

**Table 6–3. Take Limits for Covered Species and Avoidance and Minimization Criteria for Covered Species<sup>1</sup>**

Covered Species	Take Limits <sup>2</sup>	Take and Impact Minimization Criteria, Unless Variance Approved <sup>3</sup>
Tricolored blackbird	<ul style="list-style-type: none"> <li>• Removal of and disturbance to known nesting sites occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 1,300 feet from nesting sites.
Yellow-breasted chat	<ul style="list-style-type: none"> <li>• Removal of occupied nest sites is not permitted.</li> <li>• Impact limits on covered species habitats are described in Tables 4-8, 4-9, and 4-10.</li> </ul>	Project site build-out boundary is at least 500 feet from nesting sites.
Bank swallow	<ul style="list-style-type: none"> <li>• Removal of and disturbance to known nesting sites occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 200 feet from nesting sites.
Western burrowing owl	<ul style="list-style-type: none"> <li>• Impacts on occupied burrows are not permitted except in accordance with CDFW mitigation guidelines (DFG 2012).</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 500 feet from occupied burrows.
Western yellow-billed cuckoo	<ul style="list-style-type: none"> <li>• Removal of nesting habitat occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 1,300 feet from occupied nesting habitat.
Greater sandhill crane	<ul style="list-style-type: none"> <li>• Take of this species (i.e., direct injury or mortality) and removal of and disturbance to winter roost sites occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 2,600 feet from winter roost sites.
California black rail	<ul style="list-style-type: none"> <li>• Take of this species (i.e., direct injury or mortality) and removal of and disturbance to occupied habitat is not permitted.</li> </ul>	Project site build-out boundary is at least 500 feet from occupied habitat.
American peregrine falcon	<ul style="list-style-type: none"> <li>• Take (i.e., direct injury or mortality) is not permitted and removal of and disturbance nesting sites occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 500 feet from nesting sites.
Swainson’s hawk	<ul style="list-style-type: none"> <li>• Impacts on occupied nest sites are not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 1,300 feet from occupied nest sites.

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White-tailed kite	<ul style="list-style-type: none"> <li>• Take (i.e., direct injury or mortality) is not permitted. No project-related activities are implemented that result in injury or mortality of adults, nestlings, or eggs (e.g., removal of nest trees occupied by nesting kites).</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 1,300 feet from occupied nest sites.
Bald eagle	<ul style="list-style-type: none"> <li>• Take (i.e., direct injury or mortality) and removal of nesting and roosting trees occupied within 5 years prior to project implementation is not permitted.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 1,300 feet from occupied nest and roost sites.
Giant garter snake	<ul style="list-style-type: none"> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Blainville’s horned lizard	<ul style="list-style-type: none"> <li>• Removal of up to two (2) occupied habitat sites in permanent development covered activity project footprints is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or regional distribution of the species.</li> </ul>	Not applicable.
Western pond turtle	<ul style="list-style-type: none"> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Foothill yellow-legged frog	<ul style="list-style-type: none"> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Western spadefoot toad	<ul style="list-style-type: none"> <li>• No removal of breeding pools supporting occurrences of breeding western spadefoot toad is permitted until at least four (4) new breeding habitat occurrences are discovered or established in the Plan Area. When the four (4) additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to three (3) occurrences discovered within proposed project footprints may be removed. The breeding habitat may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 250 feet from occupied habitat.

**Table 6–3. Take Limits for Covered Species and Avoidance and Minimization Criteria for Covered Species<sup>1</sup> (continued)**

Covered Species	Take Limits <sup>2</sup>	Take and Impact Minimization Criteria, Unless Variance Approved <sup>3</sup>
Central Valley steelhead Central Valley spring-run Chinook salmon Central Valley fall/late fall-run Chinook salmon Green sturgeon	<ul style="list-style-type: none"> <li>Impact limits on these covered species habitats are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Valley elderberry longhorn beetle	<ul style="list-style-type: none"> <li>Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Vernal pool tadpole shrimp Vernal pool fairy shrimp	<ul style="list-style-type: none"> <li>Impact limits on these covered species habitats are described in Tables 4–8 and 4–9.</li> </ul>	Not applicable.
Conservancy fairy shrimp	<ul style="list-style-type: none"> <li>No take of this species is permitted.</li> </ul>	Project site build-out boundary is at least 250 feet from occupied habitat unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.
Ferris’ milkvetch Lesser saltscare Ahart’s dwarf rush Ahart’s paronychia California beaked-rush	<ul style="list-style-type: none"> <li>None of the currently known and extant occurrences identified in Appendix A, <i>Covered Species Accounts</i>, may be removed. Removal of plants in up to eight (8) currently unknown occurrences of each of these species that are discovered over the term of the BRCP is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>Impact limits on these covered species habitats are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.

