

Leslie Mirise

From: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Sent: Wednesday, February 12, 2020 1:42 PM
To: Leslie Mirise
Cc: Mark Hull; Daniel Salazar; Dan Perge; Stirling Robertson
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

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Leslie,

Thank you for submitting the following project for early coordination: SL 288 New Location Frontage Roads (CSJ: 2250-02-013). TPWD appreciates TxDOT's commitment to implement the practices listed in the Tier I Site Assessment form submitted on October 28, 2019 and those listed in the emails below. Based on a review of the documentation, the avoidance and mitigation efforts described, and provided that project plans do not change, TPWD considers coordination to be complete. However, please note it is the responsibility of the project proponent to comply with all federal, state, and local laws that protect plants, fish, and wildlife.

According to §2.204(g) of the 2013 TxDOT-TPWD MOU, TxDOT agreed to provide TXNDD reporting forms for observations of tracked SGCN (which includes federal- and state-listed species) occurrences within TxDOT project areas. Please keep this mind when completing project due diligence tasks. For TXNDD submission guidelines, please visit the following link: http://tpwd.texas.gov/huntwild/wild/wildlife_diversity/txnnd/submit.phtml

Sincerely,

Suzanne Walsh
Transportation Conservation Coordinator
(512) 389-4579

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Tuesday, February 11, 2020 2:52 PM
To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Cc: Mark Hull <Mark.Hull@txdot.gov>; Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Stirling Robertson <Stirling.Robertson@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Suzanne,

Thank you for your recommendations. TxDOT provides the following responses:

TPWD Recommendation 1: TPWD appreciates TxDOT's efforts to minimize impacts to water resources. TPWD recommends choosing the alignment with the least impact on wetlands and streams. Impacts at stream crossings should be minimized during the design phase by spanning stream channels and other water features when feasible, reducing culvert lengths, and utilizing metal-beam guard fence to increase slope angles and reduce embankment. To further minimize impacts, where culverts are used for road crossings, the crossings should be designed with the

culvert(s) in the active channel area lower than those in the floodplain benches so that the flow in the channel is not overly spread out. The central/low-flow culvert(s) should be large enough to handle a 1.5-year flow without backing up water. The bottoms of these lower culverts should be set at least a foot below grade (i.e. recessed) to allow natural substrate to cover the culvert bottom and to allow for aquatic organism passage. These lower, recessed culverts should be installed in the thalweg or deepest part of the channel and be aligned with the low flow channel.

TxDOT Response 1: Crossings are designed per TxDOT hydraulic specifications.

TPWD Recommendation 2: TPWD recommends avoiding riprap across stream channels and incorporating biotechnical stream bank stabilization methods, including live native vegetation or a combination of vegetative and structural materials. When riprap or other bank stabilization devices are necessary, their placement should not impede the movement of aquatic and terrestrial wildlife underneath the bridge. Consider larger bridge span lengths to cross the stream and allow for natural surface path under the roadway. Adequate vertical and horizontal clearances will allow terrestrial wildlife to pass safely under the road.

TxDOT Response 2: According to the project schematic, the project would not place riprap across stream channels. Crossings are designed per TxDOT hydraulic specifications. As an example of bridge widths, there are proposed bridges at two perennial streams within the project area: Hickory Creek and Dry Fork Hickory Creek. The proposed bridges at Hickory Creek would span the entire existing riparian corridor (approximately 870 to 1080 feet). Proposed bridges at Dry Fork Hickory Creek range in length between approximately 650 to 930 feet wide. Both of these crossings are the major riparian corridors in the project area and would provide wide areas for wildlife passage.

