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# Annual Compliance Report for the Yamhill County Habitat Conservation Plan for Fender's Blue Butterfly and Kincaid's Lupine



September 2014



Accepted by Yamhill County  
Board of Commissioners on  
9.18.14 by Board Order  
# 14-568

Yamhill County (County) maintains the right-of-way easements along county roads for the purposes of public safety. Some of these road maintenance activities have the potential to affect Fender's blue butterfly (*Icaricia icarioides fenderi*), Kincaid's lupine (*Lupinus oreganus*) and their habitat as defined under the Endangered Species Act (ESA, 16 U.S.C.5131-1344, 87 Stat. 887). In March, 2014, the U.S. Fish and Wildlife Service (USFWS) issued an Incidental Take Permit (ITP) **TE10049B-0** pursuant to Section 10 (a)(1)(B) of the ESA. Activities covered by the ITP include County road and right-of-way maintenance activities. The ITP is conditional upon implementation of the Yamhill County Habitat Conservation Plan (HCP; Cardno ENTRIX 2013). The HCP provides measures to minimize adverse effect from these essential services on Fender's blue butterfly and Kincaid's lupine.

As part of HCP implementation, the County is required to submit an annual report to USFWS documenting the following:

- A description of conservation measures initiated, continued, or completed during the previous year, and a description of conservation measures projected to be implemented during the upcoming year.
- A summary of findings, results, and conclusions of monitoring activities, and a projection of monitoring needs for subsequent years.
- A tabulation and description of funds expended during the previous year, and a projection of funds to be expended during the upcoming year.
- Other recommendations, such as minor modifications or amendments to the HCP document.

Below is a list of actions completed during the Fiscal Year 2013-2014 (July 1, 2013 through June 30, 2014) under the 30-year ITP issued to Yamhill County for Fender's blue butterfly on March 14, 2014 (TE10049B-0);

- The county adhered to the measures described in the HCP for maintenance in the existing Threatened and Endangered Species Special Maintenance Zones (T&E SMZ). The County created new T&E SMZs around the seven Kincaid's lupine locations that were identified during the butterfly dispersal survey and placed placards at these sites.
- The County updated their 'Blue Book' to include the location of all T&E SMZs and maintenance activity conservation measures. The updated version of the 'Blue Book' was provided to the USFWS and the Implementation Committee on May 13, 2014.
- The County contracted Dr. Paul Hammond to perform Fender's blue butterfly surveys at sites not covered by USFWS funding within Yamhill County during spring 2014. Surveys followed USFWS protocols established for Fender's blue butterfly surveys.

- The County formed an HCP Implementation Committee and held the first meeting on June 24, 2014. The meeting provided an overview of the requirements of the HCP, a description of the roles and responsibilities of the HCP Administrator and the Implementation Committee, and a progress report on activities conducted pursuant to the HCP. A second meeting of the Implementation Committee is tentatively scheduled for late summer/early fall.
- On July 2, 2014 the County sent a landowner notification letter to all property owners within the T&E SMZs. The letter informed the property owners that T&E SMZ require special maintenance measures to be consistent with the HCP and in conformance with the ITP. The County requested that landowners contact them before conducting any activities in the right-of-way.
- The County has schedule a field visit with species experts to occur on August 27, 2014. This visit will be used by the County to help inform their habitat restoration plans in the T&E SMZs and Deer Creek Park as described in the HCP and ITP.
- The County is setting-up a training event to educate County works that perform work in the County right-of-way of the requirements for working in the County's T&E SMZs.
- The County is setting-up a training event to educate non-County individuals (e.g. utilities) that perform work in the County right-of-way of the requirements for working in the County's T&E SMZs.

Below is a tabulation of funds spent during the 2013-14 Fiscal Year by the County on activities under the HCP. An estimate of funds to be expended during the 2014-15 is not available as restoration and mitigation plans are still under development.

<b>Expenses</b>	<b>Cost</b>
Personnel	\$24,545
Material and Services	\$22,268
Reserve for Future Obligations	\$5,000
<b>Total Expenses</b>	<b>\$51,813</b>

As this is the initial year under the ITP, and restoration and mitigation plans are still under development, this report does not include a summary of monitoring activities or of suggested modifications.

The Annual Compliance Report will include:

- A description of conservation measures initiated, continued, or completed during the previous year, and a description of conservation measures projected to be implemented during the upcoming year.
- A summary of findings, results, and conclusions of monitoring activities, and a projection of monitoring needs for subsequent years.
- A tabulation and description of funds expended during the previous year, and a projection of funds to be expended during the upcoming year.
- Other recommendations, such as minor modifications or amendments to the HCP document.

The Annual Compliance Report will be reviewed and approved by the County Commissioners and submitted to the USFWS. The Annual Compliance Report will verify compliance with the incidental take permit. If additional information is needed, the USFWS must submit a request, in writing, to the County Commissioners within 30 days of receipt of the Annual Compliance Report. The County Commissioners shall respond within 45 days of receipt of the USFWS request.