



Figure 35-B-133-1

**Part 1. Commentary:**

For information on endangered species habitat within Bexar County as may be established, see 2008 Draft Recovery Plan for Bexar County Karst Invertebrates, available on US Fish and Wildlife Service's website, and Management Guidelines for the Golden-cheeked Warbler in Rural Landscapes by Texas Parks and Wildlife Department available on their website.

**Part 2. Applicant Contact Information:**

Project Name: _____	
Property Owner: _____	E-mail: _____
Address: _____	Zip code: _____ Phone: _____
Agent: _____	E-mail: _____
Address: _____	Zip code: _____ Phone: _____
Contact Person Name: _____	E-mail: _____
Company: _____	Relationship to Owner: _____
Address: _____	Zip code: _____ Phone: _____

**Part 3. Property Location:**

Property address or nearest street intersection if address not available: \_\_\_\_\_  
 Acres: \_\_\_\_\_ Ferguson map grid: \_\_\_\_\_ USGS Grid: \_\_\_\_\_  
*In addition to this form, please submit an aerial map designating property boundaries based on the most recently available imagery. Maps can be obtained from [www.sanantonio.gov/dsd](http://www.sanantonio.gov/dsd) and saved into a PDF format.*

**Part 4. Application Type (check one):**

<input type="checkbox"/> Master Development Plan (MDP)	<input type="checkbox"/> Tree Permit
<input type="checkbox"/> Major Plat	<input type="checkbox"/> Planned Unit Development (PUD) Plan
<input type="checkbox"/> Development Plat	<input type="checkbox"/> Minor Plat

**Part 5. Endangered Species Act Coverage (check one):**

The activity subject to the application to the City of San Antonio is covered under an existing individual Section 10(a) permit or ~~a~~ an individual Section 7 Biological Opinion analyzing the activity as proposed, and the activity is identical or very similar to the activity proposed in permit and located in the same geographic location. Applicants checking this box must provide either the Section 7 consultation number ( \_\_\_\_\_ ) or the individual Section 10(a) permit number ( \_\_\_\_\_ ). ~~Skip to section~~ Complete part 7 of this form, no affidavit required.

The activity subject to the application to the City of San Antonio is covered by participation in the Southern Edwards Plateau Habitat Conservation Plan (SEP HCP) or another ~~an~~ approved Regional Habitat Conservation Plan. Applicants checking this box must provide a copy of the Participation Certificate. ~~Skip to section~~ Complete part 7 of this form, no affidavit required.

The activity subject to the application to the City of San Antonio is not covered by an existing Section 10(a) permit or a Section 7 Biological Opinion nor participation in an approved Regional Habitat Conservation Plan. *(Complete sections parts 6, 7 and 8 of this form (if applicable) below)*



