



United States Department of the Interior

FISH AND WILDLIFE SERVICE
East Lansing Field Office (ES)
2651 Coolidge Road, Suite 101
East Lansing, Michigan 48823-6316

IN REPLY REFER TO:

October 26, 2006

Mr. Jeffrey P. Jaros
NTH Consultants, Ltd.
608 S. Washington Avenue
Lansing, MI 48933

Re: Endangered Species List Request, Proposed Solid Fuel Utility Boiler Construction, Project No. 16-050556-03, Holland, Ottawa County, Michigan

Dear Mr. Jaros:

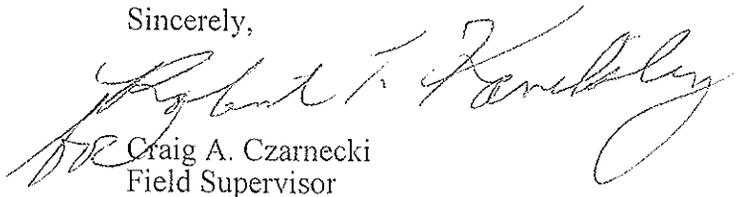
Thank you for your September 26, 2006 request for information regarding federally listed and proposed threatened and endangered species, candidate species, or critical habitat near your proposed project. Your request and this response are made pursuant to section 7 of the Endangered Species Act of 1973, as amended (Act). Under this U.S. Environmental Protection Agency administered project, NTH Consultants, Ltd., a consultant for the City of Holland – Board of Public Works (City), is serving as a non-federal representative for purposes of the Act. The City proposes to construct and install a new circulating fluidized bed boiler and will be decommissioning and removing an existing, smaller pulverized coal burner.

Ottawa County is within the breeding range of the endangered Indiana bat (*Myotis sodalis*). However, based on your project site features, this species is unlikely to be affected because suitable habitat is not available at the project site. This precludes the need for further action on this project as required by the Act. If, however, more than six months pass, project plans change, or new information becomes available that indicates listed species or proposed species may be affected, you should conduct further consultation with this office.

Please contact the Michigan Department of Natural Resources at 517/373-1263 for information regarding the protection of threatened and endangered species under State law. State law may require a permit in advance of any work that could potentially damage, destroy or displace state-listed species.

We appreciate your concern for endangered and threatened species. Any questions can be directed to Tameka Dandridge of this office at Tameka_Dandridge@fws.gov or 517/351-8315.

Sincerely,



Craig A. Czarnecki
Field Supervisor

cc: MDNR-Wildlife Division, Lansing, MI (Attn: Lori Sargent)

s: admin/archives/oct06/se list/NTH-SolidFuelUtility.tnd.doc



STATE OF MICHIGAN

DEPARTMENT OF NATURAL RESOURCES
LANSING

JNIFER M. GRANHOLM
GOVERNOR

REBECCA A. HUMPHRIES
DIRECTOR

August 8, 2006

Mr. Jeffrey Jaros
NTH Consultants, Ltd.
608 S. Washington
Lansing, MI 48933

RE: Two proposed air permit locations in Holland and Marquette, Michigan submitted to DNR Endangered Species Assessment web application

Dear Mr. Jaros:

The location of the proposed projects were checked against known localities for rare species and unique natural features, which are recorded in a statewide database. This continuously updated database is a comprehensive source of existing data on Michigan's endangered, threatened, or otherwise significant plant and animal species, natural plant communities, and other natural features. Records in the database indicate that a qualified observer has documented the presence of special natural features at a site. The absence of records in the database for a particular site may mean that the site has not been surveyed. Records are not always up-to-date, and may require verification. In some cases, the only way to obtain a definitive statement on the status of natural features is to have a competent biologist perform a complete field survey.

Under Act 451 of 1994, the Natural Resources and Environmental Protection Act, Part 365, Endangered Species Protection, "a person shall not take, possess, transport, ...fish, plants, and wildlife indigenous to the state and determined to be endangered or threatened," unless first receiving an Endangered Species Permit from the Department of Natural Resources, Wildlife Division. *Responsibility to protect endangered and threatened species is not limited to the list below. Other species may be present that have not been recorded in the database.*

The presence of threatened or endangered species does not preclude activities or development, but may require alterations in the project plan. Special concern species are not protected under endangered species legislation, but recommendations regarding their protection may be provided. Protection of special concern species will help prevent them from declining to the point of being listed as threatened or endangered in the future.

The following is a summary of the results for the project in Ottawa County, City of Holland, T5N R16W section 36 and Marquette County, City of Marquette, T48N R25W section 11:

The project should have no impact on rare or unique natural features at the location specified above if it proceeds according to the plans provided. Please contact me for an evaluation if the project plans are changed.

Thank you in for your coordination in addressing the protection of Michigan's natural resource heritage. Responses and correspondence can be sent to: Michigan Department of Natural Resources, Wildlife Division – Natural Heritage Program, PO Box 30180, Lansing, MI 48909. If you have further questions, please call me at 517-373-1263 or e-mail at SargenL2@michigan.gov.

Sincerely,

Lori G. Sargent
Endangered Species Specialist
Wildlife Division