

**From:** [Regosin, Jonathan \(FWE\)](#)  
**To:** [Longsdorf, Jennifer \(FWE\)](#)  
**Subject:** FW: HCP Implementation at Horseneck Beach  
**Date:** Friday, June 22, 2018 2:16:04 PM  
**Attachments:** [HN-Restricted Areas-Opt.pdf](#)  
[HNB12B Lot 3 Fencing.pdf](#)

---

**Jon Regosin, Ph.D.**

Chief of Conservation Science  
Natural Heritage & Endangered Species Program  
Massachusetts Division of Fisheries & Wildlife  
1 Rabbit Hill Road, Westborough, MA 01581  
p: (508) 389-6376 | c: (774) 364-2443  
[mass.gov/masswildlife](http://mass.gov/masswildlife) | [facebook.com/masswildlife](https://facebook.com/masswildlife)

---

**From:** Regosin, Jonathan (FWE)  
**Sent:** Friday, June 22, 2018 2:10 PM  
**To:** Ayub, Jorge (DCR)  
**Cc:** Pearl, Wendy (DCR); Backman, Andy (DCR); Geigis, Priscilla (DCR); Vasa, Brian (DCR); Levesque, Maurice (DCR); Pastore, Karl (DCR); Cooksey, William (DCR); Simmons, Ellenor (DCR); Valton, Thomas (DCR); Susi vonOettingen ([susi\\_vonoettingen@fws.gov](mailto:susi_vonoettingen@fws.gov)); 'David\_Simmons@fws.gov'; 'Tom\_Chapman@fws.gov'; Holt, Emily (FWE); Carolyn.Mostello@MassMail.State.MA.US  
**Subject:** RE: HCP Implementation at Horseneck Beach

Jorge:

By way of this email, and in accordance with the emergency provisions of the Statewide Piping Plover Habitat Conservation Plan (the "HCP"), Conservation & Management Permit 018-322.DFW (the "CMP") is hereby amended to allow the covered activity use of roads and parking lots in the vicinity of unfledged Piping Plover chicks. All other terms and conditions of the CMP remain in effect, including but not limited to a maximum exposure of three pairs or broods per beach season and the required impact avoidance, minimization, and mitigation procedures described in the "Piping Plover Habitat Conservation Plan Certificate of Inclusion Request, Horseneck Beach State Reservation", dated March 15, 2018, and incorporated by reference into the CMP. The Certificate of Inclusion (the "COI") related to Incidental Take Permit No. TE01281C-0 remains in effect, and this email is hereby incorporated into Exhibit A of said COI.

This amendment is being issued in response to an "Emergency Request for Additional Take Exposure", dated June 21, 2018. All impact minimization procedures described in the June 21 submission must be implemented. In addition, from the time of hatching until all chicks leave the parking lot and immediate vicinity, the brood shall be intensively monitored and checked at least once every two hours from dawn to dusk. Furthermore, in the event that any portion of the overflow parking lot is opened to vehicles while chicks are still present, the brood will be continuously monitored by a qualified shorebird monitor while the lot is open. If chicks continue to use areas of the property <100 m from the parking lot or other lots or roadways, the Permit Holder will consult with MassWildlife and implement a MassWildlife approved enhanced monitoring plan

consistent with the relevant requirements of the HCP. Prior to implementing the road and parking lot covered activity in any future year of the three year COI/CMP, the Permit holder must submit a circumstance-specific impact avoidance and minimization plan consistent with the requirements of the HCP for review and approval by MassWildlife.

Although the HCP does not require MassWildlife to wait until the conclusion of the normal 15 day public comment period prior to acting on an emergency CMP/COI request, we will post your request and our Agency response for public comment as soon as possible.

**Jon Regosin, Ph.D.**

Chief of Conservation Science  
Natural Heritage & Endangered Species Program  
Massachusetts Division of Fisheries & Wildlife  
1 Rabbit Hill Road, Westborough, MA 01581  
p: (508) 389-6376 | c: (774) 364-2443  
[mass.gov/masswildlife](http://mass.gov/masswildlife) | [facebook.com/masswildlife](https://facebook.com/masswildlife)

---

**From:** Ayub, Jorge (DCR)  
**Sent:** Thursday, June 21, 2018 5:44 PM  
**To:** Regosin, Jonathan (FWE)  
**Cc:** Pearl, Wendy (DCR); Backman, Andy (DCR); Geigis, Priscilla (DCR); Vasa, Brian (DCR); Levesque, Maurice (DCR); Pastore, Karl (DCR); Cooksey, William (DCR); Simmons, Ellenor (DCR); Valton, Thomas (DCR)  
**Subject:** HCP Implementation at Horseneck Beach  
**Importance:** High

Jon,

Pursuant to the conditions under the *Conservation Permit #018-322.DFW, NHESP file#18-37710*, DCR is submitting 24 hours notice for HCP implementation at Horseneck Beach State Reservation. Additionally, pursuant to the emergency provisions covered and approved under the *USFWS Incidental Take Permit# TE01281C-0*, and held by DFW, DCR is requesting the addition of a qualified activity to allow for restriction or to deter potential movement to an specific area of Piping Plover unfledged chicks. DCR is not requesting additional numbers of "Incidental Takes" at this time.

