

Appendix A: Correspondence



FAX TRANSMITTAL RE: LISTED SPECIES REQUEST
U.S. FISH AND WILDLIFE SERVICE
Long Island Field Office
3 Old Barto Road, Brookhaven, NY 11719
Phone: (631) 776.1401 Fax: (631) 776.1405



July 20, 2007

In Reply Refer to: TAILS 2007-TA-0121

To: Iroda Rubinova
STV, Inc.
225 Park Avenue South
New York, NY 10003

This responds to your May 29, 2007, request for information on Federally-listed species in the vicinity of East 125th Street, New York, NY.

Please consult our website at <http://nyfo.fws.gov> for the most recent county-wide listing of Federally-listed species and candidate species in your project area. If the proposed project is not completed within 90 days from the date of this FAX, we recommend that you contact us to ensure that the listed species presence/absence information for the proposed project is current. Should any part of the proposed project be authorized, funded, or carried out, in whole or in part, by a Federal agency, further consultation between the Service and that Federal agency pursuant to the Endangered Species Act (ESA) of 1973, as amended (87 Stat. 884, as amended; 16 U.S.C 1531 *et seq.*) may be necessary. The above comments pertaining to endangered species under the jurisdiction of the U.S. Fish and Wildlife Service (Service) are provided pursuant to the ESA. This response does not preclude additional Service comments under other legislation.

For additional information on fish and wildlife resources or State-listed species, we suggest you contact the appropriate State regional office(s),* and:

New York State Department of Environmental Conservation
New York Natural Heritage Program Information Services
625 Broadway
Albany, NY 12233-4757
(518) 402-8935

If you require additional information, please contact me at (631) 776-1401.

Sincerely,

Steven T. Papa
Senior Fish and Wildlife Biologist

* Additional information referred to above may be found on our website at:
<http://nyfo.fws.gov/es/section7.htm>

New York State Department of Environmental Conservation

Division of Fish, Wildlife & Marine Resources

New York Natural Heritage Program

625 Broadway, Albany, New York 12233-4757

Phone: (518) 402-8935 • FAX: (518) 402-8925

Website: www.dec.state.ny.us



Alexander B. Grannis
Commissioner

June 13, 2007

Iroda Rubinova
S T V, Inc.
225 Park Avenue South
New York, NY 10003

Dear Ms. Rubinoa:

In response to your recent request, we have reviewed the New York Natural Heritage Program databases with respect to an Environmental Assessment for the proposed Rezonine of East 125th Street, Manhattan, Project 40-132846, area as indicated on the map you provided.

We have no records of known occurrences of rare or state-listed animals or plants, significant natural communities, or other significant habitats, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain any information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. For these reasons, we cannot provide a definitive statement on the presence or absence of rare or state-listed species, or of significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Data bases. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, at the enclosed address.

Sincerely,

Tara Seoane, Information Services
New York Natural Heritage Program

Enc.

cc: Reg. 2, Wildlife Mgr.