

Condition 63**Morro shoulderband snail Monitoring**

Prior to construction, a biologist authorized by the USFWS shall conduct intensive surveys to identify and relocate all Morro shoulderband snails within the proposed impact area on the Broderon and Mid-town properties, and all suitable habitat areas within the proposed collection system. Only USFWS authorized biologists shall survey for, monitor, handle, or relocate Morro shoulderband snails.

A biologist authorized by the USFWS shall be retained to monitor all construction activities that will take place within suitable habitat for the Morro shoulderband snail. Monitoring activities shall be required daily until completion of initial disturbance at each construction area. The monitoring biologist shall be granted full authority to stop work at his or her discretion. The monitoring biologist shall be responsible for implementing avoidance and minimization measures during construction. The monitoring biologist shall stop work if project-related activities occur outside the demarcated boundaries of the construction footprint. The monitoring biologist shall stop work if any Morro shoulderband snails are detected within the proposed construction footprint, and shall implement measures to relocate them to suitable habitat out of harms way prior to construction activities resuming. If no suitable habitat opportunities are available in the immediate vicinity of the construction footprint, salvaged and relocated specimens may also be transported to an offsite location approved by the USFWS.

The County shall provide a written report to USFWS within 90 days following the completion of the proposed project. The report must document the number of Morro shoulderband snails removed and relocated from project areas, the locations of all Morro shoulderband snail relocations, and the number of Morro shoulderband snails known to be killed or injured. The report shall contain a brief discussion of any problems encountered in implementing minimization measures, results of biological surveys, observations, and any other pertinent information such as the acreages affected and restored, or undergoing restoration, of each habitat type.

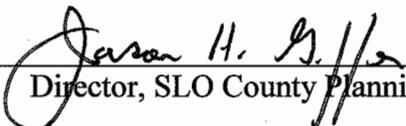
Evidence of compliance:

Kate Ballantyne, John Farhar and Eric Wier are authorized by the USFWS to conduct surveys for, and handle Morro shoulderband snails. Katie Drexage, Kelly Sypolt and Trevis Warner will assist with this work. All will conduct Morro shoulderband snail work on the Project, in alignment with the provisions of Condition 63. If additional biologists are needed, a written request will be submitted through the USDA to the USFWS in a timely manner.

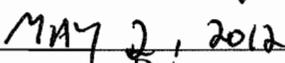
Part 3.01 of Section 01561 of the Project's General Requirements and Technical Specifications authorizes environmental monitors to stop work to protect Morro shoulderband snails and unauthorized disturbance of their habitat.

The County will report to the Service as noted in the last paragraph above.

Condition Satisfied



Director, SLO County Planning



Date