

REGION 3 FEDERAL ASSISTANCE SECTION 7 EVALUATION FORM

PHASE 3 Part A: Completed by Ecological Services Field Office

Grant Proposal/Agreement/Amendment Title and Number: WI F14AP00030
Driftless Area Initiatives to Benefit Species of Greatest Conservation Need

Listed Species

I. Programmatic Recovery Biological Opinion: WI Statewide Karner Blue Butterfly HCP Renewal
Date Issued: 6/21/2010

II. Actions identified on the attached Phase 1 Form were contemplated in the referenced above Biological Opinion. Yes No .

III. The appropriate conservation measures identified in the referenced above Biological Opinion have been explicitly incorporated into the project design and are described in the attached Phase 1 Form. Yes No .

IV. The anticipated effects of the proposed action as described on Phase 1 Form are commensurate with the effects anticipated in the referenced above Biological Opinion. Yes No .

V. Anticipated Take. There is sufficient information available about the proposed action to determine the amount and extent of incidental take. Yes No* .

If Yes, complete sections 1 and 2 below:

1. Describe the type & extent of take anticipated to occur as a result of the proposed action.

Habitat restoration and management will take place on public lands in Buffalo County and on private lands within the Driftless area. Take of the species may occur when restoration and management activities may incidentally take the butterfly, such as lethal take due to burning. WDNR is authorized to incidentally take up to 60,000 acres of suitable Kbb habitat when implementing the Wisconsin Statewide HCP. The proposed SWG grant has identified habitat restoration goals of 100 acres on public land and 200 acres on private lands within the grant area. Not all of that acreage is likely to be occupied and the take associated with Kbb management work on up to 300 acres is authorized via the HCP Permit and its biological opinion.

2. Reconcile take anticipated with proposed action with the type & extent of take authorized via the referenced above Biological Opinion (describe take authorization provided in the programmatic and confirm that the level anticipated with the proposed action is within those specified limits).

A total "take" of 60,000 acres of lupine/year is authorized for the entire State of Wisconsin for what the 6/21/2010 BO terms "conservation" take. The anticipated take associated with Kbb habitat management work within the Driftless area is well below WDNR's authorized take of 60,000 acres of lupine/year.

*If there is not sufficient information available to complete this section at the grant agreement/proposal stage, then a future project-specific section 7 consultation is required. States

will provide project-specific information to the ESFO as project information becomes available. Incidental take anticipated to result from the proposed action will be described during the project-specific consultation and will be documented on a Phase 3B form. The Phase 3B form will also describe the reasonable and prudent measures that must be followed to exempt the incidental take.

VI. The appropriate RPMs and TCs identified in the referenced above Biological Opinion have been explicitly incorporated into the project design and are described on the Phase 1 Form. Yes No .

Habitat management and surveying will follow all the protocols, guidelines and conservation measures identified in the Wisconsin Statewide Karner Blue Butterfly HCP User's Guide which can be found at <http://dnr.wi.gov/topic/ForestPlanning/karnerHCP.html>

Proposed & Candidate Species

I. Species:

II. The proposed action as described on the attached Phase I form is Likely to result in Jeopardy or destroy or adversely modify critical habitat (provide rationale for conclusion either in space below on a separate sheet of paper). Yes No .

Conclusion

This concludes Section 7 consultation of the proposed action .
Formal conference is required for proposed/candidate species .
Further section 7 review is required at the project level (Phase 3B form required) .

Reviewing Biologist

Date