



United States Department of the Interior

FISH AND WILDLIFE SERVICE

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JUN 24 2004

Colonel Richard W. Hobernicht
Portland District
Army Corps of Engineers
P.O. Box 2946
Portland, Oregon 97208-2946

Subject: Endangered Species Act Section 7 Consultation, Construction of a North Jetty Revetment, Tillamook Bay Navigation Project, Tillamook County, Oregon (Log No. 1-7-04-I-0425)

Attention: John Craig, OP-NWB and Marci Cook, PM-E

Dear Colonel Hobernicht:

This letter responds to a biological assessment that we received from your office on April 21, 2004, requesting informal consultation on the maintenance of the Tillamook Bay north and south jetties. The jetties are features of the federally authorized Tillamook Bay Navigation Project, which serves the Ports of Garibaldi and Tillamook. The ports maintain terminals for shipping and receiving logs, public landings and/or moorage for recreational and fishing vessels and towboats. Both jetties have experienced damage to the jetty heads and have deteriorated at several locations. Based on a June 10, 2004 correspondence, the Corps indicated that the proposed action will be limited to constructing a revetment at the base of the north jetty. The Corps will consult on the larger project, involving the rehabilitation of the north and south jetties, at a later date.

The proposed action includes constructing a revetment at the base of the north jetty that will be a maximum of 60 feet wide and 600 feet long. The height of the revetment will be +23 feet MLLW and will be constructed along the current foredune and connected to the north jetty. Between 8,000 and 14,000 tons of rock will be placed to construct the revetment. The proposed action also includes placing up to 6,000 cubic yards of sand in front of the revetment. The sand will be provided from a local sand and gravel distributor. A 2-acre staging area will be established close to the site of the planned revetment and the rock will be transported to the site along the beach.

In the biological assessment of the project, the Corps concluded that the proposed action will have no effect on the bald eagle (*Haliaeetus leucocephalus*), marbled murrelet (*Brachyramphus marmoratus*), western snowy plover (*Charadrius alexandrinus nivosus*) and Oregon silverspot butterfly (*Speyeria zerene hippolyta*). They also concluded that the project is not likely to adversely affect the brown pelican (*Pelicanus occidentalis*). These determinations were based on

the little known use of the area by the species, the high degree of public use in the project area, and the type and degree of disturbance that may be expected from the construction activities.

Based on the description in the biological assessment, we concur with the Corps' effect determination that the work proposed to construct a revetment at the base of the north jetty will have no effect to the bald eagle, marbled murrelet, western snowy plover, and Oregon silverspot butterfly, and is not likely to adversely affect the brown pelican. ✓

This response is prepared in accordance with section 7(a)(2) of the Endangered Species Act of 1973, as amended, and concludes informal consultation on the proposed action pursuant to 50 CFR 402.13. If new information indicates that this project may affect listed species in a manner or to an extent not considered in your correspondence, or a new species is listed or critical habitat for a different species designated that may be affected by this proposed action, work should be halted and consultation should be reinitiated.

If you have any questions regarding this response, please contact Fred Seavey at the Newport Field Office at (541) 867-4558.

Sincerely,

Jaura A. Todd
for Kemper M. McMaster
State Supervisor

cc: FWS, Newport Field Office, Fred Seavey