
From: Fawal, Margaret K. <MKFawal@Venable.com>
Sent: Monday, September 20, 2021 11:09 AM
To: Wayland, Joshua
Cc: 'Mike Mckee'; Gosselin, Danielle; george_weekley@fws.gov; Converse, Yvette; Jennifer_Lewinsohn@fws.gov; Floyd, Kathryn K.
Subject: RE: Uinta Basin Railway draft Biological Opinion for STB Review

Good morning, Josh.

Thank you for providing a copy of the draft Biological Opinion for review. The Coalition suggests that mitigation measure ULT-9 be revised such that it is consistent with the language in mitigation measure BRC-7. The revision would read:

ULT-9. To reduce the risk of spreading seeds from noxious and invasive species into suitable habitat, the Coalition shall (1) power wash off-road earthmoving equipment that will be used in areas of suitable habitat within the project right-of-way prior to mobilization of that equipment to the project area, (2) power wash off-road earthmoving equipment being used in areas of suitable habitat within the project right-of-way on a monthly basis when night-time temperatures are above freezing (approximately April 1 through September 30), and (3) restrict off-road earthmoving equipment used within areas infested with noxious and invasive species from use within areas of suitable habitat within the project right-of-way without prior power-washing.

Please let us know if you have any questions.

Maggie

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From: Wayland, Joshua <Joshua.Wayland@stb.gov>

Sent: Friday, September 17, 2021 8:44 AM

To: Floyd, Kathryn K. <KKFloyd@Venable.com>

Cc: 'Mike Mckee' <mmckee@7county.utah.gov>; Fawal, Margaret K. <MKFawal@Venable.com>; Gosselin, Danielle <Danielle.Gosselin@stb.gov>

Subject: FW: Uinta Basin Railway draft Biological Opinion for STB Review

Caution: External Email

Kathryn,

As you requested, and consistent with the Endangered Species Act Section 7 regulations at 50 CFR § 402.14(g)(5), I am providing the attached copy of the draft Biological Opinion prepared by the U.S. Fish and Wildlife Service for the proposed Uinta Basin Railway. Please feel free to reach out to me with any questions or concerns.

Best,
Josh

Joshua Wayland, PhD
Environmental Protection Specialist
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From: Weekley, George M <george_weekley@fws.gov>
Sent: Thursday, September 16, 2021 5:31 PM
To: Wayland, Joshua <Joshua.Wayland@stb.gov>; Gosselin, Danielle <Danielle.Gosselin@stb.gov>
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Subject: Uinta Basin Railway draft Biological Opinion for STB Review

Josh and Danielle,

As promised, attached is the draft biological opinion for the proposed Uinta Basin Railway for the Surface Transportation Board's Office of Environmental Analysis (OEA). As we discussed, if the OEA can provide us comments by Monday morning, that would allow us to complete the opinion by the agreed upon timeframe of September 20.

Thank you for your patience in preparation of the biological opinion and please let us know if you have any questions or concerns.

George Weekley
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