

MEMORANDUM

DATE: September 4, 2008

TO: Ivy Edmonds-Hess
Parsons Brinckerhoff

FROM: Steve Granholm, Bird Monitoring Task Leader
LSA Associates, Inc.

FOR: California Department of Transportation

SUBJECT: Bird Monitoring Memo #320, Week of August 18-22, 2008
Bay Bridge East Span Project

PURSUANT TO: US Fish and Wildlife Service Biological Opinion and California Department of Fish and Game Incidental Take Permit

Introduction

In order to improve the seismic safety of the San Francisco-Oakland Bay Bridge (SFOBB), the State of California, Department of Transportation (Caltrans) is replacing the existing East Span with a new bridge immediately to the north. This is a multi-year effort that will involve a number of construction activities on land as well as in the Bay. Some of these activities could potentially affect federally endangered or threatened bird species and other bird species of special concern.

The U.S. Fish and Wildlife Service (USFWS) Biological Opinion (page 22) and the California Department of Fish and Game (CDFG) Incidental Take Permit (Fully Protected Species Items 1 and 2 on pages 4 and 5) require monitoring of the California least tern and California brown pelican. The CDFG is also concerned about potential impacts to the American peregrine falcon and the double-crested cormorant and required a management plan for these species (Fully Protected Species Item 3 on page 5). In addition, the San Francisco-Oakland Bay Bridge East Span Seismic Safety Project Final Environmental Impact Statement/Statutory Exemption and Final Section 4(f) Evaluation (FEIS) (page 4-130) requires that Caltrans monitor the double-crested cormorant colony and American peregrine falcon during the breeding season and prevent the birds from nesting on the existing bridge where potential impacts by construction activities could occur.

As required by the USFWS Biological Opinion and CDFG permit, the monitoring efforts are focused primarily on three endangered species: the California least tern, California brown pelican, and American peregrine falcon. The primary objectives are to minimize impacts to these three species and document any take of these species resulting from construction activities. In addition, monitoring is conducted to assess potential impacts to the breeding efforts of American peregrine falcons and double-crested cormorants on the existing East Span. The monitoring also assesses potential impacts on breeding activities of western gulls, which are now known to nest on the existing bridge and new pier E10E. Monitoring was conducted in accordance with the *Revised Final Bird Monitoring and Management Plan* (Caltrans 2003). This plan incorporated the requirements of the USFWS, the

CDFG, and the FEIS, as well as those of the San Francisco Bay Conservation and Development Commission (BCDC) permit, Special Condition F-6.

This memo summarizes the East Span construction bird monitoring activities conducted by Natural Resources Management (NRM) and Garcia and Associates (GANDA) during the week of August 18 - 22, 2008.

Bird Monitoring Activities

NRM and GANDA conducted monitoring of the active construction areas from GANDA's boat. Construction activities during the bird survey included workers conducting various activities at the Oakland Touchdown Westbound, the South-South Detour, and Self-Anchored Suspension construction sites.

The bird survey was conducted from 0650 to 0950 hours on August 22.

Results

Monitoring of Active Construction Areas

California Least Tern: No least terns were observed.

California Brown Pelican: Forty brown pelicans were observed. At 0653 hours, 25 were flying over the east end of the existing bridge. At 0714 hours, one was flying over the existing bridge near Ppier E3. At 0721 hours, one was flying low over the water near existing Pier E1. At 0755 hours, one was perched on the piling south of existing Pier E1, approximately 100 meters (328 feet) from Pier T1. At 0839 hours, three were flying approximately 100 meters (328 feet) south of existing Pier E12. At 0847 hours, five were flying near existing Pier E23, adjacent to the Oakland Touchdown. At 0904 hours, one was flying toward the existing bridge at the cable-crossing structure. At 0939 hours, three were flying over existing Pier E20, heading west.

Peregrine Falcon: No peregrine falcons were observed.

Double-crested Cormorant: Approximately 195 double-crested cormorants were observed flying and/or foraging in the study area.

Western Gull: Approximately 65 western gulls (including juveniles) were observed. Many were flying or resting and others were foraging, including adults carrying food to juveniles.

Other Observations of Birds and Marine Mammals: The other species observed during the bird survey (and the approximate number of individuals) were harbor seal (3), Canada goose (15), surf scoter (4), common loon (1), western grebe (6), Clark's grebe (17), Brandt's cormorant (101), pelagic cormorant (2), great blue heron (1), black-crowned night-heron (5), Heermann's gull (1), elegant tern (16), and pigeon guillemot (3).

American Peregrine Falcon Nest Monitoring

Peregrine falcon monitoring has been concluded for this year's nesting season as observations up to this time indicate that the East Span nesting territory is not occupied this season.

Conclusions

The monitors did not observe any indications that birds were disturbed due to the East Span construction activities.

cc: Monica Gan