

## **Migratory Bird Stipulations**

Land clearing or other surface disturbance associated with the Proposed Action would be conducted outside of the avian breeding season, whenever feasible, to avoid potential destruction of or disturbance to active bird nests (with eggs or young). When surface disturbance must be created during the avian breeding season (March 1 through August 31), a qualified biologist would survey the area prior to land clearing or other disturbance activities. This survey would include a search for nesting raptors within ½ mile line-of-sight. This survey should be performed no more than 10 days and no less than 1 day prior to the proposed activity. The survey will be conducted within the time frame of one hour pre-sunrise to 2 hours post-sunrise and/or 1 hour pre-sunset to 2 hours post-sunset when birds are most active. If active nests (including raptor nests) are located, or if other evidence of nesting (i.e., mated pairs, territorial defense, carrying nest material, transporting food) is observed, the BLM biologist will be notified to determine pre-disturbance mitigation. In addition, results (positive or negative) of the nesting survey would be reported to the BLM biologist in writing within 7 working days of survey completion. Any questions about the Migratory Bird Treaty Act should be referred to the Reno Office of the U.S. Fish and Wildlife Service at (775) 861-6300, or email at [asknevada@fws.gov](mailto:asknevada@fws.gov).