TPWD Recommendation 3: State-listed mussels have the potential to occur within perennial streams or intermittent streams with perennial pools in Denton County. TPWD recommends further evaluating species where suitable habitat may be present and relocating potentially impacted native aquatic resources in conjunction with a Permit to Introduce Fish, Shellfish or Aquatic Plants into Public Waters and an Aquatic Resource Relocation Plan (ARRP) if dewatering activities are required. ARRs assist in the permitting process to ensure that aquatic organisms are being handled properly and protected from danger during dewatering and/or relocation activities. The ARRP should be completed and approved by TPWD 30 days prior to activity within project waters and/or resource relocation and submitted with an application for a no-cost Permit to Introduce Fish, Shellfish, or Aquatic Plants into Public Waters. ARRs can be submitted to Adam Whisenant, TPWD Region 2 Kills and Spills Team (KAST) Biologist at (903) 520-8350 cell or adam.whisenant@tpwd.texas.gov.

TxDOT Response 3: As described in the Tier 1 Site Assessment Form, TxDOT commits to the Freshwater Mussel BMPs to avoid and minimize impacts to Texas heelsplitter and Louisiana pigtoe. TxDOT follows regulatory requirements by submitting an ARRP to TPWD as part of the permitting process. This includes survey and relocation prior to the start of construction.

TPWD Recommendation 4: TPWD recommends applying the Terrestrial Reptile BMPs of the 2017 BMP PA to the following additional species: Eastern box turtle, western box turtle, and western hognose snake

TxDOT Response 4: The proposed project already proposes to implement the Terrestrial Reptile BMPs for timber rattlesnake and Texas garter snake. Eastern box turtle, western box turtle, and western hognose snake would be added to that list.

TPWD Recommendation 5: TPWD recommends applying the Amphibian and Aquatic Reptile BMPs of the 2017 BMP PA to the following species: Strecker's chorus frog, Woodhouse's toad, smooth softshell

TxDOT Response 5: The Amphibian and Aquatic Reptile BMPs would be applied for Strecker's chorus frog, Woodhouse's toad, and smooth softshell.

TPWD Recommendation 6: TPWD recommends applying the Bat BMPs of the 2017 BMP PA to the following species: big brown bat, eastern red bat, hoary bat, Mexican free-tailed bat, tricolored bat

TxDOT Response 6: If trees with cavities, peeling bark, or other suitable habitat features, are detected on-site for big brown bat, eastern red bat, hoary bat, Mexican free-tailed bat, or tricolored bat, the Bat BMPs would be implemented. No specific suitable habitat locations or indications of bats were observed during the site assessment.

TPWD Recommendation 7: TPWD recommends applying the Plains Spotted Skunk BMP of the 2017 BMP PA to the following species: American badger, eastern spotted skunk, long-tailed weasel, southern short-tailed shrew, thirteen-lined ground squirrel, and woodland vole.

TxDOT Response 7: The following would be applied for American badger, eastern spotted skunk, long-tailed weasel, southern short-tailed shrew, thirteen-line ground squirrel, and woodland vole: Contractors will be advised of potential occurrence in the project area, and to avoid harming the species if encountered, and to avoid unnecessary impacts to dens.

TPWD Recommendation 8: TPWD recommends applying the Vegetation BMPs of the 2017 BMP PA. TPWD recommends surveying for Topeka purple-coneflower during the flowering period to determine if this species occurs within the project area. If SCGN plants are found within the project area, but outside the project footprint, please protect them with temporary barrier fencing and alert contractors to avoid disturbing the plants. If SCGN plants are found with the project footprint, please contact us at WHAB_TxDOT@tpwd.texas.gov to discuss options to seed bank or otherwise conserve populations prior to construction. Please submit records to the TXNDD for any SCGN plants found and copy our email address.

TxDOT Response 8: TxDOT will include the following in the project EPIC sheet: 1) Minimize the amount of vegetation cleared. Removal of native vegetation, particularly mature native trees and shrubs should be avoided to the greatest extent practicable. 2) Topeka purple-coneflower - Contractors will be advised of the potential occurrence in the project area, and to avoid harming the species if encountered.

