



Bernadette Castro
Commissioner

New York State Office of Parks, Recreation and Historic Preservation
Historic Preservation Field Services Bureau
Peebles Island, PO Box 189, Waterford, New York 12188-0189

518-237-8643

January 30, 2006

Ms. Tina Orcutt
Superintendent
Women's Rights National Historical Park
136 Fall Street
Seneca Falls, New York 13148

Re: National Park Service
Wesleyan Chapel
Seneca Falls, Seneca Co.

Dear Ms. Orcutt,

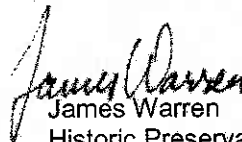
Thank you for hosting my tour of the Women's Rights National Historical Park this past Thursday the 25th. I enjoyed the opportunity to see the several WRNHP resources in the Seneca Falls area and, in particular, discussing the condition of the Wesleyan Chapel.

As we discussed, the condition of the remaining historic fabric of the Chapel is of concern; the current commemorative treatment of the Wesleyan Chapel has left the remnants of the historic Wesleyan Chapel exposed and that exposure has caused evident loss of and damage to the historic brickwork. I strongly encourage you to explore alternative treatments which would better ensure the long-term preservation of the chapel.

I am hopeful that any alternative treatment would not only enhance the preservation of the historic fabric of the Wesleyan Chapel, but would also be sensitive to the character of the Seneca Falls Historic District so as to not create an adverse effect on the district. I look forward to working in consultation with you and the National Park Service in upcoming months on this important project.

If you have any questions regarding this review, please call me at (518) 237-8643, extension 3283 or email me at james.warren@oprhp.state.ny.us.

Sincerely,



James Warren

Historic Preservation Program Analyst

Attachment A



United States Department of the Interior

NATIONAL PARK SERVICE
Women's Rights National Historical Park
136 Fall Street
Seneca Falls, NY 13148
Phone: 315-568-2991 Fax: 315-568-2141

IN REPLY REFER TO:
D20 (WORI-SUPT)

February 8, 2006

Patrice Giansante, Chair
Seneca Falls Heritage Area Commission
134 W. Bayard Street
Seneca Falls, NY 13148

Dear Ms. Giansante:

Women's Rights National Historical Park in Seneca Falls and Waterloo, NY protects and interprets among other sites, the Wesleyan Chapel which hosted the nation's first women's rights convention in 1848. In recent years, the remaining Wesleyan Chapel structure has entered into various stages of deterioration as a result of being exposed to varying environmental conditions. As a result, the long-term preservation of the chapel is threatened. Other issues confronting the chapel include difficulty conducting tours due to traffic noise, vandalism, and inappropriate use of the chapel grounds. These and other issues, which we hope you will help us to identify at an agency scoping meeting at the Park visitor center on March 8, 2006, from 1 p.m. to 3 p.m., have prompted the National Park Service (NPS) to take action.

To facilitate the process leading to the long-term preservation and enhancement of the chapel, the NPS is preparing an Environmental Assessment/Assessment of Effect (EA/AE) in accordance with the National Environmental Policy Act (NEPA) and Section 106 of the National Historic Preservation Act. The EA/AE will provide the decision-making framework in which significant issues facing the chapel will be identified, a reasonable range of alternatives and their effects will be presented and analyzed, and a strategy for the long-term preservation and enhancement of the Wesleyan Chapel will be determined.

During the initial phase of the EA/AE process, the NPS is seeking input from a variety of sources and providing multiple avenues for agencies and interested parties to provide feedback that will be used to identify issues, areas requiring additional study, and topics that will be analyzed in the EA/AE process. In addition to the agency scoping meeting, there is a public meeting scheduled March 8, 2006, from 6 p.m. to 8 p.m. in the Park visitor center. Comments can be submitted electronically at <http://parkplanning.nps.gov> or in writing to the Park by mail or hand delivery by March 24, 2006.

We hope that you will attend the March 8, 2006, agency meeting and share your suggestions, comments, and concerns about the Wesleyan Chapel and your ideas as to how to protect and preserve the chapel for future generations. Your feedback will be used to help the NPS determine the most appropriate course of action for implementation.

For further information, please contact Tina Orcutt, Superintendent, at 315-568-2991 ext.30. Please also contact the Park to confirm your attendance or convey your regrets at dorothy_fenton@nps.gov.

