



# United States Department of the Interior



## FISH AND WILDLIFE SERVICE

West Virginia Field Office  
694 Beverly Pike  
Elkins, West Virginia 26241

### Concurrence Form for Indiana Bat Mist Net Reports

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Project: AEP Mitchell Landfill Project Marshall County, West Virginia

The U.S. Fish and Wildlife Service has reviewed the report on the bat survey conducted in the proposed project area and submitted on August 1, 2011. The survey followed the protocol outlined in the Draft Indiana Bat Recovery Plan. The survey covered approximately 152 acres of potential bat habitat and was conducted at 2 net sites from July 13-16, 2011. No federally-listed bats were captured. Mist net surveys are considered current for 5 years (the summer they are completed and the following four summer seasons). In this case, the survey will expire on May 15, 2016. If a significant amendment is proposed to change or expand this project, or if timber will be removed after that date, a new survey may be necessary and the Service should be contacted.

The entire project area was searched on foot to evaluate for the potential presence of caves and abandoned mine portals. No caves or portals were observed in the project area.

Based on the information provided to us, the Service has concluded that no federally-listed endangered or threatened bats are expected to be impacted by the project. Therefore, this project is not likely to adversely affect federally-listed species, and no further consultation under section 7(a)(2) of the Endangered Species Act (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*) is required with the Service. Should project plans change or amendments be proposed, or if additional information on listed and proposed species becomes available, this determination may be reconsidered.

If you have any questions regarding these comments, please contact Jim Zelenak at (304) 636-6586 or at the letterhead address.

James R. Zelenak  
Biologist

Date: 8/19/2011

Deborah Carter  
Deborah Carter, Field Supervisor

Date: 8/19/2011