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

FEDERAL FISH AND WILDLIFE PERMIT

2. AUTHORITY-STATUTES
16 USC 1533(d)

REGULATIONS
50 CFR 17.32

50 CFR 13

1. PERMITTEE

IRON COUNTY COMMISSION
82 N 100 E., STE 104
CEDAR CITY, UT 84720
U.S.A.

3. NUMBER
TE20942B-0

4. RENEWABLE
☐ YES
☒ NO

5. MAY COPY
☒ YES
☐ NO

6. EFFECTIVE
11/04/2013

7. EXPIRES
12/31/2112

8. NAME AND TITLE OF PRINCIPAL OFFICER *(If #1 is a business)*
REED ERICKSON
COUNTY PLANNER

9. TYPE OF PERMIT
NATIVE THREATENED SP. HABITAT CONSERVATION PLAN - T WILDLIFE

10. LOCATION WHERE AUTHORIZED ACTIVITY MAY BE CONDUCTED

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.

D. Further conditions of authorization are contained in the attached Special Terms and Conditions.

SPECIAL TERMS AND CONDITIONS FOR
Iron County Commission

Species: **Utah Prairie Dog** (*Cynomys parvidens*)

This permit authorizes Iron County (Permittee) incidental take of Utah prairie dogs through December 31, 2112 resulting from implemention of the November 1, 2013 Low-Effect Habitat Conservation Plan for the Utah Prairie Dog in Residential and Commercial Development Areas of Iron County, UT (HCP). The authorization granted through this permit is subject to the following conditions:

E. The entity named in box 8 on the face of this permit is responsible to ensure that the activities of all individuals are in compliance with the terms and conditions of this permit. Only individuals on the attached List of Authorized Individuals are approved to conduct activities pursuant to this permit.

☒ ADDITIONAL CONDITIONS AND AUTHORIZATIONS ALSO APPLY

12. REPORTING REQUIREMENTS
ANNUAL REPORT DUE: 12/31

ISSUED BY	TITLE	DATE
	ASSISTANT REGIONAL DIRECTOR - ES	11/04/2013

F. The continued validity of this permit is contingent upon the full and complete compliance of the Permittee with the terms and conditions established herein, as well as in the HCP. These permit terms and conditions supersede and take precedence over any provisions in the HCP or other associated documents that are inconsistent with this permit.

G. The Permittee will conduct activities in full and complete compliance with all applicable local, State, or Federal law, regulations, or restrictions governing the lands and all of the information described in the HCP and associated documents pertaining to, but not limited to, wildlife, land use, water quality, air quality, local economy, and cultural resources.

Incidental Take

H. This permit authorizes the incidental take of Utah prairie dogs resulting from ongoing and future residential and commercial development in occupied Utah prairie dog habitat within 97,172 ac (39,324 ha) of Iron County, Utah (Section 2.4 Permit Area). Proposed development could result in incidental take of Utah prairie dogs, including the loss of Utah prairie dog occupied habitats. The take acreage is limited to no more than 200 acres (81 hectares) per year of occupied Utah prairie dog habitat, for a maximum take of 600 ac (243 ha). This incidental take acreage equates to 2,563 prairie dogs per year (summer count with pups--calculated based on an annual spring count of 356 adult prairie dogs).

I. In the event that more than the allotted take occurs, permitted activities must immediately cease. The **Deputy Project Leader** of the Utah Ecological Services Office and the **Special Agent** (see list of contacts) must be contacted within 24 hours. The **Deputy Project Leader** must give approval before permitted activities may begin again. Disposition of any carcasses will be at the direction of the **Deputy Project Leader**.

J. The Permittee will minimize incidental take by identifying limited areas and acreages in which the take may occur; committing to either translocate prairie dogs off of lands prior to development (translocated prairie dogs would be moved to established translocation sites on federal lands and thus contribute to recovery of the species) or provide a $1,000/acre compensatory mitigation fee to a conservation fund for recovery activities; and mitigating the loss of large persistent colonies and medium and high quality habitats with the purchase of credits from available conservation banks. The specific details on the locations of impacted acres (i.e., permit area-green zone, red zone) and associated avoidance, minimization, and mitigation measures are contained in the HCP document and incorporated herein.