Thank you,

Leslie Mirise

Environmental Specialist
Dallas District – DAL-ENV
Texas Department of Transportation
4777 East Highway 80
Mesquite, Texas 75150
(214) 320-6162 office
(214) 320-4470 FAX

From: Suzanne Walsh [<mailto:Suzanne.Walsh@tpwd.texas.gov>]

Sent: Friday, February 7, 2020 4:43 PM

To: Leslie Mirise <Leslie.Mirise@txdot.gov>

Cc: Mark Hull <Mark.Hull@txdot.gov>; Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Stirling Robertson <Stirling.Robertson@txdot.gov>

Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Leslie,

Stirling Robertson stated in his email dated January 21, 2019 that the district is re-designing the project to address water impacts. I appreciate him sharing this project information, including that the re-design will include eight to nine crossings that may be impacted, the avoidance of a wetland, the project will likely require a NWP 14 with PCN rather than an IP, and the water technical report is unavailable at this time due to the re-design.

TPWD recommends the following BMPs be implemented for the new location SL 288 frontage road system:

- TPWD appreciates TxDOT's efforts to minimize impacts to water resources. TPWD recommends choosing the alignment with the least impact on wetlands and streams. Impacts at stream crossings should be minimized during the design phase by spanning stream channels and other water features when feasible, reducing culvert lengths, and utilizing metal-beam guard fence to increase slope angles and reduce embankment. To further

minimize impacts, where culverts are used for road crossings, the crossings should be designed with the culvert(s) in the active channel area lower than those in the floodplain benches so that the flow in the channel is not overly spread out. The central/low-flow culvert(s) should be large enough to handle a 1.5-year flow without backing up water. The bottoms of these lower culverts should be set at least a foot below grade (i.e. recessed) to allow natural substrate to cover the culvert bottom and to allow for aquatic organism passage. These lower, recessed culverts should be installed in the thalweg or deepest part of the channel and be aligned with the low flow channel.

- TPWD recommends avoiding riprap across stream channels and incorporating biotechnical stream bank stabilization methods, including live native vegetation or a combination of vegetative and structural materials. When riprap or other bank stabilization devices are necessary, their placement should not impede the movement of aquatic and terrestrial wildlife underneath the bridge. Consider larger bridge span lengths to cross the stream and allow for natural surface path under the roadway. Adequate vertical and horizontal clearances will allow terrestrial wildlife to pass safely under the road.
- State-listed mussels have the potential to occur within perennial streams or intermittent streams with perennial pools in Denton County. TPWD recommends further evaluating species where suitable habitat may be present and relocating potentially impacted native aquatic resources in conjunction with a Permit to Introduce Fish, Shellfish or Aquatic Plants into Public Waters and an Aquatic Resource Relocation Plan (ARRP) if dewatering activities are required. ARRPs assist in the permitting process to ensure that aquatic organisms are being handled properly and protected from danger during dewatering and/or relocation activities. The ARRP should be completed and approved by TPWD 30 days prior to activity within project waters and/or resource relocation and submitted with an application for a no-cost Permit to Introduce Fish, Shellfish, or Aquatic Plants into Public Waters. ARRPs can be submitted to Adam Whisenant, TPWD Region 2 Kills and Spills Team (KAST) Biologist at (903) 520-8350 cell or adam.whisenant@tpwd.texas.gov.
- TPWD recommends applying the Terrestrial Reptile BMPs of the 2017 BMP PA to the following additional species:
Eastern box turtle, western box turtle, and western hognose snake
- TPWD recommends applying the Amphibian and Aquatic Reptile BMPs of the 2017 BMP PA to the following species:
Strecker's chorus frog, Woodhouse's toad, smooth softshell
- TPWD recommends applying the Bat BMPs of the 2017 BMP PA to the following species:
big brown bat, eastern red bat, hoary bat, Mexican free-tailed bat, tricolored bat
- TPWD recommends applying the Plains Spotted Skunk BMP of the 2017 BMP PA to the following species:
American badger, eastern spotted skunk, long-tailed weasel, southern short-tailed shrew, thirteen-lined ground squirrel, and woodland vole
- TPWD recommends applying the Vegetation BMPs of the 2017 BMP PA. TPWD recommends surveying for Topeka purple-coneflower during the flowering period to determine if this species occurs within the project area. If SCGN plants are found within the project area, but outside the project footprint, please protect them with temporary barrier fencing and alert contractors to avoid disturbing the plants. If SCGN plants are found with the project footprint, please contact us at WHAB_TXDOT@tpwd.texas.gov to discuss options to seed bank or otherwise conserve populations prior to construction. Please submit records to the TXNDD for any SCGN plants found and copy our email address.