Sincerely,



Tina Orcutt
Superintendent



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
REGION THREE
333 E. WASHINGTON STREET
SYRACUSE, NEW YORK 13202
www.dot.state.ny.us

CARL F. FORD, P.E.
ACTING REGIONAL DIRECTOR

THOMAS MADISON, JR.
COMMISSIONER

February 28, 2006

Ms. Tina Orcutt, Supcrintendent
United States Department of the Interior
National Park Service
Women's Rights National Historical Park
136 Fall Street
Seneca Falls, New York 13148

Dear Ms. Orcutt:

Thank you for your invitation to attend the March 8, 2006 agency meeting concerning the Wesleyan Chapel. The New York State Department of Transportation is happy to participate in this endeavor.

Pam Grupp from our Environmental Section will be attending the meeting. If you have any questions, plcase contact Pam at (315) 428-4648.

Very truly yours,

Mark Frechette, P.E.
Director, Planning & Program Management Group

cc: Pam Grupp, Environmental Section



United States Department of the Interior

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Phone: 315-568-2991 Fax: 315-568-2141

IN REPLY REFER TO:
D20 (WORI-Ch, VS&CR)

March 3, 2006

Clint Halftown
Cayuga Nation of Indians
P.O. Box 11
Versailles, NY 14168

RECEIVED

NOV 10 2006

Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Halftown:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

Among the speakers at the First Women's Rights Convention were Lucretia and James Mott, Quakers from Philadelphia involved in the national movement to end slavery from the early 1830s. In 1848, they were traveling in New York and Canada on behalf of the Philadelphia Yearly Meeting of the Society of Friends (Quakers). As part of their tour, they visited the Quaker Mission to the Seneca Indian Nation at Cattaraugus. Lucretia Mott's report of her visit was published in the anti-slavery newspaper, The Liberator.

Several preservation and interpretation issues have presented themselves to the National Park Service related to the Wesleyan Chapel. Women's Rights National Historical Park is preparing an Environmental Assessment under the requirements of the National Environmental Policy Act to consider various management alternatives to address those issues. As specified in 36 CFR 800.8, requirements of Section 106 of the National Historic Preservation Act will be fulfilled through this process. As per the process in 36 CFR 800.2 (c)(2)(B)(ii) regarding historic properties and sites of significance to Indian tribes that may be affected by proposed management alternatives, Women's Rights National Historical Park is currently seeking consultation in the creation of management alternatives to conserve and preserve the remaining historic fabric of the Wesleyan Chapel in Seneca Falls, NY.

The Northeast Region of the National Park Service has identified the Cayuga Nation of Indians as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments, perspectives, concerns and recommendations into proposed management alternatives for the

treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,

A handwritten signature in cursive script that reads "Tina Orcutt".

Tina Orcutt
Superintendent



United States Department of the Interior

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Seneca Falls, NY 13148
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IN REPLY REFER TO:
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March 3, 2006

Irving Powless, Jr., Chief
Onondaga Nation
RR#1, Box 319-B
Nedrow, NY 13120

RECEIVED
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C. M. H. & Associates LLP
Seneca Falls, NY

Dear Mr. Powless:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

Among the speakers at the First Women's Rights Convention were Lucretia and James Mott, Quakers from Philadelphia involved in the national movement to end slavery from the early 1830s. In 1848, they were traveling in New York and Canada on behalf of the Philadelphia Yearly Meeting of the Society of Friends (Quakers). As part of their tour, they visited the Quaker Mission to the Seneca Indian Nation at Cattaraugus. Lucretia Mott's report of her visit was published in the anti-slavery newspaper, The Liberator.

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The Northeast Region of the National Park Service has identified the Onondaga Nation as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments, perspectives, concerns and recommendations into proposed management alternatives for the

treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,

Tina Orcutt

Tina Orcutt
Superintendent



United States Department of the Interior

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Seneca Falls, NY 13148
Phone: 315-568-2991 Fax: 315-568-2991

IN REPLY REFER TO:
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March 3, 2006

Tony Gonyea
Cultural Resource Rep. Onondaga Nation
R.R. Box 258c
Onondaga Nation
Nedrow, NY 13120

Dear Mr. Gonyea:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

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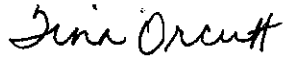
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The Northeast Region of the National Park Service has identified the Onondaga Nation as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments, perspectives, concerns

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SYRACUSE, NY

and recommendations into proposed management alternatives for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,

A handwritten signature in cursive script that reads "Tina Orcutt".

