

From: [Mike Murray](#)
To: [Thayer Broili](#)
Cc: [Darrell Echols](#); [Cyndy Holda](#)
Subject: please draft by July 12
Date: 06/28/2010 02:36 PM
Attachments: [20100511_CAHA_DEIS_FWS_Comments.pdf](#)
[021710_Consultation_with_FWS_on_DRAFT_DEIS.pdf](#)
[NPSEQ13186MBTASigned Agreement 04.12.10.pdf](#)

Thayer,

To follow up on the recent MBTA agreement (MOU) between NPS and FWS, please prepare a draft "MBTA coordination" letter to Pete Benjamin to call his attention to the ongoing work on the ORV plan/EIS (in the context of the new agreement); to state that NPS and FWS have been in ongoing communication and consultation throughout the development of the ORV plan/EIS; to identify in general terms the already identified (in the DEIS) potential impacts and benefits of the plan/EIS to MBTA species; to propose any "conservation measures" (a term used in the agreement) that we might want to propose (get input from Britta on any ideas - for example, would we want to propose some sort of vegetation management program in shorebird nesting areas that would be vehicle free under the plan in order to maintain shorebird nesting habitat?); and to seek FWS opinion or advice about whether the plan/EIS adequately considers and addresses concerns about impacts to MBTA and therefore complies with the requirements of the MOU.

I know this sounds like a lot to cover. Ideally, keep it concise (less than two pages), general in nature (refer to the "shorebird management and protection measures identified in the DEIS for both breeding and nonbreeding migratory birds" rather than listing all the details from the DEIS).

Please provide a draft by July 12. Note: In principle, this MBTA correspondence could be somewhat similar to a Section 7 consultation request under the ESA (see attached consultation letter for the DEIS), but Pete recommends that the MBTA "coordination" (for lack of a better term) be kept separate from Section 7 consultation.

Attached is material you may wish to consider: FWS comments on the DEIS (first half of last paragraph on page 2 is relevant); the MOU; and the Section 7 consultation letter for the DEIS (which may serve as a model for the MBTA letter); and the MOU.



20100511_CAHA_DEIS_FWS_Comments.pdf



021710_Consultation_with_FWS_on_DRAFT_DEIS.pdf



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Thanks,

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