



WASHINGTON DEPARTMENT OF FISH AND WILDLIFE

16018 Mill Creek Blvd

Mill Creek, Washington 98012

(425) 775-1311 FAX (425) 338-1066

RCW 77.12.655
WAC 232-12-292

EAGLE SITE: *Territory Name and Number*

<u>Applicant</u>	<u>Site Location</u>	<u>Pending</u>
<i>Landowner Name</i>	<i>Parcel Number</i>	<i>Examples:</i>
<i>Landowner Address</i>	<i>Township, Range, Section</i>	<i>Single Family Residence</i>
	<i>Street address (if avail)</i>	<i>Short Plat</i>
		<i>Timber harvest</i>

BACKGROUND/JUSTIFICATION

A description of the subject parcel, the bald eagle territory (number of nests, distance to subject parcel, and history of territory), and a description of the landowners' project.

FACTORS CONSIDERED

- 1) Landowner goals were considered through plans received (*date*) and a telephone conversation (*or site visit*) with the landowner (*or landowner representative*).
- 2) Bald eagle habitat use was considered by analysis of territory integrity through time, current surrounding habitat conditions, current status of the bald eagle population and scientific literature concerning bald eagle habitat protection.

CONDITIONS

The following condition(s) apply to protect bald eagles and their habitat:

Depends on the site conditions. Typically, specifies what trees shall remain and what trees can be removed. Timing restrictions are not routinely applied, but may be applied in special circumstances (where a particular pair of eagles is known to be unusually sensitive to disturbance).

DURATION OF PROTECTION

This Plan applies to the landowner who signs the Plan. Since eagles return to the same traditional use areas each year, the conditions of this Plan shall apply indefinitely, unless a breeding territory has been unoccupied for 5 consecutive years. Please contact WDFW if the eagles change the location of their nest. Do not assume that the conditions of this Plan no longer apply.

REVIEW AND AMENDMENT

This Plan will be subject to the following review and amendment procedures. The Plan may be reviewed periodically by the Department and the landowner to determine whether: 1) the Plan requires amendment in response to changing eagle and landowner circumstances; or, 2) the terms of the Plan comply with applicable laws and regulations; or, 3) the parties to the Plan are complying with its terms.

DANGER TREES

Except for a tree that presents imminent danger to the safety or property of individuals, a report from a certified arborist, indicating the health of the tree and the need to remove the tree, shall be submitted to WDFW prior to cutting the danger tree.

APPEAL PROCEDURE

In addition to the provisions of WAC 232-12-292 (7.1)-(7.3), the landowner may request a formal appeal of WDFW actions according to the Administrative Procedures Act, Chapter 34.05 RCW, and the Model Rules of Procedure, Chapter 10.08 WAC. Such a request shall be filed with the Department within 20 days of receipt of the contested WDFW decision. The appeal request shall clearly state the relief sought and the grounds for the appeal.

COMPLIANCE

Failure to comply with this Plan constitutes a misdemeanor as set forth in RCW 77.15.130. However, compliance with this plan does not ensure compliance with the Endangered Species Act or other federal, state or local laws. This Plan applies only to the proposed land use listed above. Any other proposals may be subject to a different set of conditions. It is the landowner's responsibility to notify the Department of any new proposed land use activities. If the Plan is acceptable, sign and return for WDFW signature.

WDFW Approval	Landowner Approval
_____ Julie Stofel (date) Wildlife Biologist	_____ Landowner or Agent (circle one) (date)
_____ Bob Everitt (date) Regional Manager	_____ Landowner or Agent, print name _____ _____ Landowner or Agent, Address

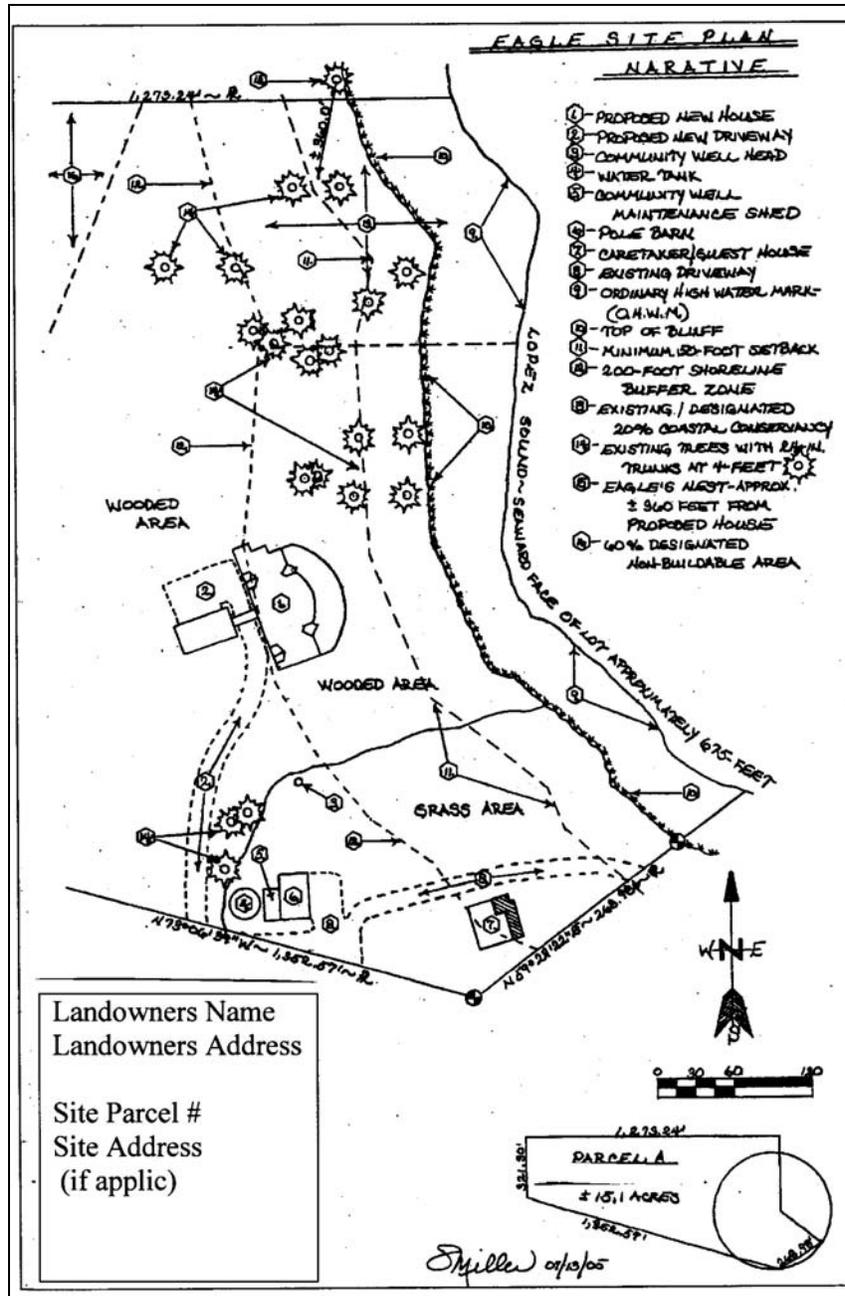


Figure 1. Site plan (example). Note that the site conditions and location of large trees (numbered) are clearly marked, as are the proposed buildings. “Large trees”, for the purpose of a bald eagle management plan, are trees that are 24” in diameter (at 4 ½ ft) or larger (notated as ≥ 24” dbh). In this example, none of the ≥ 24” dbh trees are proposed for removal. If they were, they would be clearly marked with an “X” through the tree symbol.