



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
GREATER ATLANTIC REGIONAL FISHERIES OFFICE
55 Great Republic Drive
Gloucester, MA 01930-2276

Charles N. Farris
Chief, Permits and Enforcement Branch, Regulatory Division
Department of the Army, Corps of Engineers
New England District
696 Virginia Road
Concord, MA 01742-2751

APR 27 2016

Re: NAE-2016-184 – Town of Bourne Dredging

Dear Mr. Farris:

We have completed our consultation under section 7 of the Endangered Species Act (ESA) in response to your letter received April 25, 2016, regarding the above-referenced proposed project. We reviewed the action agency's consultation request document and related materials. Based on our knowledge, expertise, and the action agency's materials, we concur with the action agency's conclusion that the proposed action is not likely to adversely affect any NMFS ESA-listed species and/or designated critical habitat in the action area proposed by this permit. Therefore, no further consultation pursuant to section 7 of the ESA is required.

Reinitiation of consultation is required and shall be requested by the Federal agency of by the Service, where discretionary Federal involvement or control over the action has been retained or is authorized by law and: (a) If new information reveals effects of the action that may affect listed species or critical habitat in a manner or to an extent not previously considered in the consultation; (b) If the identified action is subsequently modified in a manner that causes an effect to the listed species or critical habitat that was not considered in this consultation or; (c) If a new species is listed or critical habitat designated that may be affected by the identified action. No take is anticipated or exempted. Should you have any questions about this correspondence please contact Ross Pilotte at 978-281-9153 or by email (Ross.Pilotte@noaa.gov). For questions related to Essential Fish Habitat please contact Sue Tuxbury with our Habitat Conservation Division at 978-281-9176 or at (susan.tuxbury@noaa.gov).

Sincerely,

Kimberly B. Damon-Randall
Assistant Regional Administrator
for Protected Resources

EC: Pilotte, GAR/PRD, Renzoni, ACOE
PCTS: NER-2016-13322

File Code: H:/Section 7 Team/Section 7/Non-Fisheries/ACOE/Informal/2016/New England/Town of Bourne Dredge

