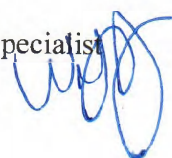




UNITED STATES DEPARTMENT OF COMMERCE  
National Oceanic and Atmospheric Administration  
NATIONAL MARINE FISHERIES SERVICE  
Silver Spring, MD 20910

MEMORANDUM FOR: File

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

DATE: February 5, 2016

SUBJECT: DWH Early Restoration project, Phase V, 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 our review of project materials (Fall 2015) the NOAA Restoration Center determined acquisition of three tracts of land as proposed in the Phase V DWH Early Restoration Plan will have No Effect to listed species under the jurisdiction of National Marine Fisheries Service. The three properties to be preserved are:

- Innerarity Point Park in Escambia County, FL
- Leonard Destin Park in Okaloosa County, FL
- Lynn Haven Preserve and Park in Bay County, FL

Recreational amenities proposed on these tracts are not covered under this No Effect Determination.