From:	Leshak, Andrea
To:	Leshak, Andrea
Subject:	FW: [EXTERNAL] Proteco_Letter of Determination
Date:	Monday, June 06, 2022 2:59:46 PM
Attachments:	image001.png Proteco_USFWS Letter of Determination_rev 12-02-2021.pdf Proteco__Final Approved Site Clearing Plan_9242021.pdf

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From: Jaime Feliciano <JFeliciano@Geosyntec.com>
Sent: Thursday, December 2, 2021 5:56 PM
To: Lopez, Felix <felix_lopez@fws.gov>
Cc: Luna, Zolymar <Luna.Zolymar@epa.gov>; Amy Padovani <APadovani@Geosyntec.com>; Adrienne Miller <AMiller@Geosyntec.com>; Todd Kafka <TKafka@Geosyntec.com>
Subject: RE: [EXTERNAL] Proteco_Letter of Determination

Good afternoon Felix. Hope you are well.

As a follow up to our phone conversation on Monday, November 29, 2021, we are submitting the revised letter of determination for the proposed Proteco site clearing activities that incorporates the conservation measures recommended below on your email communication dated November 23, 2021. We are also including the approved CP for the Site as a separate attachment to the letter. Please let us know if there are any questions or comments. We are looking forward to receiving your letter of concurrence to commence the clearing activities at the Site.

Thank you for your assistance.

Jaime Feliciano, PG (FL, TN, PR)
Senior Geologist

Geosyntec consultants
engineers | scientists | innovators

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Temple Terrace, FL 33647
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From: Lopez, Felix <felix_lopez@fws.gov>
Sent: Tuesday, 23 November, 2021 2:52 PM
To: Jaime Feliciano <JFeliciano@Geosyntec.com>
Cc: luna.zolymar@epa.gov
Subject: Re: [EXTERNAL] Proteco_Letter of Determination

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verbally that this email is authentic.

Jaime, I got some comments back on my draft reply to your ESA determination and was able to speak with some of our species experts this afternoon. With regards to the Guabairo, according to the Diatom survey "Except for the individual observed off-site around the Office building, all observations were made inside the Site where vegetation clearing activities are being proposed." So they were seen inside the vegetation clearance area.

We have additional conservation measures for the Guabairo in areas where they are known to be.

Once construction work is scheduled (preferably between September-January), search the areas to be impacted before initiating work. If nightjars are found displaying courtship behavior or nesting, do not disturb the birds and walk away from the area. A 20 meter exclusion zone around the sighting should be clearly established. Do not begin any type of work in that area until further searches are conducted to ensure there is no nesting or brooding activity. Take into account that any nightjar observed displaying distraction behavior is consistent with the presence of an active nest or nestlings. That observation should be tagged as a nesting site as well, even though a nest is not observed.

It is important to state that no heavy equipment (e.g., bulldozers) be used at or near the 20 meters exclusion zone. This type of machinery shall not used in this area until the chicks leave the nesting site on their own. Relocation of individuals or their nest is not authorized.

Upon locating a dead, injured, or sick Puerto Rican nightjar or any other threatened or endangered species, initial notification must be made immediately to the U.S. Fish and Wildlife Service Law Enforcement Office, 10426 NW 31 Terrace, Miami, Florida 33172 (305/526-2789). Notification should also be made, by the next work day, to the U.S. Fish and Wildlife Service Caribbean Ecological Service Field Office (CESFO) via email.

Notification should also be made immediately to the Department of Natural and Environmental Resources-Ranger Division. For injured or sick Puerto Rican nightjar, project's staff should record the GPS position and provide information about the sighting, the habitat and the behavior of the species. Care should be taken in handling sick, injured, or dead specimens to ensure effective treatment or the preservation of biological materials for later analysis. In conjunction with the care of sick or injured threatened or endangered species or with the preservation of biological materials from a dead animal, the finder should take responsible steps to

ensure that the site is not disturbed.

Please include these in your conservation measures for the species. Hopefully since you will be working outside of the nesting season there should not be any issues.

I am working remotely at this time. If you need assistance, please contact me at my email or mobile below. If you are sending a request for technical assistance or Section 7 consultation, please contact us at Caribbean_es@fws.gov

Felix Lopez
US Fish and Wildlife Service
Caribbean Ecological Services FO
787 510 5208 Cell

No one knows what we do, but we are the only ones that can do it and we do it well.....

From: Jaime Feliciano <JFeliciano@Geosyntec.com>
Sent: Tuesday, November 23, 2021 1:07 PM
To: Lopez, Felix <felix_lopez@fws.gov>
Subject: RE: [EXTERNAL] Proteco_Letter of Determination

Thanks for the update Felix. I appreciate your response.

Thanks

Jaime Feliciano, PG (FL, TN, PR)
Senior Geologist

Geosyntec consultants
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From: Lopez, Felix <felix_lopez@fws.gov>

Sent: Tuesday, 23 November, 2021 11:44 AM
To: Jaime Feliciano <JFeliciano@Geosyntec.com>
Subject: Re: [EXTERNAL] Proteco_Letter of Determination

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Its pending review. But a lot of staff has taken this week off.

I am working remotely at this time. If you need assistance, please contact me at my email or mobile below. If you are sending a request for technical assistance or Section 7 consultation, please contact us at Caribbean_es@fws.gov

Felix Lopez
US Fish and Wildlife Service
Caribbean Ecological Services FO
787 510 5208 Cell

No one knows what we do, but we are the only ones that can do it and we do it well.....

From: Jaime Feliciano <JFeliciano@Geosyntec.com>
Sent: Tuesday, November 23, 2021 10:41 AM
To: Lopez, Felix <felix_lopez@fws.gov>
Subject: [EXTERNAL] Proteco_Letter of Determination

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Good morning Felix:

Hope you are well. Just following up on our last conversation regarding our letter of determination for the Proteco Site submitted to you last Monday. Please feel free to reach out to us if there are any questions on the documentation provided. Thanks

Jaime Feliciano, PG (FL, TN, PR)
Senior Geologist

Geosyntec consultants

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