28 October 2009

Jeffrey R. Single, Ph.D., Regional Manager
California Department of Fish and Game
1234 E Shaw Avenue
Fresno, CA 93710

RESPONSE TO COMMENTS, MITIGATED NEGATIVE DECLARATION, OLD DUCEY’S COVE CHANNEL ARMORING, SCH # 2009101025, MADERA COUNTY

We have reviewed your 20 October 2009 comments regarding the potential for construction noise to disrupt the reproductive success of bald eagles and other raptor, migratory birds and protected bird species in the project area.

To prevent negative impact to reproductive success of bald eagles and other protected bird species, the project proponent has agreed to limit construction activities to the non-breeding season. The Water Quality Certification for the project will prohibit construction during the bird breeding season, defined by your comment letter as February 1 through September 15.

If there are any further questions or comments regarding this matter, please contact Debra Bates by phone at (559) 445-6281, or by email at dbates@waterboards.ca.gov.

ORIGINAL SIGNED BY:

W Dale Harvey
Senior WRC Engineer
RCE No. 55628

cc: State Clearinghouse, Sacramento
    Julie Means, Department of Fish and Game, Fresno
    Lisa Gymer, Department of Fish and Game, Fresno
    Jay Duhn, Bass Lake Boat Owners Dock Association, Bass Lake