



DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE

FEDERAL FISH AND WILDLIFE PERMIT

1. PERMITTEE

SAN FRANCISCO WIND FARM LLC
206 SAN FRANCISCO STREET
SAN JUAN, PR 00901
U.S.A.

2. AUTHORITY-STATUTES
16 USC 1539(a)
16 USC 1533(d)
16 USC 703-712

REGULATIONS
50 CFR 17.22
50 CFR 17.32
50 CFR 21.23 & 21.27
50 CFR 13

3. NUMBER
TE104073-3 AMENDMENT

4. RENEWABLE	5. MAY COPY
<input checked="" type="checkbox"/> YES	<input checked="" type="checkbox"/> YES
<input type="checkbox"/> NO	<input type="checkbox"/> NO

6. EFFECTIVE 10/18/2013	7. EXPIRES 09/30/2046
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8. NAME AND TITLE OF PRINCIPAL OFFICER *(If #1 is a business)*
VICTOR L. GONZALEZ
PRESIDENT

9. TYPE OF PERMIT
NATIVE ENDANGERED & THREATENED SP. HABITAT
CONSERVATION PLAN - E & T WILDLIFE; MIGRATORY BIRDS

10. LOCATION WHERE AUTHORIZED ACTIVITY MAY BE CONDUCTED
Located on Punta Verraco, Cerro Toro, and Punta Ventana, Municipality of Guayanilla, Puerto Rico.

11. CONDITIONS AND AUTHORIZATIONS:

- A. GENERAL CONDITIONS SET OUT IN SUBPART D OF 50 CFR 13, AND SPECIFIC CONDITIONS CONTAINED IN FEDERAL REGULATIONS CITED IN BLOCK #2 ABOVE, ARE HEREBY MADE A PART OF THIS PERMIT. ALL ACTIVITIES AUTHORIZED HEREIN MUST BE CARRIED OUT IN ACCORD WITH AND FOR THE PURPOSES DESCRIBED IN THE APPLICATION SUBMITTED. CONTINUED VALIDITY, OR RENEWAL, OF THIS PERMIT IS SUBJECT TO COMPLETE AND TIMELY COMPLIANCE WITH ALL APPLICABLE CONDITIONS, INCLUDING THE FILING OF ALL REQUIRED INFORMATION AND REPORTS.
- B. THE VALIDITY OF THIS PERMIT IS ALSO CONDITIONED UPON STRICT OBSERVANCE OF ALL APPLICABLE FOREIGN, STATE, LOCAL, TRIBAL, OR OTHER FEDERAL LAW.
- C. VALID FOR USE BY PERMITTEE NAMED ABOVE

Also valid for use by Permittee's authorized agents.

D. Acceptance of this Permit serves as evidence that the Permittee and its authorized agents, successors, and assigns understand and agree to abide by the terms of this Permit and all sections of Title 50 Code of Federal Regulations, Parts 13 and 17, pertinent to issued permits. Section 11 of the Endangered Species Act of 1973, as amended, provides for civil and criminal penalties for failure to comply with permit conditions.

BLOCK 11 OF THIS PERMIT CONSISTS OF CONDITIONS A - N (13 PAGES TOTAL).

ADDITIONAL CONDITIONS AND AUTHORIZATIONS ALSO APPLY

12. REPORTING REQUIREMENTS

Reports will be provided to the U.S. Fish and Wildlife Service Offices appearing in Conditions 11.M and 11.N of this Permit.

ISSUED BY

TITLE
DEPUTY REGIONAL DIRECTOR

DATE
10/18/2013

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- E. The Permittee owns a 290-hectare (725-acre) property located in Guayanilla, Puerto Rico as described in the Permittee's 2005 HCP and 2013 addendum to the HCP. The Permittee will construct and operate up to twenty-three 2.1 MW wind turbines for a commercial wind-energy project (Project) on the property (Project site).

