

Endangered and Threatened Species Questions for NPDES Construction Storm Water General Permit #NER110000

SECTION I

1. Is this a renewable energy project (e.g., wind, solar, etc.)?
2. Is this a new municipal, industrial, commercial, or residential water supply project, waste water treatment facility, ethanol plant, or other new water use/development project? (Replacing or repairing existing storm sewer, sanitary sewer, water mains, etc. does not constitute as a “new” water supply/use/development project.)
3. Does the project discharge storm water to Salt Creek, Little Salt Creek, Rock Creek, or saline wetlands in Lancaster or Saunders County?
4. Is this project within 0.25 miles of a “Stream of Concern” or does it discharge to a “Stream of Concern?” (See attached “Stream and River Reaches of Concern for Nebraska Fish Species” map.)
5. Is this project a meat (e.g., cattle, bison, poultry, fish, etc.) processing facility?

*If you answered **YES** to any question in Section I: skip Section II, complete Section III and submit the project to NGPC for further review.*

*If you answered **NO** to all questions in Section I, continue to Section II.*

SECTION II

1. Is the project outside designated city limits or urban areas?
*If **YES**, answer all the rest of the questions in Section II.*
*If **NO**, (in other words the project is within city limits or urban areas) further review by the NGPC is not needed and the rest of the questions in Section II do NOT need to be answered.*
2. Will the project occur in a non-urban, perennially vegetated plant community within the range of American burying beetle? (Prairie, grassland, pasture, wetlands, hay meadows, roadside ditches, woodland, forest, etc. ARE considered to be perennially vegetated plant communities. Row crop agriculture, alfalfa fields, livestock feed yards, urban settings, manicured lawns, ball fields, golf courses, parking lots, paved areas, etc. are NOT considered to be perennially vegetated plant communities.) (See attached “Estimated Current Range of American Burying Beetle” map.)
3. Is the project located in mature woodlands along a river bluff within 5 miles of the Missouri River in the area stretching from the Kansas border to the Cedar-Dixon County Line?

4. Will project construction occur in or directly adjacent to open sand blowouts within the range of blowout penstemon? (See attached "Estimated Current Range of Blowout Penstemon" map.)
5. Will project construction take place within 1 mile of Lodgepole Creek in Kimball County from the City of Kimball to the Wyoming-Nebraska state line?
6. Will project construction take place between April 15 and August 15 within the range of interior least tern and piping plover **AND** occur within ¼ mile of a river with sandbars or active or recently active sand and gravel operation with bare sand substrate? (See attached "Estimated Current Breeding Range of Piping Plover and Interior Least Tern" map.)
7. Will the project occur in a non-urban, perennially vegetated plant community within the range of massasauga? (Prairie, grassland, pasture, wetlands, hay meadows, roadside ditches, woodland, forest, etc. ARE considered to be perennially vegetated plant communities. Row crop agriculture, alfalfa fields, livestock feed yards, urban settings, manicured lawns, ball fields, golf courses, parking lots, paved areas, etc. are NOT considered to be perennially vegetated plant communities.) (See attached "Estimated Current Range of Massasauga" map.)

