints (Photos 4-6), but not always, since the joint may be located over water.

Cave-like Environment

While assessing bridges or structures, look for dark environments that mimic cave-like conditions such as under the deck in the case of a bridge (Photos 12 and 13) or an attic in the case of a structure. This may involve crawling under low areas so a hard hat is recommended. Such places (e.g., a concrete bunker secreted into a hillside with an open front) provide protection from wind, rain, sleet, hail and predators. Bats do not roost near the ground where predators (cats, raccoons, etc.) can reach them. Roosting is usually at least 4 feet from the ground.

Large Rivers in Wide Floodplains (Bridges)

Many concrete bridges that span larger rivers in wide floodplains offer excellent areas for roosting, although bats are not restricted to using these sites. These areas tend to have an ample food supply and may also serve as historic flyways for bats during migration (i.e., March-May and September-November). These bridges may also offer opportunities for mating in late fall.

Preliminary Indicators of Bat Presence

The four indicators presented here document physical observations that can easily be made for individual structures. Each of these indicators should be considered on its own merits and the presence of even one of these on a bridge is enough documentation to confirm bat usage. If questions arise regarding interpretation of these indicators, individuals should contact the District Environmental Manager for clarification or assistance. (NOTE: Some of these indicators, visual and sound, will not be present during normal hibernation periods, as bats do not hibernate under bridges. Hibernation usually occurs between September and May, but contact your local USFWS Field Office for exact dates.)

Visual

Look for bats flying or roosting (hanging) during the assessment (Photo 1, 2, & 8). A flashlight or headlamp will be needed and binoculars may be necessary when viewing higher areas. If bats are present; record numbers as best as possible and their locations. Note any dead or injured bats. A sketch map would be helpful (can use bridge plan sheet as base for sketch). Thermal infrared cameras or emergence surveys can be used to document bat use.

Use of presence/absence summer surveys may also be used if the following apply:

- A presence/absence summer survey is already necessary because there will be tree removal associated with the project. The results of the presence/absence summer survey for a near-by project is not sufficient. The survey should be specific for the project in question.
- Survey points over water/edge of water (if there is a small stream) should be incorporated in the study plan.
- Survey points should be identified first based on the habitat on site then, if a point is not within 0.25 miles of a bridge, an additional level-of-effort is necessary. Either a survey point should be added within 0.25 miles, or the previous mentioned techniques (bridge inspection, emergence survey, thermal infrared cameras) should be used.
- o The Service Field Office is required to review the survey SOW.
- If the bridge is within a known maternity colony home range a bridge assessment is required.

Sound

Listen for high pitched squeaking or chirping during the assessment and identify location(s) for later examination by DOT staff. This may be helpful in locating bats within deep cracks or open joints. A sketch map would be helpful.

Droppings (Guano)

Bat droppings are small (mouse-like in appearance but less regular) brown or black pellets (Photos 6 - 8). Older droppings may be gray in color. These droppings will accumulate on the ground, floor of a covered bridge or on structural components below where bats roost. Droppings may also adhere to support beams and walls below roosts.

Note bat droppings and their location. Check under likely roosting spots such as cracks, cave-like areas, and expansion joints. If guano is present, the inspector may wish to wear a dust mask. Also, it is advisable to wear rubber boots to minimize tracking of any guano into vehicle(s) and other places.

Staining

Stains may appear wet and are usually found in dark places. Look for four to six inch wide dark stains located on concrete support beams and walls immediately below the ceiling of the bridge, and beneath joints (Photos 8 - 11).

Literature Cited

- Bernardin, Lochmueller, and Associates, Inc. 2007. Bridge Inspection Checklist for Bats. Unpublished. Evansville, Indiana.
- Indiana Department of Transportation. 2012. INDOT Bridge Inspection Manual. Indiana. Available from: <u>http://www.in.gov/dot/div/contracts/standards/bridge/inspector_manual/index.htm</u>.
- Keeley, Brian W. and Merlin D. Tuttle. 1999. <u>Bats in American Bridges</u>. Bat Conservation International, Inc, , Austin, TX. Resource Publication No. 4, 41 pp.

Photos *



Photo 1: Bats hanging from cracks along Support beams

Photo 2: Visible bats within an expansion joint



Photo 3: Example of open concrete joint used by bats Photo 4: Guano deposits visible from bridge deck, on top of pier



Photo 5: Guano deposit on pier, obscuring structural features.



Photo 6: Bat Guano on Riprap



Photo 7: Staining along longitudinal joint. Note Photo 8: Staining on underside of expansion joint from bat use. guano deposits on the ground.



Photo 9: Staining on sides of pier caps



Photo 10: Guano staining on side of pier



Photo 11: Bats Roosting & Associated Staining



Photo 12 and 13: Bridge Design Mimicking "Cave-like" Atmosphere



Photo 14: NLEBs Roosting Under a Timber Decked Bridge

* Photos courtesy of Tom Cervone, Bernardin, Lochmueller and Associates, Jeff Gore, Florida Fish and Wildlife Conservation Commission, Rick Reynolds, Virginia Department of Game and Inland Fisheries, and Kraig McPeek, U.S. Fish & Wildlife Service.