DCR will be installing erosion control wattle coils of 7 inches in diameter approximately 50 feet away and around two sides of the installed symbolic fencing (see attached diagram), to prevent the unfledged chicks to move further into the pavement of the parking lot#3 (see attached map).

The installation will take place on June 22, under the following conditions:

- DCR will provide 2 Conservation Biologists (qualified monitors) to be on-site to provide the biological monitoring and prevent unnecessary disturbance
- DCR will make all efforts to minimize disturbance to the nesting PIPL during the installation
- DCR will report to DFW the results of the installation and the length of time for execution

Thank you,

Jorge J. Ayub  
Coastal Ecologist  
Department of Conservation & Recreation  
office: 617-626-1434  
cell: 857-214-0207

# Horseneck Beach State Reservation



Open to Vehicles

Credit/Debit Machine

Shed/Collection Booth

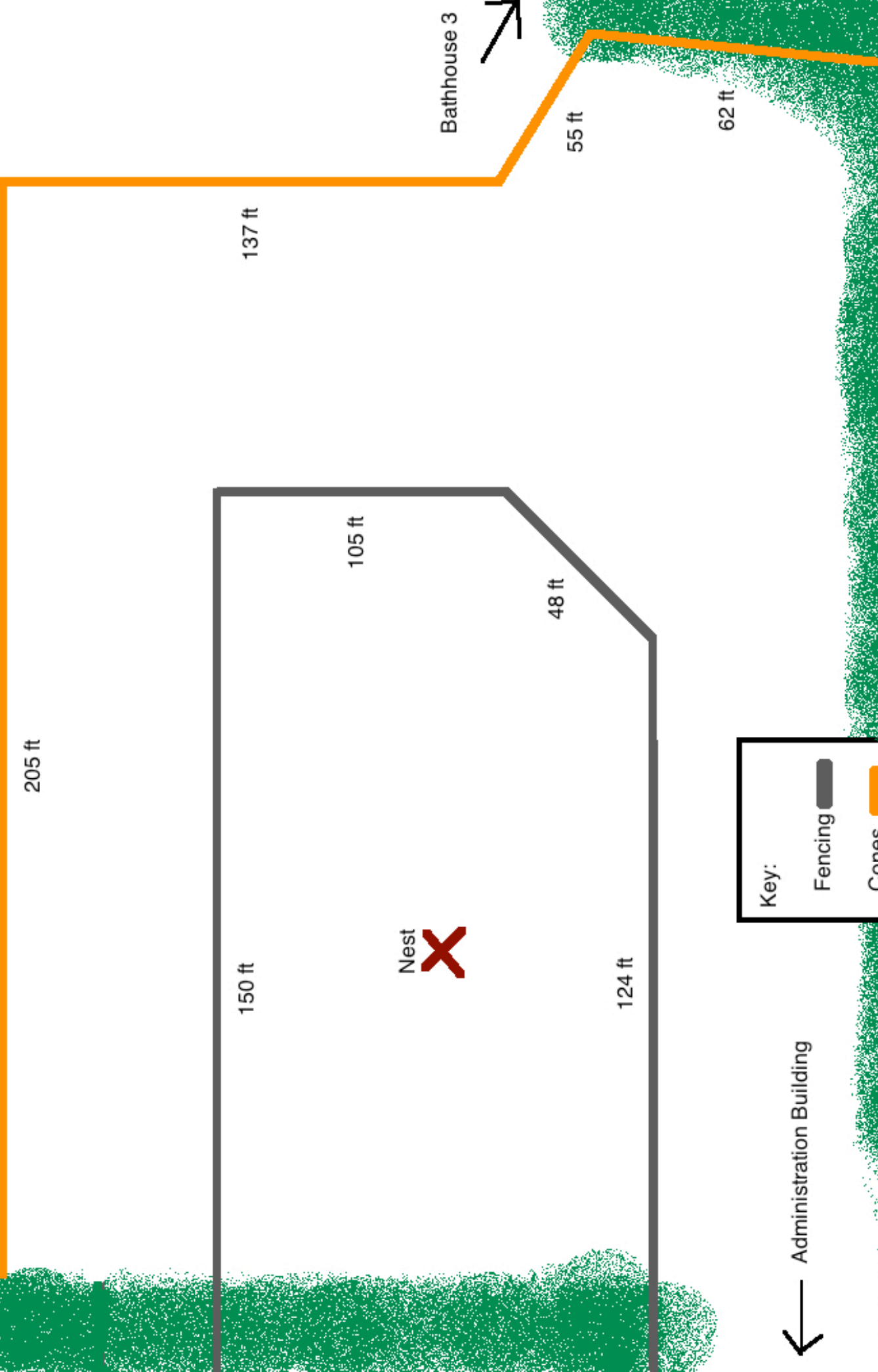
No Vehicles

PIPL Fencing

No Vehicles

No Vehicles





Bathroom 3

137 ft

55 ft

62 ft

205 ft

105 ft

48 ft

150 ft

124 ft

Nest X

Key:

- Fencing
- Cones

Administration Building