If you have any questions, please let me know.

Thanks,
Suzanne

From: Suzanne Walsh [<mailto:Suzanne.Walsh@tpwd.texas.gov>]
Sent: Friday, January 10, 2020 4:45 PM
To: Leslie Mirise <Leslie.Mirise@txdot.gov>
Cc: Mark Hull <Mark.Hull@txdot.gov>; Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Stirling Robertson <Stirling.Robertson@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Leslie,

I checked ECOS and didn't see the water tech report. Please let me know when the report is available to review.

Thanks,
Suzanne

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Thursday, December 19, 2019 11:54 AM
To: Mark Hull <Mark.Hull@txdot.gov>; Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Stirling Robertson <Stirling.Robertson@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Suzanne,

Is there something in particular that you want to see out of the Water Tech Report? Impacts to WOUS would be addressed through mitigation with the USACE.

Leslie Mirise

Environmental Specialist
Dallas District – DAL-ENV
Texas Department of Transportation
4777 East Highway 80
Mesquite, Texas 75150
(214) 320-6162 office
(214) 320-4470 FAX

From: Mark Hull
Sent: Wednesday, December 18, 2019 4:12 PM
To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>; Leslie Mirise <Leslie.Mirise@txdot.gov>
Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Suzanne,

I have not received the updated Water Tech Report yet.

Mark Hull

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>

Date: 12/18/19 16:09 (GMT-06:00)

To: Leslie Mirise <Leslie.Mirise@txdot.gov>

Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>, Dan Perge <Dan.Perge@txdot.gov>, Mark Hull <Mark.Hull@txdot.gov>

Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Hi Leslie,

I'm checking on the status of the water report.

Thanks,
Suzanne

From: Leslie Mirise <Leslie.Mirise@txdot.gov>

Sent: Wednesday, November 27, 2019 1:59 PM

To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>

Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Mark Hull <Mark.Hull@txdot.gov>

Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Likewise! 😊

Leslie Mirise

Environmental Specialist

Dallas District – DAL-ENV

Texas Department of Transportation

4777 East Highway 80

Mesquite, Texas 75150

(214) 320-6162 office

(214) 320-4470 FAX

From: Suzanne Walsh [<mailto:Suzanne.Walsh@tpwd.texas.gov>]

Sent: Wednesday, November 27, 2019 1:41 PM

To: Leslie Mirise <Leslie.Mirise@txdot.gov>

Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Mark Hull <Mark.Hull@txdot.gov>

Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

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Leslie,

Thanks for letting me know. Have a Happy Thanksgiving.

Suzanne

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Wednesday, November 27, 2019 1:25 PM
To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Mark Hull <Mark.Hull@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Hi Suzanne,

Water Resources documents are still being developed. We can let you know once it is finalized and available in ECOS.

Thanks,

Leslie Mirise

From: Suzanne Walsh [<mailto:Suzanne.Walsh@tpwd.texas.gov>]
Sent: Friday, November 22, 2019 12:29 PM
To: Leslie Mirise <Leslie.Mirise@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

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Hi Leslie,

Do you have a water report available for this project?

Thanks,
Suzanne

From: Suzanne Walsh
Sent: Thursday, November 21, 2019 4:35 PM
To: Leslie Mirise <Leslie.Mirise@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Thanks, Leslie. I received the project schematic. I have eight projects ahead of your SL 288 project. I will let you know if I have any questions or need additional information.

Suzanne

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Thursday, November 21, 2019 4:27 PM
To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Hi Suzanne,

I just sent the 60% schematic through the dropbox. Please let me know if there are any snags picking it up. Although this schematic is at 60%, the footprint is set. We anticipate conditional approval on the schematic very soon.

Thanks!

