



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Silver Spring, MD 20910

MEMORANDUM FOR: File

FROM: Jamie Schubert, Marine Habitat Resource Specialist
NOAA Restoration Center 

DATE: October 17, 2014

SUBJECT: DWH Early Restoration projects, Phase III, no further ESA
consultation needed from NMFS

Under the Endangered Species Act (ESA) Section 7(a)(2), each Federal agency shall ensure that any action authorized, funded, or carried out by such agency is not likely to jeopardize the continued existence of any endangered or threatened species, or destroy/adversely modify designated critical habitat. If a Federal agency determines that a Federal action will have no effect on listed species or designated critical habitat, then the Federal agency is not required to consult with NMFS for purposes of ESA. This memo is not intended to include a summary of DOI protected species for the determinations provided below.

Based on the Restoration Center's review of project materials (Spring 2013) in coordination with representatives from NOAA's Protected Resource Division (PRD) in the South East Regional Office (SERO), the NOAA Restoration Center determined that 3 of the 66 projects proposed for implementation in Phase III of the DWH Early Restoration Plan will have No Effect to listed species under the jurisdiction of National Marine Fisheries Service. The projects will not require further ESA evaluation. The projects are:

- Sea Rim State Park Improvements - TX
- Seagrass Recovery - FL
- Louisiana Marine Fisheries Enhancement, Research and Science Center - LA

Based on the Restoration Center's review of project materials (Spring 2013) in coordination with representatives from NOAA's Protected Resource Division (PRD) in the South East Regional Office (SERO), the NOAA Restoration Center determined that 18 of the 66 projects proposed for implementation in Phase III of the DWH Early Restoration Plan fall outside of NMFS Endangered Species Act (ESA) jurisdiction (occur above the mean high water line), as they do not contain suitable habitat for species managed by NMFS. The projects will not require further ESA evaluation. The projects are:





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- Perdido Key State Park Beach Boardwalk Improvements - FL
- Perdido Key Dune Restoration - FL
- Shell Point Beach Renourishment - FL
- Bob Sikes Pier, Parking and Trail Restoration – FL
- Navarre Beach Park Gulfside Walkover Complex - FL
- Developing Enhanced Recreational Opportunities on the Escribano Point Portion of the Yellow River Wildlife Management Area - FL
- Deer Lake State Park Development - FL
- Walton County Boardwalks and Dune Crossovers - Ed Walline Beach Access Improvements - FL
- Walton County Boardwalks and Dune Crossovers - Gulfview Heights Beach Access Improvements - FL
- Walton County Boardwalks and Dune Crossovers - Palms of Dune Allen West Beach Access Improvements - FL
- Gulf County Recreation Projects – Improvements at Beacon Hill Veterans' Memorial Park - FL
- Enhancement of Franklin County Parks and Boat Ramps – Eastpoint Fishing Pier Improvements - FL
- Apalachicola River Wildlife and Environmental Area Fishing and Wildlife Viewing Access Improvements - Sand Beach – FL
- Gulf County Recreation Projects - Highland View Boat Ramp – FL
- Pascagoula Beachfront Promenade – MS
- Restoration Initiatives at the INFINITY Science Center - MS
- Gulf State Park Enhancements - AL
- Galveston Island State Park Beach Re-development – TX



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