Hays County Development Services

2171 Yarrington Rd, Suite 100, Kyle Texas 78640
(P) 512-393-2150 (Web) www.hayscountytx.gov

Endangered Species Act Acknowledgement Form

I. Background:

Hays County is home to several species listed as threatened or endangered under the Federal Endangered Species Act, Title 16 of the U.S. Code (USC). 1531, et seq. (ESA). The U.S. Fish and Wildlife Service (USFWS) has determined that certain land uses may cause "take" of listed species, as that term is defined by the ESA and relevant regulations found in Title 50 of the Code of Federal Regulations (CFR) 17.3. Generally, take of listed species of wildlife is prohibited by the ESA, unless USFWS has issued authorization in the form of an Incident Take Permit (ITP) pursuant to ESA section 10 or a biological opinion and incidental take statement pursuant to ESA section 7. For a list of endangered and threatened species potentially present in Hays County, please visit USFWS' website at https://www.fws.gov/program/endangered-species.

Hays County has received an ITP from USFWS that authorizes incidental take (take associated with otherwise lawful land use activities such as clearing trees for agriculture or development purposes of the golden-cheeked warbler and black-capped vireo (Covered Species) so long as the County implements the terms and conditions of the ITP. A map depicting potential Covered Species habitat located in Hays County may be accessed at http://www.hayscountyhcp.com/maps.html. The County may allow individuals and entities to "participate" in the ITP and, thereby, receive incident take authorization through the County's ITP. Relevant information regarding the participation process may be found at http://www.hayscountyhcp.com/. For additional information on complying with the ESA, please visit https://www.fws.gov/program/endangered-species or contact the USFWS Ecological Services, Austin Field Office at (512) 490-0057.

II. *Property Information:*

Project / Property Address or Street Names: _____

Property Owner Name: _____

Hays CAD Quick Reference ID: (R)_____

Project Name: _____

Project Description: _____

III. *Owner / Applicant Information:*

Property Owner Name: _____

Owner Phone: _____ Owner Email: _____

Applicant Name (if not Owner): _____

Applicant Phone: _____ Applicant Email: _____

IV. Certificate of Acknowledgment

By signing below, I understand and hereby acknowledge receipt of the Hays County Endangered Species Act Information. I also acknowledge that in undertaking my land use activity, in any form, I am obligated to comply with all relevant federal, state, and local laws, including but not limited to the federal Endangered Species Act, 16 U.S.C. 1531 et seq. I further acknowledge that the receipt of any permit or approval from Hays County does not relieve me of my obligations from other federal, state or local regulations & approvals.

_____ _____

Owner / Applicant Signature Date: