

## Doss, Gary

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**From:** Patrick Woerner <Patrick.Woerner@dep.nj.gov>  
**Sent:** Friday, January 16, 2015 5:42 PM  
**To:** Doss, Gary  
**Cc:** Smith, Lawrence; Pettit, Chris; Jerri Weigand; NJERRQUESTIONS; Dave Jenkins  
**Subject:** RE: SBL39568 - Ohana Enterprises ENSP Consultation

Gary,

With the inclusion of the conditional language you've noted below, ENSP has concluded that the project (SBL39568) will not affect Northern Long-Eared Bat.

Best,

Pat

*Please note new email address:* [patrick.woerner@dep.nj.gov](mailto:patrick.woerner@dep.nj.gov)

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<http://www.njfishandwildlife.com/ensp/landscape/index.htm>  
[http://www.njfishandwildlife.com/ensp/landscape/landscape\\_train.htm](http://www.njfishandwildlife.com/ensp/landscape/landscape_train.htm)

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**From:** Doss, Gary [mailto:gdoss@Dewberry.com]  
**Sent:** Wednesday, January 07, 2015 10:58 AM  
**To:** Patrick Woerner  
**Cc:** Smith, Lawrence; Pettit, Chris; Jerri Weigand; NJERRQUESTIONS  
**Subject:** SBL39568 - Ohana Enterprises ENSP Consultation

Patrick,

We are conducting an environmental assessment for the above-referenced property, located at 3006 Route 37, Toms River, NJ. The property is being reviewed for environmental compliance for inclusion in the CDBG-DR-funded Stronger New Jersey Business Loans (SBL) program. The parcel contains a gas station and associated car wash and fueling island. The proposal for the project includes a demolition of the building and fueling island, and reconstruction with a new building and reconfiguration of the fueling island (site plan is attached). I have included a GIS shapefile of the subject parcels for your reference.

The roadway adjacent to the east (Fischer Boulevard) is mapped as being potential habitat for federally threatened/endangered bat species. While the subject property is not mapped as bat habitat, bats are a highly mobile species and the subject property contains several large trees that are greater than 10 inches in diameter.

The applicant proposes to commence construction in July of 2015 and conclude construction activities by the end of December, 2015. Construction staging would occur on-site. It is noted that the majority of the parcel is currently paved. We acknowledge that according to the NJDEP ArcGIS tool, areas mapped as containing potential bat habitat have timing restrictions in place; proposed activities may not remove trees greater than or equal to 10 inches in diameter between April 1<sup>st</sup> and September 30<sup>th</sup>. We intend to include this conditional language in our assessment.

Please let us know if this is an acceptable approach. If you have any further questions, do not hesitate to contact me.

Thanks,  
Gary

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