The Project site harbors occupied nesting, feeding, and sheltering habitat for the Puerto Rican nightjar (*Caprimulgus noctitherus*) on three forested hilly areas known as Punta Verraco, Cerro Toro, and Punta Ventana. Twelve nightjar territories would be temporarily affected by 12.2 hectares (30.5 acres) of construction-related habitat clearing. Of these impacts, 1.6 hectares would be permanently cleared. Nightjars predominantly feed and move below the forest canopy and have not been reported flying at heights where they would be at risk of being struck by a rotor.

The Project site also harbors suitable habitat for the Puerto Rican crested toad (*Peltophryne lemur*). However, this species has only been detected in the Punta Ventana portion of the Project site, where there is occupied breeding, feeding, and sheltering habitat for the crested toad. The total estimated area of dry forest habitat and subsurface refugia that will be adversely affected in Punta Ventana is 5.8 ha (14.3 acres). Of this total, 5.1 ha (12.6 acres) will be removed temporarily and eventually revegetated resulting in a total net loss of 0.7 ha (1.7 acres) of crested toad habitat.

The Project site is located within the flight path of brown pelicans (*Pelecanus occidentalis occidentalis*) that forage in Guayanilla Bay and surrounding waters. These pelicans may fly into a turbine and be struck by a rotor. Although the brown pelican was de-listed December 17, 2009 (74 FR 59443), the Permittee has elected to retain coverage for this species.

Historically documented nesting habitat for the roseate tern (*Sterna dougallii dougallii*) occurs on the island Cayo Guayanilla, 600 meters south of Punta Verraco. Roseate terns are not known to nest at this site currently, but any terns that may nest on Cayo Guayanilla in the future would also be at risk of flying into a turbine and being struck by a rotor.

The Puerto Rican nightjar, Puerto Rican crested toad, brown pelican and roseate tern are the "covered species" under this Permit. Subject to the continuing validity of this Permit, the Permittee and its designated agents, successors, and assigns are authorized to take the covered species, in the form of harassment, harm, or mortality, incidental to the Project activities described in the Permittee's 2005 habitat conservation plan and 2013 addendum to the HCP (HCP) and as

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conditioned herein. This Permit does not authorize take of the covered species from activities that are not described in the HCP or any unlawful activities.

- F. The Permittee, upon reasonable notice, shall allow personnel from the contact office of the U.S. Fish and Wildlife Service identified in Condition 11.M, below, or other properly permitted and qualified persons designated by the U.S. Fish and Wildlife Service (Service) to enter the Project site at reasonable hours and times for the general purposes specified in 50 C.F.R. §13.21(e)(2).
- G. The Permittee shall employ the following measures to ensure that take of the covered species is minimized and mitigated. The Permittee is responsible for strict compliance with the terms and conditions of this Permit and implementing the HCP. Prior to engaging in any Project conditioning and construction activity, the Permittee must advise all Project-related personnel of the terms and conditions of this Permit and of the manner in which the activities are to be performed pursuant to the HCP. Where a conflict occurs between the HCP and this Permit, the Permit shall control.
1. Conditioning and Construction Activities. Prior to engaging in any vegetation clearing, soil movement and/or construction activities, the Permittee shall conduct a pre-construction meeting with the Service contact office identified in Condition 11.M, below, to discuss and ensure that the proposed activity is conducted in accordance with the terms and conditions of this Permit and the HCP. Additionally, prior to performing any land clearing activity, the Permittee shall flag the area(s) to be impacted and coordinate a site visit to the area(s) by biologists from the Service contact office identified in Condition 11.M, below, to, among other things, ensure that the area(s) to be impacted are within the specific areas where the Permit and the HCP specify that the impacts may occur.
 2. Clearing of Vegetation outside the Nightjar Nesting Season. Unless otherwise provided, vegetation clearing shall not occur during the nightjar nesting season (February 24 to August 5). Under the limited exceptions set forth herein, however, dry forest vegetation may be removed during the species' nesting season. The exceptions include situations where a particular curve in a road in the Project site proves too tight for the delivery of a turbine as well as when there is a need to repair storm damage or to make unexpected structural repairs to ensure operational and/or human safety. Prior to clearing vegetation under either of the limited exceptions, the Permittee shall first retain experienced and qualified biologists to survey for nightjar nests. In the

