

PROJECT INFORMATION

Project Title: Willard

Project Type: FOREST MANAGEMENT, WILDLAND URBAN INTERFACE

Latitude/Longitude (DMS): 33.325498 / -105.667995

County(s): LINCOLN

Project Description: Species list for management plan with thinning project proposed.

REQUESTOR INFORMATION

Project Organization:

Contact Name: Mitchell Harper

Email Address: mitchell.harper@emnrd.nm.gov

Organization: EMNRD Forestry Division

Address: P.O. 421, 304 W2nd St., Capitan NM 88316

Phone: (575)354-2231

OVERALL STATUS

The information contained within this report comprises the recommendations of the New Mexico Department of Game and Fish (Department) for management and mitigation of proposed project impacts to wildlife and habitat resources; see the Project Recommendations section below for further details. No further consultation with the Department is required based on the project's location and, with implementation of mitigation measures described in the Project Recommendations section below, no adverse effects to wildlife or important habitats are anticipated. However, a Department biologist may be in touch within 30 days if they determine that further review is required.

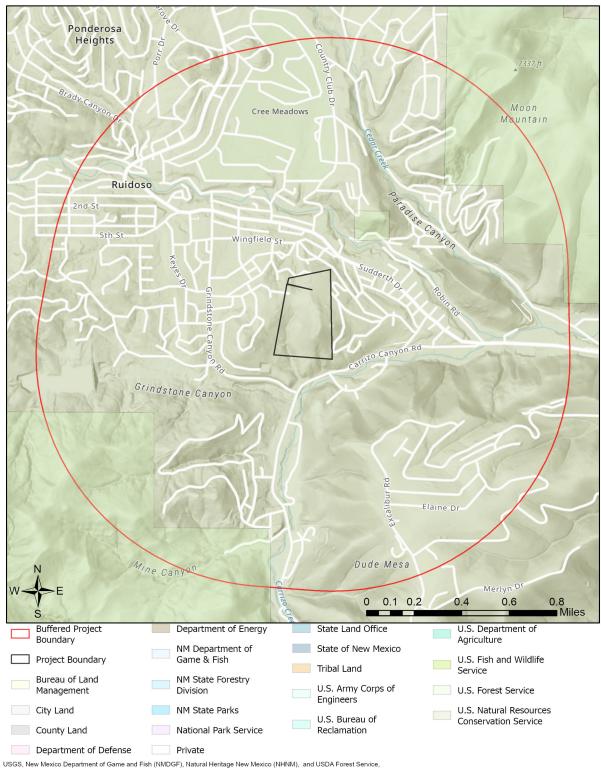
About this report:

- This environmental review is based on the project description and location that was entered. The report must be updated if the project type, area, or operational components are modified.
- This is a preliminary environmental screening assessment and report. It is not a substitute for the potential wildlife knowledge gained by having a biologist conduct a field survey of the project area. Federal status and plant data are provided as a courtesy to users. The review is also not intended to replace consultation required under the federal Endangered Species Act (ESA), including impact analyses for federal resources from the U.S. Fish and Wildlife Service (USFWS) using their Information for Planning and Consultation tool.
- The New Mexico Environmental Review Tool (ERT) utilizes species observation locations and species distribution models, both of which are subject to ongoing change and refinement. Inclusion or omission of a species within a report can not guarantee species presence or absence at a precise point location, as might be indicated through comprehensive biological surveys. Specific questions regarding the potential for adverse impacts to vulnerable wildlife populations or habitats, especially in areas with a limited history of biological surveys, may require further on-site assessments.
- The Department encourages use of the ERT to modify proposed projects for avoidance, minimization, or mitigation of wildlife impacts. However, the ERT is not intended to be used in a repeatedly iterative fashion to adjust project attributes until a previously determined recommendation is generated. The ERT serves to asses impacts once project details are developed. The New Mexico Crucial Habitat Assessment Tool is the appropriate system for advising early-stage project planning and design to avoid areas of anticipated wildlife concerns and associated regulatory requirements.

Page 1 of 4 10/20/2022 04:12:25 PM



Willard



Compiled by Richard Norwood of NHNM over the period 2020 to 2021.
Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatastyrelsen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community