Tina Orcutt
Superintendent



United States Department of the Interior

NATIONAL PARK SERVICE
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136 Fall Street
Seneca Falls, NY 13148
Phone: 315-568-2991 Fax: 315-568-2141

IN REPLY REFER TO:
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March 3, 2006

Barry E. Snyder, Sr., President
Seneca Nation of Indians
1490 Rte 438
Irving, NY 14081

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Snyder:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

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The Northeast Region of the National Park Service has identified the Seneca Nation of Indians as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments,

perspectives, concerns and recommendations into proposed management alternatives for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,



Tina Orcutt
Superintendent



United States Department of the Interior

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March 3, 2006

Ms. Kathleen Mitchell, THPO
Seneca Nation Tribal Historic Preservation Office
467 Center Street
Salamanca, NY 14779

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Ms. Mitchell:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

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Tina Orcutt

Tina Orcutt
Superintendent



United States Department of the Interior

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IN REPLY REFER TO:
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March 3, 2006

Emerson Webster, Chief
Tonawanda Seneca Nation Office
7027 Meadville Road
Via Basom, NY 14013

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Webster:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

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Sincerely,

A handwritten signature in cursive script that reads "Tina Orcutt".

Tina Orcutt
Superintendent



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March 3, 2006

Darwin Hill
Tonawanda Seneca Nation Office
7027 Meadville Road
Via Basom, NY 14013

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Hill:

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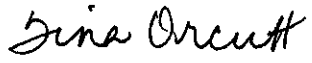
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The Northeast Region of the National Park Service has identified the Seneca Nation of Indians as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments,

perspectives, concerns and recommendations into proposed management alternatives for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,



Tina Orcutt
Superintendent



United States Department of the Interior

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March 3, 2006

LeRoy Howard, Chief
Seneca-Cayuga Tribe of Oklahoma
P.O. Box 1283
Miami, OK 74355

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Howard:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.

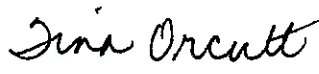
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The Northeast Region of the National Park Service has identified the Seneca-Cayuga Tribe of Oklahoma as having a possible interest in this historic building. I would like to discuss the proposed Environmental Assessment with you so that we may adequately integrate your comments, perspectives, concerns and recommendations into proposed management alternatives

for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

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Tina Orcutt
Superintendent



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IN REPLY REFER TO:
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March 3, 2006

Curtis Lazore
Haudenosaunee Standing Committee on Burial Rules and Regulations
c/o Mohawk Nation Office
P.O. Box 366
Rooseveltown, NY 13683

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NOV 10 2006
Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Lazore:

The Wesleyan Chapel was the site of the 1848 First Women's Rights Convention on July 19 and 20, 1848. An anti-slavery church, the Wesleyan Chapel was open to reform speakers unlikely to find other area venues in which to speak about or discuss issues of human rights. A few months before the women's rights convention, noted abolitionist Frederick Douglass spoke in the Wesleyan Chapel on ending slavery in the United States.


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The Northeast Region of the National Park Service has identified the Haudenosaunee as having a possible interest in this historic building. I would like to discuss the proposed Environmental assessment with you so that we may adequately integrate your comments, perspectives, concerns

and recommendations into proposed management alternatives for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,

A handwritten signature in cursive script that reads "Tina Orcutt".

Tina Orcutt
Superintendent



United States Department of the Interior

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March 3, 2006

Christine Abrams, Acting Director
Haudenosaunee Cultural Resource Center
c/o Tonawanda Seneca Nation Office
7027 Meadville Road
via Basom, NY 14013

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Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Ms. Abrams:

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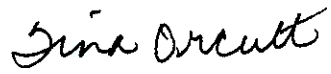
Among the speakers at the First Women's Rights Convention were Lucretia and James Mott, Quakers from Philadelphia involved in the national movement to end slavery from the early 1830s. In 1848, they were traveling in New York and Canada on behalf of the Philadelphia Yearly Meeting of the Society of Friends (Quakers). As part of their tour, they visited the Quaker Mission to the Seneca Indian Nation at Cattaraugus. Lucretia Mott's report of her visit was published in the anti-slavery newspaper, The Liberator.

Several preservation and interpretation issues have presented themselves to the National Park Service related to the Wesleyan Chapel. Women's Rights National Historical Park is preparing an Environmental Assessment under the requirements of the National Environmental Policy Act to consider various management alternatives to address those issues. As specified in 36 CFR 800.8, requirements of Section 106 of the National Historic Preservation Act will be fulfilled through this process. As per the process in 36 CFR 800.2 (c)(2)(B)(ii) regarding historic properties and sites of significance to Indian tribes that may be affected by proposed management alternatives, Women's Rights National Historical Park is currently seeking consultation in the creation of management alternatives to conserve and preserve the remaining historic fabric of the Wesleyan Chapel in Seneca Falls, NY.