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event a nest is found, the Permittee shall refrain from engaging in the activity until the nightjar fledges its young. If the Permittee believes that a delay is not possible, the Permittee shall immediately consult with the Service prior to engaging in the activity. In any other circumstances where the Permittee desires to engage in vegetation clearing during the species' nesting season, including, but not limited to, instances in which there is a conflict(s) between this Condition and Conditions 11.G.3 and/or 11.G.4, below, the Permittee shall first coordinate with the Service contact office identified in Condition 11.M, below. Notwithstanding the foregoing, it is desired that the Permittee never engage in clearing activities in the 0.1 ha of dry forest habitat in the corridor from the V-6 turbine to the lowlands during the nightjar nesting season of the nightjar. If the Permittee believes that there is an absolute necessity to perform such clearing, the Permittee will, as required under the previously mentioned circumstances, coordinate with the Service contact office identified in Condition 11.M., below, prior to engaging such activity.

3. Project Conditioning and Construction outside Crested Toad Breeding and Dispersal Events. Prior to initiating any of the proposed conditioning and construction activities, the Permittee shall use experienced and qualified biologists to conduct surveys for the crested toad and to capture and relocate members of the species as specified in the HCP. Surveys may be localized to the immediate area where Project-related activities are to take place unless a reproductive event has been detected. In such case, the survey shall include the breeding pond area and adjusted to account for the event. Surveys should begin at least two nights prior to the Permittee engaging in any conditioning activity and begin at least one night prior to any construction activity. If, during a survey, it is observed that the number of crested toads within the conditioning and construction areas of the Project site is higher than anticipated and in excess of the amount for which take is authorized, the Permittee shall immediately notify the Service contact office identified in Condition 11.M., below, and transmit the survey findings to the Service. In such instance, the Permittee shall immediately cease or forego engaging in the conditioning or construction activity until the Service agrees that such activity may occur or resume.

To prevent crested toads from burrowing into the dirt and sand, the Permittee will cover all dirt and sand piles left overnight within crested toad habitat with tarps or sheets of plastic with the edges sealed with a material (e.g., sandbags, concrete blocks, or wooden boards) that secures the cover in place. Holes or trenches should also be covered in the same manner to prevent crested toads

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from falling into the holes or trenches. The Permittee will inspect all holes and trenches each morning for toads. If any of the species is found, the Permittee shall immediately notify the Service contact office identified in Condition 11.M, below, for technical assistance.

The Permittee shall notify the Service contact office identified in Condition 11.M, below, within thirty (30) days of the completion of the removal of crested toad habitat via conditioning and of the installation of silt fencing around turbine construction sites as provided by the HCP. Silt fencing shall be installed immediately after the completion of a conditioning activity in order to avoid the possibility of crested toads entering the turbine construction sites. To install the fencing, a narrow trench of approximately 15 cm (6 inches) in depth shall be excavated around the turbine construction site and the fencing buried to prevent crested toads from burrowing under the fence. If trenching is not possible, sand bags (or similar weighting) shall be laid against the bottom lip of the fence to hold it in place and deter toads from burrowing under.