Please note: If a project occurs anywhere within the range of massasauga, there is potential for them to traverse through the project area, even if the project area does NOT occur in a perennially vegetated plant community. **Massasaugas are venomous and should not be handled. In addition, they are protected by state law, and **should not be harmed or killed unless there is an imminent threat to human health and safety.***
8. Will project construction take place between April 1 and June 15 within the range of mountain plover **AND** within ¼ mile of heavily grazed/disturbed short grass prairies/grasslands or in areas with very little cover such as tilled cropland, fallow fields, or prairie dog towns? (See attached "Estimated Current Range of Mountain Plover" map.)
9. If the project is within the range of northern long-eared bat, does it involve removing more than five trees during the maternity roosting season of June 1st to July 31st, which are ≥3 inches in diameter at breast height (dbh) **OR** will the project occur within ½ mile of a known cave or a known active or inactive mine with tunnels? (See attached "Estimated Current Range of Northern Long-eared Bat" map.)
10. Will project construction take place in non-urban areas within ½ mile of rivers, streams, sloughs, backwaters, wetlands, lakes or ponds within the range of river otter? (See attached "Estimated Current Range of River Otter" map.)
11. Will project construction occur in or adjacent to wet meadows (including hay meadows), natively vegetated grasslands, or areas with sidehill seeps, **OR** will the project otherwise impact/alter the hydrology of such habitats within the range of western prairie fringed orchid or small white lady's slipper? (See attached "Estimated Current Range of Small White Lady's Slipper" map and "Estimated Current Range of Western Prairie Fringed Orchid" map.)

12. Will project construction occur in a prairie, grassland, pasture, roadside ditch or fallow field within the range of swift fox where the vegetation is less than 6 inches in height? (See attached "Estimated Current Range of Swift Fox" map.)
13. Will project construction take place within the range of Ute ladies'-tresses **OR** alter the hydrology of wet meadows within the range of Ute ladies'-tresses? (See attached "Estimated Current Range of Ute Ladies'-tresses" map.)
14. Will project construction take place in non-urban areas between March 6 and April 29 or October 9 and November 15 within 1 mile of the Republican, Platte, Loup, Middle Loup, North Loup, or Niobrara Rivers **OR** within 1 mile of a wetland within the primary whooping crane migration corridor? (See attached "Whooping Crane Migration Use Area and USFWS-designated Critical Habitat" map.)

If you answered **YES** to any question in Section II, complete Section III and submit the project to NGPC for further review.

If you answered **NO** to **all** questions in Section II, further review by the NGPC is not needed.

SECTION III

Provide the following information to NGPC for further review.

1. Contact information of the person submitting the information
 - a. Name
 - b. Mailing Address (company name, street or P.O. Box, City, State, Zip)
 - c. Email address
 - d. Phone number(s) – office and/or work cell
2. Name of Project
3. Project Location (either township, section, range OR latitude/longitude coordinates)
4. County where project occurs
5. Aerial photo of project area with the project area delineated on the photo.
6. Are federal funds being used to develop this project?
7. Description of project:
 - a. What is being constructed? (i.e., parking lot, retail store, recycling facility, pipeline, etc.)
 - b. What type of construction? (i.e., residential, industrial, commercial, livestock, linear, other)
 - c. How big/what size (acres) of area will be disturbed?
 - d. What is the current land use of the project area? (i.e. vacant residential lot, grassland/prairie, row crop agriculture, etc.)
 - e. Is borrow material needed? If so, will it be obtained on-site or off-site? If on-site, designate this on the aerial photo within the delineated project area. If off-site, provide information regarding location, size, etc. and include a map with a legal description and the borrow site area delineated on the map.
 - f. Will a temporary plant site, stockpile site, waste/construction debris disposal site, stock yard, fly yard, laydown area, staging/storage site, vehicle/machinery parking area, etc. be needed? If so, provide the same information for these sites as was requested above

for borrow sites. (If the construction debris is going to an approved disposal site, then just provide the name and location of the approved disposal site.)

- g. Will access roads be developed as part of the project? If so, indicate on the map where they will be built.
- h. Will the project be constructed at night under artificial lighting?
- i. Will new outdoor lighting be part of the project? If so, please explain and describe. (i.e., parking lot lights, ball field lights, entrance/exit lighting around the building, sidewalk lights, how tall, how many, what type of lighting (sodium vapor lights, LED, etc.))
- j. What is the construction timeframe? (i.e., when will construction occur?)
- k. Are other permits needed for the project? If so, list which permits are needed and indicate if they have already been obtained. (e.g., USACE, other NDEQ permits, DNR permits, etc.)

Contact information for NGPC:
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