APPENDIX D: Bridge/Structure Assessment Form

Bridge Assessment Form

This form will be completed and submitted to the District Environmental Manager by the Contractor prior to conducting any work below the deck surface either from the underside, from activities above that bore down to the underside, or that could impact expansion joints, from deck removal on bridges, or from structure demolish. Each bridge/structure to be worked on must have a current bridge inspection. Any bridge/structure suspected of providing habitat for any species of bat will be removed from work schedules until such time that the DOT has obtained clearance from the US Fish and Wildlife Service, if required. Additional studies may be undertaken by the DOT to determine what species may be utilizing structures prior to allowing any work to proceed.

DOT Project #	Water Body	Date/Time of Inspection	

Route:	County:	Federal Structure ID:		Bat Indicators Check all that apply. Presence of one or more indicators is sufficient evidence that bats may be using the structure.				
			Visual	Sound	Droppings	Staining	Notes: (e.g., number & species of bats, if known. Include the results of thermal, emergent, or presence/absence summer survey)	

Areas Inspected (Check all that apply)

Bridges	Culverts/Other Structures	Summary Info (circle all that apply)			
All vertical crevices sealed at the top and 0.5-1.25" wide & ≥4" deep	Crevices, rough surfaces or imperfections in concrete	Human disturbance or traffic under bridge/in culvert or at the structure	High	Low	None
All crevices >12" deep & not sealed	Spaces between walls, ceiling joists	Possible corridors for netting	None/poor	Marginal	excellent

All guardrails		Evidence of bats using bird nests, if present?	Yes	No		
All expansion joints						
Spaces between concrete end walls and the bridge deck						
Vertical surfaces on concrete I- beams						
Assessment Conducted By: Signature(s):						
District Environmental Use Only: Date Received by District Environmental Manager:						

DOT Bat Assessment Form Instructions

- 1. Assessments must be completed a minimum of 1 year prior to conducting any work below the deck surface on all bridges that meet the physical characteristics described in the Programmatic Informal Consultation, regardless of whether assessments have been conducted in the past. **Due to the transitory nature of bat use, a negative result in one year does not guarantee that bats will not use that structure in subsequent years.**
- 2. Legible copies of this document must be provided to the District Environmental Manager within two (2) business days of completing the assessment. Failure to submit this information will result in that structure being removed from the planned work schedule.
- 3. Any bridge/structure suspected of providing habitat for any species of bat will be removed from work schedules until such time that the DOT has obtained clearance from the USFWS, if required. Additional studies may be undertaken by the DOT to determine what species may be utilizing each structure identified as supporting bats prior to allowing any work to proceed.
- 4. Estimates of numbers of bats observed should be place in the Notes column.
- 5. Any questions should be directed to the District Environmental Manager.

Attachment C

Hazardous Waste Memorandum

COLORADO DEPARTMENT OF TRANSPORTATION	Region: 2	Project No.: 29715				
INITIAL SITE ASSESSMENT (IS	A) Route ID:	Project Code (SA#):				
	····					
Project Description						
Project Name: Bridge M-21-J	O sumt in O ton					
Milepost Begin: 56 Milepost End: 57 Location: US Route 350	County: Oter	D				
Main Project Elements: Bridge/Culvert Replacer	nont					
Project Features (Check if applies)	nent					
	Modification	Structure Demolition				
New ROW						
	depth (if known):	ft Dewatering				
Gw Anticipated: Depth to gw		Gw flow direction (if known):				
Records Review & Interview(s)						
The following records/sources were used in this a	ssessment ("No" is imp	lied if unchecked):				
ASTM Standard Search Radii or Modified Search Radii or Modified Search Radii or Modified Search Reports/CDOT Files: Other Files/Databases (Assessor, Fire dept., But Topographic Map(s)	Other Files/Databases (Assessor, Fire dept., Building, Planning, etc.): EnviroMapper, USGS TopoViewer					
1996, 2011, 2013, 2016, 2019						
Aerial Photograph(s) Current – date:	\boxtimes Historic – year(s): 3	/19/2016				
□Sanborn Map(s) – year(s): □Local Street Directories – year(s):						
Historic Land use(s) within the project area (if kno	wn): Camanche Nation	al Grasslands, ranchland				
Interviews (Names/Title/Date/Comments): N/A						
Site Reconnaissance & Description						
Visual inspection conducted Inspection D If 'No' document the reason:	ate: 8/16/2020					
Project area and land use(s) description: Bridge and CDOT right-of-way, 2000 feet each side of the bridge, there is also a pipeline on the southwestern portion of the CDOT right-of-way						

Industrial [Light Industrial	Commercial	Residential	Agricultural	Undeveloped	Other:
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Adjacent land use(s) description: **Camanche National Grassland, Railroad easement, ranching** □Industrial □Light Industrial □Commercial □Residential □Agricultural □Undeveloped ⊠ Other:

Potential Environmental Concerns on the immediate project area or directly adjacent to it (Select from dropdown menu – Yes. No. Expected. or Unknown)