4. Conditioning, Construction, and Operation of the Project during Crested Toad Breeding and Dispersal Events. The Permittee shall suspend conditioning, construction, and/or access of vehicles into the Punta Ventana area when migrations and dispersions of crested toads have been documented in association with breeding events. The Permittee shall coordinate with the Service contact office identified in Condition 11.M, below, on the resumption of project related activities once migrating toads have decreased to a density of 50 or less toadlets per hectare or less.
5. New Discovery of Crested Toads. No crested toads have been detected in the Punta Verraco and Cerro Toro areas within the Project. If the species is detected in any instance, the Permittee shall immediately stop any Project activity within the Project site areas of Punta Verraco and Cerro Toro and immediately notify the Service contact office identified in Condition 11.M, below, of such finding. The Service will further evaluate the extent within these areas that the Permittee shall conduct surveys for the species and to capture and relocate members of the species as specified in the HCP.
6. Use of Existing and Newly Constructed Roads. The Permittee shall use 8.7 km (5.4 miles) of existing roads on the Project site to deliver turbines to sites for installation. The Permittee may, however, construct a maximum of 1.4 km (0.87 mile) of new roads along only the alignments shown in the HCP.

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7. Number of Turbines. The Permittee may install a maximum of twenty-three turbines: 10 in Punta Verraco, 5 in Cerro Toro, and 8 in Punta Ventana. The maximum construction area to be affected by the placement of turbines shall not exceed 2,000 square meters (0.2 ha) per turbine for a total of 4.6 hectares or 11.4 acres.
8. Method for Clearing Vegetation for New Roads and Turbine Construction Areas. Except as provided in Condition 11.G.22, below, when clearing vegetation for new roads and areas in which turbines will be constructed, the Permittee shall scrape the vegetation at the surface leaving the rootstalks intact.
9. Establish a Predator Control Program. The Permittee shall institute a program to trap cane toad, mongoose, rats, and feral animals on the Project site to decrease predation pressure on covered species and other native animals. The control program shall be designed and implemented in accordance with guidelines established by local and Federal agencies, including, the Puerto Rico Department of Natural and Environmental Resources (PRDNER) and the U.S. Department of Agriculture, Animal and Plant Health Inspection Service (USDA-APHIS). The control program shall be instituted within thirty (30) days after vegetation removal begins.
10. Establish Roads as Firebreaks. The Permittee shall maintain access roads to the turbines as firebreaks to decrease the threat of fire to the nightjar, Puerto Rican crested toad and their habitats.
11. Implementation of Avian Power Line Interaction Committee (APLIC) Guidelines. The Permittee shall implement APLIC guidelines. Among the guidelines is that the Permittee shall bury all electrical transmission lines on the Project site out to the substation in the lowland area between Cerro Toro and Punta Ventana, where the line then will run above-ground to the Puerto Rico Electric Power Authority (PREPA) substation. The Permittee shall fit aerial transmission lines with flight diverters wherever there is a risk that large birds may collide with and/or be electrocuted from contact with a line. The Permittee shall insulate lines at the poles and space the lines to avoid phase-to-phase and phase-to-ground contact with birds such as turkey vultures (*Cathartes aura*).
12. Grant a Conservation Easement. The Permittee shall grant a conservation easement in perpetuity on 245 hectares (612.5 acres) of the Project site within

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120 days of the date the Project begins to deliver electricity. The easement shall be drafted in accordance with the Puerto Rico Conservation Easement Act, Act. No. 183, or with the conservation easement law then in existence in the Commonwealth. The titleholder of the easement shall be a non-profit organization, as defined by the Conservation Easement law.