# HABITAT COMPLIANCE FORM

**Part 6. Description for Activities Without Coverage (check one box for both ~~sections~~ parts A and B):**

<p><b>A. Golden-cheeked Warbler Endangered Species</b></p>	<p><input type="checkbox"/> There is no requirement for coverage of this listed species because no part of the tract subject to the application to the City of San Antonio contains habitat types that may be used by Golden-cheeked Warblers as set forth in <i>Management Guidelines for the Golden-cheeked Warbler in Rural Landscapes</i>, Texas Parks and Wildlife Department, available on their website. While this requirement applies throughout the jurisdiction of the City of San Antonio, based on the U.S. Fish &amp; Wildlife Service Recovery Plan maps for Golden-cheeked Warblers, there is a rebuttable presumption that areas located inside of Loop 1604 that are within the jurisdiction of the City of San Antonio, as well as areas located to the south of U.S. Highway 90 and east of Interstate Highway 35, do not contain habitat.</p> <p><input type="checkbox"/> The tract subject to the application to the City of San Antonio is within a presumptive habitat areas and an Endangered Species Survey <u>or Habitat Assessment</u> has been completed within the last 3 years by a Biologist permitted by U.S. Fish and Wildlife and copies sent to:        U.S. Fish and Wildlife (USFWS) Ecological Services Field Office, 10711 Burnet Road, Suite 200, Austin, TX 78758</p> <p><u>Name and permit number</u> _____  <u>Date of Survey/Assessment</u> _____</p> <p><input type="checkbox"/> The tract subject to the application to the City of San Antonio is within a presumptive habitat area, and <del>an</del> Endangered Species Survey has <u>NOT</u> been submitted to U.S. Fish and Wildlife. (Selecting this box requires the applicant to complete the Habitat Compliance Affidavit in <del>Section-part</del> 8 below of the form.)</p>
<p><b>B. Karst Invertebrate Endangered Species</b></p>	<p><input type="checkbox"/> There is no requirement for coverage of these listed species because no part of this tract subject to the application to the City of San Antonio is located within karst zone 1 or 2 <del>of the areas in Bexar County</del> <u>as identified as karst zones in the USFWS 2008 Draft Bexar County Karst Invertebrates Recovery Plan</u> by the USFWS. (Applicant must provide a map demonstrating that the tract is outside of karst zone 1 or 2)</p> <p><input type="checkbox"/> The tract or portions of the tract subject to the application to the City of San Antonio is located within Karst Zone 1 or 2 <del>as identified in the U.S. Fish &amp; Wildlife 2008 Draft Bexar County Karst Invertebrates Recovery Plan</del> <u>as identified by the USFWS</u> and an Endangered Species Survey has been completed by a Biologist permitted by U.S. Fish and Wildlife and copies sent to:        U.S. Fish and Wildlife (USFWS) Ecological Services Field Office, 10711 Burnet Road, Suite 200, Austin, TX 78758</p> <p><u>Name and permit number</u> _____  <u>Date of Survey/Assessment</u> _____</p> <p><input type="checkbox"/> The tract or portions of the tract subject to the application to the City of San Antonio is located within Karst Zone 1 or 2 <del>as identified in the U.S. Fish &amp; Wildlife 2008 Draft Bexar County Karst Invertebrates Recovery Plan</del> <u>as identified by the USFWS</u> and <del>no</del> <u>an</u> Endangered Species Survey has <u>NOT</u> been submitted to U.S. Fish and Wildlife. (Selecting this box requires the applicant to complete the Habitat Compliance Affidavit in <del>Section-part</del> 8 below of the form.)</p>



# HABITAT COMPLIANCE FORM

Part 7. Owner or Authorized Representative (form is considered incomplete without this ~~section~~ part of the form completed):

I certify that the information provided in this Habitat Compliance Form is true and accurate.

Print Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
 Date: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State \_\_\_\_\_ ZipCode \_\_\_\_\_  
 E-mail: \_\_\_\_\_

Part 8. Affidavit of Compliance (required for properties in karst 1 or 2 or located in the area identified as potential habitat as set forth in Management Guidelines for the Golden-cheeked Warbler in Rural Landscapes, Texas Parks and Wildlife Department, available on their website when there is no Section 10(a) permit, Section 7 biological opinion, Regional Habitat Conservation Plan, nor endangered species survey submitted to US Fish and Wildlife):

### Affidavit of Compliance

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_ ("Affiant") who, being first duly sworn, upon his/her oath states:

My name is \_\_\_\_\_ and I am the owner of the property that is the subject of this application to the City of San Antonio.

\_\_\_\_\_ A habitat assessment/survey was not conducted.

Please explain below with an additional narrative why no survey has been conducted:

\_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_ A habitat assessment/survey was conducted by a biologist permitted by U.S. Fish & Wildlife Service, \_\_\_\_\_ (name of individual and firm) #TE \_\_\_\_\_ (number), date of assessment/survey \_\_\_\_\_ ~~and concluded that no species will be impacted by the activity subject to the application to the City of San Antonio and I am relying on that assessment/survey.~~

I, as the owner, understand that I am responsible for compliance with the Endangered Species Act.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Signature: \_\_\_\_\_

STATE OF TEXAS           §  
   §  
 COUNTY OF BEXAR       §

Sworn to and subscribed to before me on \_\_\_\_\_, by \_\_\_\_\_,

\_\_\_\_\_  
 Notary Public, State of Texas