The Northeast Region of the National Park Service has identified the Haudenosaunee as having a possible interest in this historic building. I would like to discuss the proposed Environmental assessment with you so that we may adequately integrate your comments, perspectives, concerns

and recommendations into proposed management alternatives for the treatment of the Wesleyan Chapel. If you have any questions or would like additional information, please contact Vivien Rose, Chief of Visitor Services and Cultural Resources at 315-568-0007.

Sincerely,

A handwritten signature in cursive script that reads "Tina Orcutt".

Tina Orcutt
Superintendent

SENECA FALLS POLICE DEPARTMENT

Frederick V. Capozzi
Chief of Police



315-568-5853
315-568-5854

60 STATE STREET
P.O. BOX 108
SENECA FALLS, NEW YORK 13148-0108

March 09, 2006

Superintendent Ms. Tina Orcutt
Womens Rights National Historical Park
136 Fall St.
Seneca Falls, N.Y. 13148

Dear Superintendent Orcutt:

The Seneca Falls Police Department, as well as all branches of our Village government, has had and continues to have a tremendous working relationship with the National Park Service.

In an effort to address some issues which have occurred in the past, and continues to occur, our Police Department has observed ongoing problems which together we need to address.

Because of the layout of the open grass area being below street level and very difficult to see where the bleachers are erected, we have had individuals being able to conceal themselves from our Officers who are on patrol. Because the vision is obscured from street level inside the Wesleyan Chapel building, individuals are able to congregate and also vandalize the building while being concealed.

The Seneca Falls Police Department does periodically check these grounds and does respond whenever called upon by the National Park Service or its neighbors.

Page Two:

I would like to recommend that the National Park would consider putting video cameras in both the Wesleyan Chapel and around the Visitors Center and video feed this to the Seneca Falls Police Department's dispatch, which is manned by personnel 24 hours a day.

You may also consider having videotaping component to this equipment.

A second recommendation would be that a law enforcement Ranger could be brought in to work security to help deter vandalism at the 136 Fall Street address as well as other property that the National Park Service owns in and outside of our Village.

I would be willing to meet with you to discuss these recommendations and brainstorm any ideas that you may have in our ongoing effort to provide service and protection to the National Park Service's property.

Respectfully submitted,


Frederick V. Capozzi
Chief of Police

FVC/suf

**New York State Department of Environmental Conservation
Division of Fish, Wildlife & Marine Resources**

New York Natural Heritage Program

625 Broadway, 5th floor, Albany, New York 12233-4757

Phone: (518) 402-8935 • FAX: (518) 402-8925

Website: www.dec.state.ny



Denise M. Sheehan
Commissioner

March 28, 2006

Michael D Alexander
Clough, Harbour & Associates
441 South Salina Street
Syracuse, NY 13202-4712

RECEIVED

MAR 30 2006

Clough, Harbour & Associates LLP
SYRACUSE, NY

Dear Mr. Alexander:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to an Environmental Assessment for the proposed NPS Wesleyan Chapel Project 15003.1001.1106 improvements, site as indicated on the map you provided, located at 126 Fall Street, Village of Seneca Falls, Seneca County.

Enclosed is a report of rare or state-listed animals and plants, significant natural communities, and other significant habitats, which our databases indicate occur, or may occur, on your site or in the immediate vicinity of your site. The information contained in this report is considered sensitive and may not be released to the public without permission from the New York Natural Heritage Program.

The presence of rare species may result in this project requiring additional permits, permit conditions, or review. For further guidance, and for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, at the enclosed address.

For most sites, comprehensive field surveys have not been conducted; the enclosed report only includes records from our databases. We cannot provide a definitive statement on presence or absence of all rare or state-listed species or significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental impact assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

Sincerely,

Charlene Houle
Charlene Houle, Information Services
NY Natural Heritage Program

Enc.

cc: Reg. 8, Wildlife Mgr.



New York State Office of Parks, Recreation and Historic Preservation
Historic Preservation Field Services Bureau
Peebles Island, PO Box 189, Waterford, New York 12188-0189

518-237-8643

Bernadette Castro
Commissioner

May 15, 2006

Ms. Tina Orcutt, Superintendent
Women's Rights National Historical Park
136 Fall Street
Seneca Falls, New York 13148

Re: National Park Service
Wesleyan Chapel
Seneca Falls, Seneca Co.