13. Restore Previous Texaco Quarry Area. The Permittee shall, within 120 days of the date the Project begins to deliver electricity, restore at least 2.6 hectares (6.5 acres) of the abandoned Texaco quarry at the base of Punta Verraco with dry forest vegetation. Ninety days prior to commencing habitat clearing for the Project, the Permittee shall submit a re-forestation plan to the Service contact office identified in Condition 11.M, below, for review and approval. The plan shall comply with all necessary local regulations.
14. Restore Mangrove Area by Improving Drainage. The Permittee shall restore the 10-hectare (25-acre) mangrove area previously impacted by the construction of the causeway to Punta Verraco, which resulted in the silting in of culverts in the area. At least 120 days prior to the date on which the Project begins to deliver electricity, the Permittee shall submit a detailed plan for the restoration to the Service contact office identified in Condition 11.M, below, for review and approval. The ultimate goals of the restoration are to reestablish tidal flushing of the ecosystem, speed restoration through the planting of black mangrove (*Avicennia nitida*) seedlings, and improve foraging resources for migratory birds. The Permittee shall obtain all necessary Federal and State permits to conduct the restoration activities. Restoration shall be completed within a year of the date on which the Project begins to deliver electricity.
15. Support Research for Covered Species. The Permittee shall establish a research program within one year of the date on which the Project begins to deliver electricity. The Permittee shall consult with the Service contact office identified in Condition 11.M, below, to identify suitable research efforts, establish implementation schedules, and select qualified person/entities to conduct the research and to whom a \$100,000 Permittee - funded grant will be given. All research efforts and researchers shall obtain research permits from the PRDNER. In addition, following issuance of this Permit, the Permittee will commit \$50,000 to support the monitoring/adaptive management plan for the crested toad as outlined in the "Monitoring and Adaptive Management Measures" section (section 4.a-e) of the Addendum to the HCP.

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16. Establish an Environmental Education Program. The Permittee shall establish and implement an environmental education program that emphasizes coastal and marine environments and the covered species and their habitats. Components of the program shall include the development of a brochure to be handed out in schools, community centers, and hotels. The Permittee shall also construct an informational kiosk with environmental education in the facilities at the Ventana beach area. The program shall be established and implemented within the first 5 years of the date on which the Project begins to deliver electricity.
17. Nightjar Call Counts. The Permittee shall use qualified and experienced personnel to conduct nightjar call counts during the species' breeding seasons while the Project is being constructed, for the first- five years after completion of Project construction, and, thereafter, once every five years.
18. Pelican Flight Use. At the completion of construction of the Project, the Permittee shall conduct a flight-use study for pelicans using airspace within the turbine fields. The results of this study will be compared to pre-construction studies, as described in Appendix 13 of the HCP. The Permittee will use the same methodology for the post-construction studies as used for the pre-construction study.
19. Bird Mortality Assessment. The Permittee shall conduct a Bird Mortality Assessment study as described in Appendix 13 of the HCP during the first three years that the Project delivers electricity. Within ninety days of the end of the first three years of data collection, the Permittee shall submit a final plan for continuing the monitoring of incidental take of brown pelicans and roseate terns to the Service contact office identified in Condition 11.M, below. Results of the mortality assessment study will be evaluated and discussed with the Service contact office to determine the methodology and frequency of the final monitoring plan.

Remedial Measures per 50 C.F.R. § 13.23(b)

20. Restoration Schedule. Within thirty (30) days of issuance of this Permit, the Permittee shall submit a planting schedule with a geo-referenced map depicting the areas to be restored to the Service contact office identified in Condition 11.M, below. All geo-referenced information shall be submitted in GIS format.

