



Hays County Development Services
P.O Box 1006 San Marcos TX 78667-1006
2171 Yarrington Road San Marcos TX 78666
512-393-2150 / 512-493-1915 fax

Endangered Species Act Information Addendum and Certificate of Acknowledgment

1. Background

Hays County is home to several species listed as threatened or endangered under the Federal Endangered Species Act, 16 U.S.C. 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 at 50 C.F.R. 17.3. Generally, take of listed species of wildlife is prohibited by the ESA, unless USFWS has issued authorization in the form of an incidental 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 www.fws.gov/endangered.

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 www.hayscountyhcp.com/maps.html . The County may allow individuals and entities to “participate” in the ITP and, thereby, receive incidental take authorization through the County’s ITP. Relevant information regarding the participation process may be found at www.hayscountyhcp.com . For additional information on complying with the ESA, please visit www.fws.gov/endangered or contact the USFWS Ecological Services Austin Field Office at (512) 490-0057.

2. Applicant and Property Information

Applicant Contact Information:

Project Name: _____

Property Owner: _____ Email and Phone: _____

Project/Property Address, or nearest street intersection if address unavailable: _____

Contact Person Name (if different from Property Owner): _____

Phone: _____ Email: _____

Relationship to Owner: _____

Application Type (check one):

New Subdivision Manufactured Home Rental Community
 Replat/Revision Condominium Development

Certificate of Acknowledgment

(a) I, _____, acknowledge receipt of the Hays County Endangered Species Act Information Addendum. I also acknowledge that in undertaking my land use activity, I am obligated to comply with all relevant federal, state, and local laws, including specifically the federal Endangered Species Act, 16 U.S.C. 1531 et seq.

(b) I, _____, further acknowledge that receipt of a permit or approval from Hays County does not relieve me of the obligations set forth in paragraph (a) above.

Signed : _____

Date: _____