Dear Ms. Orcutt,

Thank you for the opportunity to preview the conceptual alternative treatments for the Wesleyan Chapel. We concur the National Park Service's selection of the preferred preliminary alternative "D," rehabilitation of the Chapel to reestablish the building's envelope and secure the historic walls and roof structure from the elements.

We can endorse this preliminary rehabilitation proposal as providing for the long-term preservation of the Chapel in a manner that clearly distinguishes the historic material from new work in a sympathetic manner and presents the historic volume of the Chapel to better present its historic presence in the streetscape.

The preferred alternative also appears to be more appropriate to the character of the Seneca Falls Historic District than the existing commemorative design or other proposed alternatives.

I look forward to reviewing your Environmental Assessment/Assessment of Effect in upcoming months and to working with you as this project progresses. As always, you may call me at (518) 237-8643, extension 3283 or email me at james.warren@oprhp.state.ny.us.

Sincerely,

James Warren
Historic Sites Restoration Coordinator

Attachment C



United States Department of the Interior

FISH AND WILDLIFE SERVICE

3817 Luker Road
Cortland, NY 13045



May 17, 2006

Mr. Michael D. Alexander, AICP
Planner II
Clough Harbour & Associates LLP
441 South Salina Street
Syracuse, NY 13202-4712

RECEIVED

MAY 19 2006

**Clough, Harbour & Associates LLP
SYRACUSE, NY**

Dear Mr. Alexander:

This responds to your February 27, 2006, letter requesting information on the presence of endangered or threatened species within the vicinity of the Wesleyan Chapel located in the Village of Seneca Falls, Seneca County, New York. We understand the National Park Service (NPS) proposes to preserve the Chapel and that all improvements to the site will be limited to the immediate area near the footprint of the Chapel. As you are aware, Federal agencies, such as the NPS, have responsibilities under Section 7(a)(2) of the Endangered Species Act of 1973 (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*) to consult with the U.S. Fish and Wildlife Service (Service) regarding projects that may affect Federally-listed species or "critical habitat" and confer with the Service regarding projects that may affect Federally-proposed species or proposed "critical habitat."

Currently, we are only aware of one Federally-listed species with the potential to occur within structures, such as the Chapel. The Indiana bat (*Myotis sodalis*), a Federally- and State-listed endangered species, has been observed using structures (*e.g.*, the attic of a church and cedar siding of a home) for roosting and maternity colony sites on an infrequent basis. However, we find the likelihood of adverse effects to Indiana bats from the proposed project to be extremely unlikely to occur, and thus, discountable. The Service also anticipates no impacts to any other Federally-listed or proposed species. In addition, no habitat in the project area is currently designated or proposed "critical habitat" in accordance with provisions of the ESA.

In conclusion, no further ESA coordination or consultation with the Service is required for the proposed project. Should project plans change, or if additional information on listed or proposed species or critical habitat becomes available, this determination may be reconsidered. The most recent compilation of Federally-listed and proposed endangered and threatened species in New York* is available for your information. Until the proposed project is complete, we recommend that you check our website every 90 days from the date of this letter to ensure that listed species presence/absence information for the proposed project is current.

The above comments pertaining to endangered species under our jurisdiction are provided as technical assistance pursuant to the ESA. This response does not preclude additional Service comments under other legislation.

As stated above, the Indiana bat is listed as endangered by the State of New York. Any additional information regarding the project and its potential to impact the Indiana bat should be coordinated with both this office and with the New York State Department of Environmental Conservation (NYSDEC). The NYSDEC contact for the Endangered Species Program is Mr. Peter Nye, Endangered Species Unit, 625 Broadway, Albany, NY 12233 (telephone: [518] 402-8859).

For additional information on fish and wildlife resources or State-listed species, we suggest you contact the appropriate NYSDEC regional office(s)* and the New York Natural Heritage Program Information Services.*

Thank you for your time. If you require additional information please contact Robyn Niver at (607) 753-9334. Future correspondence with us on this project should reference project file 60753.

Sincerely,

Anned. Secord
for David A. Stilwell
Field Supervisor

*Additional information referred to above may be found on our website at:
<http://www.fws.gov/northeast/nyfo/es/section7.htm>

cc: NYSDEC, Avon, NY (Attn: Env. Permits)
NYSDEC, Albany, NY (Endangered Species; Attn: P. Nye)