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21. Restoration Areas. The Permittee shall clearly mark the areas in the Project site that are to be restored so as to avoid future impacts and to facilitate monitoring of these areas. Cleared areas that were not included in the original project plan or among the covered activities that were evaluated by the Service during processing of Permittee's first application for an incidental take permit in 2005 also shall be marked. These previously cleared areas are described in the Service's February 8, 2011, Proposal to Suspend the ITP, the September 21, 2011, Field Inspection Report, and the November 2, 2011, Proposal to Partially Suspend the ITP.
22. Reforestation Efforts. To reforest areas, the Permittee shall use the dry forest species named in Murphy and Lugo (1986) (Murphy, P. G., and A. E. Lugo. 1986. Structure and biomass of a subtropical dry forest in Puerto Rico. *Biotropica* 18:89-96.). The reforestation, which is intended to restore the original forest structure and composition of the predominant vegetation at the area, shall consist of planting a minimum of 2,000 trees per acre and guaranteeing a 75-percent individual survival rate after 10 years. For the reforestation and restoration of degraded areas, the Permittee shall not scrape vegetation as described above in Condition 11.G.8, to prepare the terrain. Here, root stalks must remain intact, and the area must be restored by planting trees on available space.
23. Reforestation with Federally-listed Plant Species. The Permittee shall not plant Federally-listed species within degraded sites. Federally-listed species shall be established within areas that are already covered with native vegetation and set for conservation. Any propagation and planting of Federally-listed plants shall be coordinated with the Service contact office identified in Condition 11.M, below, and performed only if the required permits have been issued.
24. Control of Exotic Plant Species. The Permittee shall monitor and remove exotic species (e.g., buffel grass (*Cenchrus ciliaris*), guinea grass (*Megathyrsus maximus*), zarcilla (*Leucaena leucocephala*), chucho (*Sansevieria hyacinthoides*), campeche (*Haematoxylum campechianum*) and mesquite (*Prosopis juliflora*)) within each restoration area once a month for the first five years after issuance of this Permit. At the end of the five-year period, the Permittee shall consult with the Service contact office identified in Condition 11.M, below, to evaluate the need for continued exotic plant control.

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25. Restoration Reports. The Permittee shall submit restoration reports twice each year, for ten years after issuance of this Permit, to the Service contact office identified in Condition 11.M, below. These reports must contain, in table form and geo-referenced format, the number and species of plantings by area, maintenance schedule(s), percent of survival, and any other observations and/or recommendations to better implement the remedial measures set forth in the preceding Conditions G.18-24, above. The reports should also include photographs of each restoration area. Each photograph should be taken from the same point in the restoration area and identify the specific restoration area so that comparisons may be made of the changes over time.
26. Monitoring Implementation of Restoration Actions. The Permittee shall meet periodically with its Project managers and consultants to address compliance with the HCP and this Permit regarding the implementation of the remedial measures.
27. Restoration Site Monitoring Visits. During Project conditioning, construction and operation phases, the Permittee shall coordinate with the Service contact office identified in Condition 11.M, below, to schedule visits for Service to come onto the Project site to monitor and inspect the restoration sites. These inspections shall occur at least once every three months during Project conditioning and construction phases.

H. Unforeseen and/or changed circumstances may become apparent either to the Permittee and its authorized agents and/or or to Service personnel. For purposes of implementation of this condition, unforeseen circumstances are defined as changes in circumstances affecting a species or geographic area covered by the HCP that could not reasonably have been anticipated by the HCP developers and the Service at the time of the HCP's negotiation and development and that result in a substantial and adverse change in the status of the covered species. Changed circumstances are defined as changes in circumstances affecting a species or geographic area covered by the HCP that can reasonably be anticipated by HCP developers and the Service and that can be planned for.

The Permittee and the Service acknowledge that even with the above detailed provisions for mitigating and/or minimizing impacts, circumstances could arise which were not fully anticipated by this Permit and which are considered unforeseen. Such circumstances may become apparent either to the Permittee or to personnel of the Service. For purposes of implementation of this condition,

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unforeseen circumstances are defined as any significant, unanticipated adverse change in the status of species; any significant, unanticipated adverse change in impacts of the Project or in other factors upon which the HCP and Permit are based; or any other significant new information relevant to the Permit and Activity that was unforeseen by the Permittee and the Service that could give rise to the need to review the Permittee's conservation program. The Service would consider the discovery of nightjars taken by a rotor strike to be a significant, unanticipated adverse change in the impacts of this Project.