**Table 6–3. Take Limits for Covered Species and Avoidance and Minimization Criteria for Covered Species<sup>1</sup> (continued)**

Covered Species	Take Limits <sup>2</sup>	Take and Impact Minimization Criteria, Unless Variance Approved <sup>3</sup>
Hoover’s spurge	<ul style="list-style-type: none"> <li>• No take of this species is permitted until at least four (4) new occurrences are discovered or established in the Plan Area. When the four (4) additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to two (2) occurrences discovered within proposed project footprints may be removed as long as those occurrences do not include more than 20 percent of the mean annual number of plants in protected occurrences. Plants may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 250 feet from mapped unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.
Red Bluff dwarf rush	<ul style="list-style-type: none"> <li>• Removal of all plants within covered activity footprints is permitted. In addition, removal of plants in up to eight (8) currently unknown occurrences of this species that are discovered over the term of the BRCP is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	For significant occurrences, project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.
Butte County checkerbloom	<ul style="list-style-type: none"> <li>• Removal of all plants within covered activity footprints is permitted. In addition, removal of plants in up to 20 currently unknown occurrences of this species that are discovered over the term of the BRCP is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	For significant occurrences, project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.

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Butte County golden clover	<ul style="list-style-type: none"> <li>• Removal of all plants within covered activity footprints is permitted. In addition, removal of plants in up to four (4) currently unknown occurrences of this species that are discovered over the term of the BRCP is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	<p>For significant occurrences, project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.</p>
Butte County meadowfoam	<ul style="list-style-type: none"> <li>• Removal of all plants and habitat within the covered activity impact footprints shown in Figures 4-48 through 4-48d is permitted. In addition, removal of plants in up to six (6) currently unknown occurrences totaling no more than 10,000 plants in normal moisture years that are discovered over the term of the BRCP is permitted unless, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4-8, 4-9, and 4-10.</li> </ul>	<p>For occurrences outside of the Butte County Meadowfoam Preserve, project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.</p>
Veiny monardella	<ul style="list-style-type: none"> <li>• No take of this species is permitted until the eight (8) occurrences in the Neal Road Drop-Off and Recycling Facility UPA have been protected and at least four (4) new occurrences are discovered or established in the Plan Area. When the four (4) additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to four (4) occurrences discovered within proposed project footprints may be removed, as long as those occurrences do not total more than 20 percent of the mean annual number of plants in protected occurrences. Plants may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	<p>Project site build-out boundary is at least 250 feet from mapped occurrences unless a shorter distance is approved by BCAG, USFWS, and CDFW.</p>

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Hairy Orcutt grass	<ul style="list-style-type: none"> <li>• No take of this species is permitted until at least eight (8) new occurrences are discovered or established in the Plan Area. When the eight (8) additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to two (2) occurrences discovered within proposed project footprints may be removed as long as those occurrences do not total more than 20 percent of the mean annual number of plants in protected occurrences. Plants may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	<p>Project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.</p>
Slender Orcutt grass	<ul style="list-style-type: none"> <li>• No take of this species is permitted until at least eight new occurrences are located or established in the Plan Area. When the eight additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to 2 occurrences discovered within proposed project footprints may be removed as long as those occurrences do not total more than 20 percent of the mean annual number of plants in protected occurrences. Plants may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	<p>Project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.</p>

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Covered Species	Take Limits <sup>2</sup>	Take and Impact Minimization Criteria, Unless Variance Approved <sup>3</sup>
Greene’s tuctoria	<ul style="list-style-type: none"> <li>• No take of this species is permitted until at least four (4) new occurrences are discovered or established in the Plan Area. When the four (4) additional occurrences are protected or established and with concurrence of USFWS and CDFW, up to two (2) occurrences discovered within proposed project footprints may be removed as long as those occurrences do not total more than 20 percent of the mean number of plants in protected occurrences. Plants may not be removed if, in consultation with USFWS and CDFW, it is determined that the proposed project would remove a significant occurrence that is necessary to maintain the genetic diversity or maintain the regional distribution of the species.</li> <li>• Impact limits on this covered species habitat are described in Tables 4–8 and 4–9.</li> </ul>	Project site build-out boundary is at least 250 feet from mapped occurrences unless there is an intervening hydrologic barrier or project is located within an existing developed site and all applicable avoidance and minimization measures are implemented.

<sup>1</sup>Impact limits on covered species habitats are described in Tables 4–8, 4–9, and 4–10.

<sup>2</sup>BRCP defines a plant species occurrence as a continuous patch of habitat supporting one or more individual plants or multiple patches of habitat supporting one or more plants found within 0.25 mile and not separated by significant habitat discontinuities.

<sup>3</sup>Distances for avoidance and minimization criteria identified in this table can be less if approved by BCAG, USFWS, and CDFW.