K. Upon issuance of the permit, the Permittee will initiate establishment of an HCP Implementation Committee. This committee will be comprised of a representative from, at a minimum, the U.S. Fish and Wildlife Service (USFWS) and Iron County, with an invitation extended to the Utah Division of Wildlife Resources (UDWR). The HCP Implementation Committee will implement all responsibilities identified in the HCP- including, but not limited to: meeting annually to review progress and ensuring all provisions of the HCP are being met.

L. The Permittee will submit, by December 31st of each year, an annual report as described in the HCP (Section 10.2 Compliance Monitoring) to the **Deputy Project Leader** at the USFWS (see List of Contacts).

Survey, Capture, Translocation and Transport of Utah prairie dogs

M. If fully trained by the UDWR, the Permittee is authorized to survey, capture, translocate, and transport Utah prairie dogs according to approved survey protocols. All animal handling shall be carried out with specified care and use guidelines as approved by the **Deputy Project Leader** (see List of Contacts).

N. During trapping and handling, care shall be taken to ensure that Utah prairie dogs are adequately protected from excessive heat, cold or moisture, and that all their physical needs are met. Live traps shall be monitored hourly to ensure that captured Utah prairie dogs do not fall prey to predators, die of hypothermia, or die of heat exhaustion.

O. Utah prairie dogs shall be trapped using single door or double door live traps. Traps shall have measurements of minimum size 6x6x24 with 1" mesh and maximum of 8x8x30 with 1" mesh. Smaller mesh size would be advisable. Traps will be checked at least hourly to decrease issues with potential predation. All traps shall be thoroughly cleansed before using within the State of Utah.

P. All translocation activities shall follow the approved Utah Prairie Dog Recovery Team's Translocation Guidance.

Q. Utah prairie dogs shall be transported in appropriate humane facilities and provided care following specified guidelines that will be approved by the **Deputy Project Leader** (see List of Contacts).

R. Death of any Utah prairie dogs as a result of the translocation process shall be **reported within 48 hours** to both the **Deputy Project Leader** and the **Special Agent** (see list of contacts).

S. Any Utah prairie dog that is seriously injured while being handled shall be given immediate veterinary care. Permittees shall contact the **Deputy Project Leader within 24 hours**.

Coverage under this permit is provisionary under the following restrictions:

T. The Permittee must understand and agree to abide by 50 CFR Parts 13 (general permit regulations) and 50 CFR 17.32 (threatened species).

U. The Permittee shall obtain the required permits and conduct their activities in compliance with all applicable laws and regulations of the State(s), Federal, or Tribal agencies upon whose lands they work within. This permit does not grant the right of trespass. Such permission must be obtained from private landowners or the land management agency. The Permittee and designated members of their staff must carry a copy of this and all other required permits at all times while exercising its authority and conducting authorized activities.

V. This permit is not renewable, as this low-effect HCP is intended as a bridge to completion of a new long term County or Rangewide HCP for the Utah prairie dog. Furthermore, any new activities or changes in the authorized activities associated with the Utah Prairie Dog will require that your permit be amended. You are not authorized to conduct any new activities or to change any permitted activities until you have requested and have received a new or an amended permit.

List of Contacts:

Deputy Project Leader, Ecological Services, 2369 West Orton Circle, West Valley City, Utah 84119, telephone 801-975-3330 x142

Special Agent, USFWS Office of Law Enforcement, PO Box 910745, St. George, Utah 84791, telephone 435-673-3420

Permit Coordinator, Ecological Services, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225, telephone 303-236-4212

LIST OF AUTHORIZED INDIVIDUALS FOR

Individuals authorized to conduct activities pursuant to this permit:

Reed Erickson and Designated Staff

Each individual named above shall be responsible for compliance with the terms and conditions of this permit. The principal officer identified on box 8 on the face of this permit is responsible to ensure that the activities of all individuals listed herein are in compliance with the terms and conditions of this permit.

Individuals not named above may conduct activities pursuant to this permit **only** under the direct, on-site supervision of an above-named authorized individual.

Field Supervisor - ES

11/4/2013
Date

This List of Authorized Individuals (List) is valid only if it is dated on or after the permit issuance date. This permit will be considered invalid without this List.

To request changes to this List, the permittee shall submit a written request to the Deputy Project Leader (see list of contacts). The request shall include the name of each individual to be appended to the List; a resume of qualifications of each person to be appended to the List detailing their experience with each species and type of activity for which authorization is requested; the names and telephone numbers of a minimum of two references; and the names of individuals to be deleted from the List, if applicable.