- I. The Permittee and the Service agree that modification and amendments to the Permittee's HCP and this Permit may occur through its effective term. The following procedures shall govern the modification and amendment process:
1. Either the Permittee or the U.S. Fish and Wildlife Service may propose modifications and/or amendments to the HCP or this Permit by providing written notice. Such notice shall include a statement of the reason for the proposed modification and an analysis of its environmental effects, including its effects on operations under the HCP and on the covered species. This analysis shall be conducted jointly by the Permittee and the Service contact office identified in Condition 11.M, below. The Service or the Permittee will use best efforts to respond to a proposed modification or amendment within sixty (60) days of receipt of such notice. Absent any objection from the Service or the Permittee, and provided such proposed modification or amendment does not fall within the limits of Condition 11.I.2., below, the proposed modification and/or amendment will be determined to be minor and shall become effective upon written approval by the Service or the Permittee. If the Service determines that a proposed modification or amendment would result in either of the conditions set forth in Condition 11.I.2, below, such proposed modification or amendment must be processed in accordance with Condition 11.I.3, below.
 2. The Service will not propose or approve minor modifications or amendments to the HCP or this Permit if the Service determines that such modifications or amendments would result in operations under the HCP and Permit that are significantly different from those analyzed in connection with the HCP, adverse effects on the environment that are new or significantly different from those analyzed in connection with the HCP or additional take of the covered species that was not analyzed in connection with the HCP.

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3. Any amendment or modification shall conform to and be in accordance with all applicable legal requirements, including, but not limited to, the Endangered Species Act, the National Environmental Policy Act, and the U.S. Fish and Wildlife Service's regulations at 50 C.F.R. Parts 13 and 17.

J. This Permit also constitutes a Special Purpose Permit under 50 C.F.R. § 21.27 for the take of the Puerto Rican nightjar, brown pelican, and the roseate tern in the amount and/or number authorized by this Permit and subject to the terms and conditions specified herein. Any such take of these species will not be in violation of the Migratory Bird Treaty Act of 1918, as amended (16 U.S.C. §§ 701 - 712).

K. By March 31st of each year that this Permit is in effect, the Permittee shall submit an annual report to the Service offices identified in Conditions 11.M and N, below. The annual report shall describe implementation of the terms of this Permit and the HCP. The Permittee shall identify each occurrence of non-compliance with this Permit and/or the HCP and identify measures employed to resolve such non-compliance. Each annual report shall also include the following certification from a responsible official who supervised or directed the preparation of the report:

Under penalty of law, I certify that, to the best of my knowledge, after appropriate inquiries of all relevant persons involved in the preparation of this report, the information submitted is true, accurate, and complete.

Annual reports shall include biological data or other required information collected through the above-mentioned studies and notifications (Condition 11.G) utilizing the same format as that used for the pre-construction studies. The reports shall also provide detailed information about amount of habitat affected by each component of the Project and the extent to which the Permittee has complied with each avoidance, minimization and mitigation measure set forth in this Permit and the HCP.

L. Upon locating a dead, injured, or sick brown pelican, roseate tern, Puerto Rican nightjar, Puerto Rican crested toad, 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 contact office of the Service contact office identified in Condition 11.M, below. Care should be taken in handling sick, injured, or dead specimens to

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ensure effective treatment and/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 unnecessarily disturbed.

M. For purposes of monitoring compliance with the terms and conditions of this Permit and the HCP, including, but not limited to, the review of annual reports and coordination on unforeseen circumstances, the contact, address, and phone number of the local U.S. Fish and Wildlife Service office is:

U.S. Fish and Wildlife Service
Caribbean Ecological Services Field Office
P.O. Box 491
Boquerón, Puerto Rico 00622
Telephone: 787/851-7297
Facsimile: 787/851-7440.

N. Copies of annual reports and any other documentation pertaining to the operation and management of this Permit shall also be provided to:

U.S. Fish and Wildlife Service
HCP Coordinator
1875 Century Boulevard, Suite 200
Atlanta, Georgia 30345
Telephone: 404/679-7313
Facsimile: 404/679-7081

OR:

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END