Page 2 of 4 10/20/2022 04:12:25 PM



Special Status Animal Species within 1 Miles of Project Area

Common Name	Scientific Name	USFWS (ESA)	NMDGF (WCA)	NMDGF SGCN/SERI
Northern Leopard Frog	Lithobates pipiens			SGCN
Eared Grebe	Podiceps nigricollis			SGCN
Bald Eagle	Haliaeetus leucocephalus		Т	SGCN
Aplomado Falcon	Falco femoralis		E	SGCN
Peregrine Falcon	Falco peregrinus		Т	SGCN
Lewis's Woodpecker	Melanerpes lewis			SGCN
Williamson's Sapsucker	Sphyrapicus thyroideus			SGCN
Bank Swallow	Riparia riparia			SGCN
Pinyon Jay	Gymnorhinus cyanocephalus			SGCN
Pygmy Nuthatch	Sitta pygmaea			SGCN
Western Bluebird	Sialia mexicana			SGCN
Loggerhead Shrike	Lanius Iudovicianus			SGCN
Gray Vireo	<u>Vireo vicinior</u>		Т	SGCN
Rainbow Trout	Oncorhynchus mykiss			SERI
Brown Trout	Salmo trutta			SERI
Channel Catfish	Ictalurus punctatus			SERI
Smallmouth Bass	Micropterus dolomieu			SERI
Spotted Bat	Euderma maculatum		Т	SGCN
Black Bear	<u>Ursus americanus</u>			SERI
Cougar	Puma concolor			SERI
<u>Elk</u>	Cervus canadensis nelsoni			SERI
Mule Deer	Odocoileus hemionus			SERI

ESA = Endangered Species Act, WCA = Wildlife Conservation Act, SGCN = Species of Greatest Conservation Need, SERI = Species of Economic and Recreational Importance

Project Recommendations

Your proposed project activities may require a custom review for assessment of potential effects to wildlife. See the "OVERALL STATUS" section above to determine the likelihood that your project will be reviewed further based on its location. A Department biologist will confirm whether any additional conservation measures are needed. You should expect to receive any additional project recommendations within 30 days of your project submission. If the "OVERALL STATUS" section indicates that no further consultation with the Department is required based on its location, then you will only receive additional project feedback from the Department if a biologist deems it necessary.

Page 3 of 4 10/20/2022 04:12:25 PM



All migratory birds are protected against direct take under the federal Migratory Bird Treaty Act (16 U.S.C. Sections 703-712), and hawks, falcons, vultures, owls, songbirds, and other insect-eating birds are protected under New Mexico State Statutes (17-2-13 and 17-2-14 NMSA), unless permitted by the applicable regulatory agency. To minimize the likelihood of adverse impacts to migratory bird nests, eggs, or nestlings during pipeline construction, the Department recommends that ground disturbance and vegetation removal activities be conducted outside of the primary migratory bird breeding season of April 15-September 1 or earlier if raptors are a primary concern or when working in low-elevation habitats such as deserts. If ground disturbing and clearing activities during the breeding season cannot be avoided, the area should be surveyed for active nest sites (with birds or eggs present in the nesting territory), and when nests are occupied, nest disturbance should be avoided until young have fledged. For any active nests, adequate buffer zones should be established to minimize disturbance to nesting birds. Buffer distances should be =100 feet from songbird and raven nests and 0.25 miles from raptor nests. Active nest sites in trees or shrubs that must be removed should be mitigated by qualified biologists or wildlife rehabilitators.

The list of New Mexico Species of Greatest Conservation Need (see link, page 14, table 5) and the federal list of Birds of Conservation Concern should be reviewed to fully evaluate potential effects to migratory birds from your proposed project. Federal agencies are also required under Executive Order 13186 to implement standards and practices that lessen the amount of unintentional take attributable to agency actions. These conservation measures are strongly recommended to ensure persistence of migratory bird species whose populations are small and/or declining within New Mexico.

The proposed project occurs within or near a riparian area. Because riparian areas are important wildlife habitats, the project footprint should avoid removing any riparian vegetation or creating ground disturbance either directly within or affecting the riparian area, unless the project is intended to restore riparian habitat through non-native plant removal and replanting with native species. If your project involves removal of non-native riparian trees or planting of native riparian vegetation, please refer to the Department's habitat handbook guideline for Restoration and Management of Native and Non-native Trees in Southwestern Riparian Ecosystems.

Disclaimers regarding recommendations:

- The Department provides technical guidance to support the persistence of all protected species of native fish and wildlife, including game and nongame wildlife species. Species listed within this report include those that have been documented to occur within the project area, and others that may not have been documented but are projected to occur within the project vicinity.
- Recommendations are provided by the Department under the authority of § 17-1-5.1 New Mexico Statutes
 Annotated 1978, to provide "communication and consultation with federal and other state agencies, local
 governments and communities, private organizations and affected interests responsible for habitat, wilderness,
 recreation, water quality and environmental protection to ensure comprehensive conservation services for
 hunters, anglers and nonconsumptive wildlife users".
- The Department has no authority for management of plants or Important Plant Areas. The New Mexico Endangered Plant Program, under the Energy, Minerals, and Natural Resources Department's Forestry Division, identifies and develops conservation measures necessary to ensure the survival of plant species within New Mexico. Plant status information is provided within this report as a courtesy to users. Recommendations provided within the ERT may not be sufficient to preclude impacts to rare or sensitive plants, unless conservation measures are identified in coordination with the Endangered Plant Program.
- Additional coordination may also be necessary under the federal ESA or National Environmental Policy Act (NEPA). Further site-specific recommendations may be proposed during ESA and/or NEPA analyses, or through coordination with affected federal agencies.

Page 4 of 4 10/20/2022 04:12:25 PM