Leslie Mirise

Environmental Specialist
Dallas District – DAL-ENV
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4777 East Highway 80
Mesquite, Texas 75150
(214) 320-6162 office
(214) 320-4470 FAX

From: Suzanne Walsh [<mailto:Suzanne.Walsh@tpwd.texas.gov>]
Sent: Thursday, November 21, 2019 3:47 PM
To: Leslie Mirise <Leslie.Mirise@txdot.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

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Hi Leslie,

Could you re-send the schematic to me? I can't find the dropbox email in my mail box. Or is it in ECOS?

Thanks,
Suzanne

Suzanne Walsh
Transportation Conservation Coordinator
(512) 389-4579

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Tuesday, October 29, 2019 10:08 AM
To: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Subject: FW: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Hi Suzanne,

I am still getting used to the new ECOS update and resulting bio resources document changes. I realized I should have also attached the Species Analysis Spreadsheet as soon as I sent the initial email but wanted to wait to attach those until you were officially assigned. Here you go...(please see attached). The spreadsheet is currently available in the supporting documents file that was sent in the initial email, but I wanted to give you the "official" stand-alone file as well.

I will also drop box a copy of the 60% schematic momentarily. My understanding is that although the schematic is not yet approved, the footprint has been set. Please let me know if you have any questions or need any additional information.

Thanks,

Leslie Mirise

Environmental Specialist
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Mesquite, Texas 75150
(214) 320-6162 office
(214) 320-4470 FAX

From: Ashley Reed [<mailto:Ashley.Reed@tpwd.texas.gov>]
Sent: Tuesday, October 29, 2019 9:05 AM
To: Leslie Mirise <Leslie.Mirise@txdot.gov>
Cc: Suzanne Walsh <Suzanne.Walsh@tpwd.texas.gov>
Subject: RE: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

The TPWD Wildlife Habitat Assessment Program has received your request and has assigned it project ID # 42690. The Habitat Assessment Biologist who will complete your project review is copied on this email.

Cheers,

Ashley Reed



Life's better outside.®

Administrative Assistant
Wildlife Diversity Program
Texas Parks & Wildlife
Office: (512) 389-8111
4200 Smith School Rd.
Austin, Tx 78744
ashley.reed@tpwd.texas.gov

From: Leslie Mirise <Leslie.Mirise@txdot.gov>
Sent: Monday, October 28, 2019 3:44 PM

To: WHAB_TxDOT <WHAB_TxDOT@tpwd.texas.gov>

Cc: Daniel Salazar <Daniel.Salazar@txdot.gov>; Dan Perge <Dan.Perge@txdot.gov>; Mohammed Shaikh <Mohammed.Shaikh@txdot.gov>

Subject: CSJ 2250-02-013, etc. SL 288 New Location Frontage Roads Project - Request for early coordination

Hello,

TxDOT requests early coordination for the SL 288 New Location Frontage Roads Project in Denton County, Texas. Please see ECOS for the project description. New ROW and easements are required, and the project is classified as an EA. I have attached the following:

1. The Tier 1 Site Assessment Form, including BMPs to be implemented;
2. Supporting Documents including but not limited to location map, species lists from TPWD RTEST and USFWS/IPaC, EMST documentation, and site photographs;
3. A separate NDD information file; and
4. The EMST and Observed Vegetation Excel spreadsheet.

These documents, along with other project-related information, are also available in ECOS under the CSJ: 2250-02-013. The 60% project schematic is available. However, due to the file size, I will drop box it directly to the assigned transportation liaison.

The letting date is currently September 2026. However, the planned NEPA clearance date for this project is April 1, 2020, and a public hearing is expected to be scheduled in early January 2020. Please provide comments or complete coordination on or before January 6, 2020, 10 weeks from this submission.

Please feel free to contact me with any questions or if you need any additional information.

Thank you,

Leslie Mirise

Environmental Specialist
Dallas District – DAL-ENV
Texas Department of Transportation
4777 East Highway 80
Mesquite, Texas 75150
(214) 320-6162 office
(214) 320-4470 FAX

A Texas Department of Transportation (TxDOT) message

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