

**From:** [planning](#)  
**To:** [Jenah Thornborrow](#)  
**Subject:** FW: U.S. Fish and Wildlife Service - comments on Garden City Ordinance 996-18  
**Date:** Monday, June 17, 2019 9:44:53 AM

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**From:** Reighn, Chris <chris\_reighn@fws.gov>  
**Sent:** Friday, June 14, 2019 1:52 PM  
**To:** planning <planning@GARDENCITYIDAHO.ORG>  
**Cc:** Bob Kibler <bob\_kibler@fws.gov>; Blihovde, Stefanie <stefanie\_blihovde@fws.gov>  
**Subject:** U.S. Fish and Wildlife Service - comments on Garden City Ordinance 996-18

The U.S. Fish and Wildlife Service provides the following recommendations to facilitate conservation of fish and wildlife resources:

1 - Prevent further development of structures within the floodplain. **Floodplains provide essential habitat services and values. Federal agencies must not facilitate floodplain development [Executive Order (E.O.) 13988]. We recommend constructing structures outside the known floodplain to conserve the floodplain and avoid increasing risks to life and property.**

2 - Avoid further loss of cottonwood/willow habitat. The action area contains foraging and migrating habitat for yellow-billed cuckoo (*Coccyzus americanus*), a species listed under the Endangered Species Act. Cottonwood galleries within the action area also provide habitat for other migratory birds, which are protected under the Migratory Bird Treaty Act.

3 - Avoid the loss of existing wetlands and encourage development of new wetlands. **In accordance with E.O. 11988, the Fish and Wildlife Coordination Act, and the Clean Water Act, we recommend avoidance of actions that reduce the size or quality of existing wetland habitats, and minimization and mitigation of any unavoidable losses.**

4 - Avoid adverse impacts to bald eagle nests and winter roosting areas. (Bald and Golden Eagle Protection Act)

5 - Avoid adverse impacts to colonial nesting waterbird rookeries. (Migratory Bird Treaty Act)

Please advise me as to how the final action addresses the recommendations provided above.

Thank you for the opportunity to review your proposed action. Please contact me if you have any questions.

Regards,  
Chris

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Chris Reighn  
US Fish and Wildlife Service  
1387 S. Vinnell Way, Rm 368  
Boise, Idaho 83709  
[chris\\_reighn@fws.gov](mailto:chris_reighn@fws.gov)  
208-378-5264

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