

Kyle Regan

From: Niva, Liisa M <Liisa_Niva@fws.gov>
Sent: Tuesday, May 3, 2022 9:16 AM
To: Kyle Regan
Cc: Salamack, Kristin A; Eric.Leigh@quikrete.com; savageandsavage@earthlink.net
Subject: Civil Resources Aggregate Mine: Bald Eagle Nest

Hello Kyle Regan,

The U.S Fish and Wildlife Service (Service) was contacted by Mike Savage of Savage and Savage, Inc. on behalf of Civil Resources on April 14, 2022, regarding a bald eagle nest in proximity to development of aggregate mining at the HS Land and Cattle project site near the town of Gilcrest in Weld County, Colorado. The bald eagle nest is west of the project site along the South Platte River. Savage and Savage conducted three monthly ground-based nest surveys (January, February, and March) and determined that the nest is active.

The project site currently has several ongoing active land uses, including agriculture, irrigation ditch maintenance, irrigation water field distribution and pivot servicing, oil and gas production, and residential housing. The western-most extent of the permit boundary overlaps with the ¼-mile buffer of the bald eagle nest but the majority of future mining activities will be located outside of the ¼-mile buffer and no mining activities would occur within the 660-foot buffer of the eagle nest.

Given that mining activities would not occur within a 660-foot buffer around the bald eagle nest, the Service does not think that disturbance take associated with this eagle nest is likely to occur in response to this project. Hence, we do not recommend that Civil Resources apply for an eagle incidental take permit for this project.

Thank you for the opportunity to comment on this Project,
Liisa

Liisa M. Hernández Niva (she/her/hers; hear my name pronounced [here](#))

Eastern Colorado Supervisor || Colorado Ecological Services Field Office || U.S. Fish & Wildlife Service || Mobile (calls & texts): 303/905-4543

I acknowledge that I live and work in the ancestral lands of the Ute, Arapaho, Cheyenne, and Očhéthi Šakówiŋ (Lakota, Dakota, and Nakota) Tribes.