


NATIVE ENDANGERED & THREATENED SP. HABITAT CONSERVATION PLAN  
ENDANGERED & THREATENED WILDLIFE**Permit Number: TE27171C-0**

Effective: 8/7/2018 Expires: 8/6/2043

**Issuing Office:**

Department of the Interior  
U.S. FISH & WILDLIFE SERVICE  
Endangered Species Permit Office  
2800 Cottage Way, Suite W-2606  
Sacramento, CA 95825-1846  
permitsR8ES@fws.gov



FIELD OFFICE SUPERVISOR

**Permittee:**

**FAIRVIEW CORNERS LLC C/O FC INVESTORS LLC & GAVILAN COLLEGE JOINT COMMUNITY COLLEGE DISTRICT**  
**385 WOODVIEW AVENUE SUITE 100**  
**MORGAN HILL, CA 95037**  
**U.S.A.**

**Name and Title of Principal Officer:**

MARY BETH LONG - VICE PRESIDENT, FC INVESTORS LLC  
FREDERICK HARRIS - V.P., ADMINISTRATIVE SERVICES, GAVILAN JOINT COMMUNITY COLLEGE DISTRICT

Authority: Statutes and Regulations: 16 USC 1539(a), 16 USC 1533(d); 50 CFR 17.22, 50 CFR 17.32, 50 CFR 13.

**Location where authorized activity may be conducted:**

Southeast of the City of Hollister in unincorporated San Benito County

**Reporting requirements:**

See permit conditions for reporting requirements

**Authorizations and Conditions:**

- A. General conditions set out in Subpart B of 50 CFR 13, and specific conditions contained in Federal regulations cited above, are hereby made a part of this permit. All activities authorized herein must be carried out in accordance with and for the purposes described in the application submitted. Continued validity, or renewal of this permit is subject to complete and timely compliance with all applicable conditions, including the filing of all required information and reports.
- B. The validity of this permit is also conditioned upon strict observance of all applicable foreign, state, local tribal, or other federal law.
- C. Valid for use by permittee named above.
- D. All sections and provisions of Title 50 Code of Federal Regulations, parts 13 and 17.32, are conditions of this permit.
- E. The authorization granted by this permit is subject to compliance with, and implementation of the Habitat Conservation Plan for the Gavilan College San Benito Campus and Fairview Corners Residential Development (HCP), hereby incorporated by reference. This permit and the HCP are binding upon the Permittee, and any authorized officer, employee, contractor, or agent conducting covered activities.
- F. The Permittee, and its authorized officers, employees, contractors, and agents are authorized under the Endangered Species Act of 1973, as amended (Act), to incidentally take the endangered San Joaquin kit fox (*Vulpes macrotis mutica*) and threatened California tiger salamander (*Ambystoma californiense*), to the extent that take of these species would otherwise be prohibited under section 9 of the Act, and its implementing regulations, or pursuant to a rule

NATIVE ENDANGERED & THREATENED SP. HABITAT CONSERVATION PLAN  
ENDANGERED & THREATENED WILDLIFE**Permit Number: TE27171C-0**

Effective: 8/7/2018 Expires: 8/6/2043

promulgated under section 4(d) of the Act. Take may only occur incidental to otherwise lawful covered activities within the 137.31-acre action area, as described in the HCP, and as conditioned herein. This permit authorizes the incidental take of all life stages of the San Joaquin kit fox and California tiger salamander in the form of harm, capture, injury, and mortality caused by implementation of the project activities within the project area.

- G. The Permittee must refer to the permit number above in all correspondence and reports concerning permit activities. Any questions you may have about this permit should be directed to the Field Supervisor of the Ventura Fish and Wildlife Office, 2493 Portola Road, Suite B, Ventura, California 93003, telephone (805) 644-1766.
- H. A copy of this permit must be on the premises of the project site, or in the possession of the Permittee or its designated agents while conducting activities that may result in incidental take.
- I. Only qualified individuals authorized by the Service under the authority of this permit and its associated biological opinion may conduct handling of San Joaquin kit fox and California tiger salamander as described in the HCP. The Permittee must request our approval of any additional individual(s) it wishes to employ to conduct these activities. The Permittee must provide the names, addresses, phone numbers, and qualifications of the requested individuals to work with the San Joaquin kit fox and California tiger salamander to the Ventura Fish and Wildlife Office at least 30 days prior to the start of the requested activities. Individuals may conduct the requested activities only following the written concurrence of the Service.
- J. Annual reports must meet all requirements referenced in the HCP and be provided by the Permittee to the Service as described in the HCP.
- K. Upon finding any dead or injured San Joaquin kit fox or California tiger salamanders, the Permittee or designated agents must notify the Service's Ventura Fish and Wildlife Office at (805) 644-1766 within 3 working days. The notification must include the date, time, and location of the specimen, cause of death, if known, and any other pertinent information. Care must be taken in handling dead specimens to preserve biological material in the best possible state for later analysis. Should any injured San Joaquin kit fox or California tiger salamanders survive, the Permittee must contact the Service regarding their final disposition. Any remains of intact San Joaquin kit fox and California tiger salamanders should be placed with educational or research institutions holding the appropriate State and Federal permits.