, No, Expecte	ed, or Unknov	wn)		
Project Adjacent		Potential Environmental Concern	Project	Adjacent
Area	Area	Potential Environmental Concern	Area	Area
No	No	Protected/fenced/placarded	No	No
NO	INU	area(s)	NO	INO
No	No	Liquid waste (pits, ponds, etc.)	No	No
No	No	Oil sheen (soil/water)	No	No
No	No	Oil/gas well(s)	No	no
	Project Area No No No	Project AreaAdjacent AreaNoNoNoNoNoNoNoNoNoNo	AreaPotential Environmental ConcernAreaProtected/fenced/placarded area(s)NoNoLiquid waste (pits, ponds, etc.)NoNoOil sheen (soil/water)	Project AreaAdjacent AreaPotential Environmental Concern AreaProject

Attach additional pages as needed

Potential Environmental Concerns on the immediate project area or directly adjacent to it

(Select from dropdown menu – Yes, No, Expected, or Unknown)

Potential Environmental Concern	Project Area	Adjacent Area	Potential Environmental Concern	Project Area	Adjacent Area
Cistern(s), sump(s) drain(s)	No	No	Mine tailings/waste	No	No
Barrel(s), drum(s), container(s)	No	No	Painted/preserved material(s)	No	No
Stockpile, surface trash, debris	No	No	Odor	No	No
Exposed/buried landfill	No	No	Chemical storage	No	No
Batteries	No	No	Suspect asbestos containing material	No	No
Surface staining	No	No	Suspected methamphetamine lab	No	No
Stressed vegetation	No	No	Railroad	No	Yes

Findings/Conclusions:

Are known hazardous or other waste sites on or adjacent to the project area, which may affect the project? No Explain: No known hazardous waste sites are located on or adjacent to the project area.

Recommendations:

Materials Management Plan	Force Account	Modified CDOT	Additional			
		Specification(s)	Assessment/Investigation*			
Explain: Due to the potential contamination from the railroad activities, additional soil sampling is						
recommended. Prior to any underground disturbance, a utility locate should be conducted to determine if any						
utilities are in the area.	_	-	-			

*Additional work must be approved by CDOT.

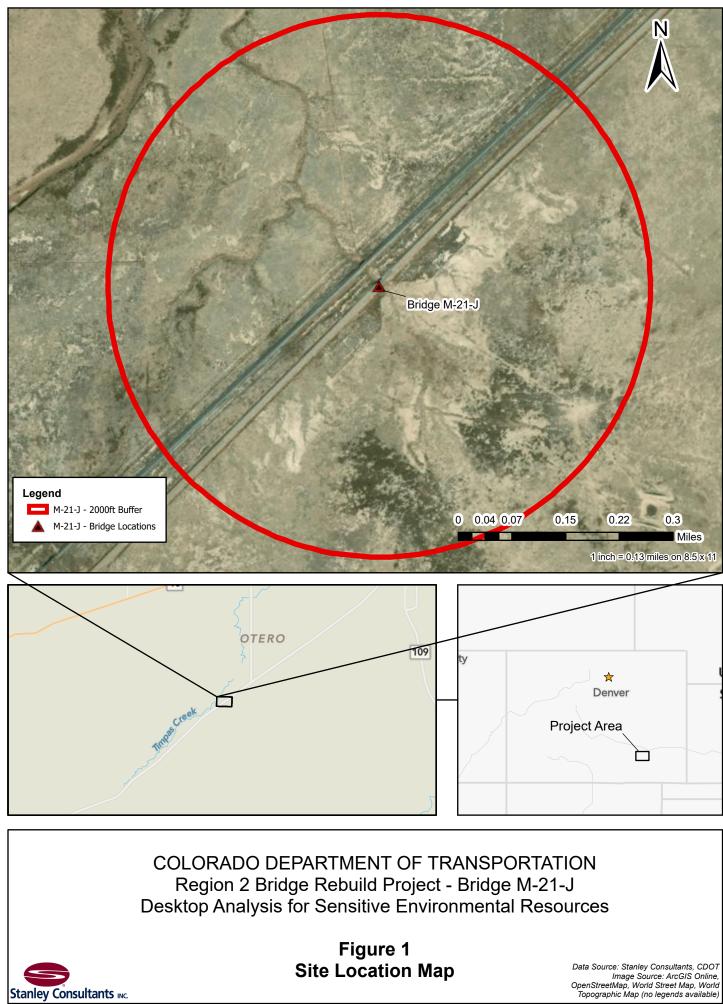
Attachments:

Environmental Database Map	No environmental concerns were identified in the environmental map search
Modified CDOT Specification(s)	
General Plan Note(s)	
⊠Maps & Figures □Agency File Data	Historical Topographic Maps, Site location map
Agency File Data	

Completed by (Name and Title): Jimmy Wiesbrock - Environmental Scientist

Signature:	Date:	Revised (if necessary):
	Duto.	1 (0 1 1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0

CDOT Environmental Project Manager Approval: ______Date:



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