



## State of New Jersey

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Forestry Services

Mail Code 501-04

ONLM - Natural Heritage Program

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CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*Lt. Governor*

BOB MARTIN  
*Commissioner*

April 14, 2014

Gary Doss  
Dewberry Engineers, Inc.  
600 Parsippany Road, Suite 301  
Parsippany, NJ 07054

Re: SBL38781-Nino's Family Restaurant

Dear Mr. Doss:

Thank you for your data request regarding rare species information for the above referenced project site in North Wildwood, Cape May County.

Searches of the Natural Heritage Database and the Landscape Project (Version 3.1) are based on a representation of the boundaries of your project site in our Geographic Information System (GIS). We make every effort to accurately transfer your project bounds from the topographic map(s) submitted with the Request for Data into our Geographic Information System. We do not typically verify that your project bounds are accurate, or check them against other sources.

We have checked the Landscape Project habitat mapping and the Biotics Database for occurrences of any rare wildlife species or wildlife habitat on the referenced site. The Natural Heritage Database was searched for occurrences of rare plant species or ecological communities that may be on the project site. Please refer to Table 1 (attached) to determine if any rare plant species, ecological communities, or rare wildlife species or wildlife habitat are documented on site. A detailed report is provided for each category coded as 'Yes' in Table 1.

We have also checked the Landscape Project habitat mapping and Biotics Database for all occurrences of rare wildlife species or wildlife habitat within one mile of the referenced site. Please refer to Table 2 (attached) to determine if any rare wildlife species or wildlife habitat is documented within one mile of the project site. Detailed reports are provided for each category coded as 'Yes' in Table 2. These reports may include species that have also been documented on the project site.

For requests submitted as part of a Flood Hazard Area Control Act (FHACA) rule application, we report records for all rare plant species and ecological communities tracked by the Natural Heritage Program that may be on your project site. (In some borderline cases these records may be described as on or in the immediate vicinity of your project site.) A subset of these plant species are also covered by the FHACA rules when the records are located within one mile of the project site. One mile searches for plant species will only report occurrences for those plant species identified under the FHACA regulations as being critically dependent on the watercourse. Please refer to Table 2 (attached) to determine if any rare plant species covered by the FHACA rules have been documented. Detailed reports are provided for each category coded as 'Yes' in Table 2. These reports may include species that have also been documented on the project site.

The Natural Heritage Program reviews its data periodically to identify priority sites for natural diversity in the State. Included as priority sites are some of the State's best habitats for rare and endangered species and ecological communities. Please refer to Tables 1 and 2 (attached) to determine if any priority sites are located on or within one mile of the project site.

A list of rare plant species and ecological communities that have been documented from the project site, referenced above, can be downloaded from <http://www.state.nj.us/dep/parksandforests/natural/heritage/countylist.html>. If suitable habitat is present at the project site, the species in that list have potential to be present.

Status and rank codes used in the tables and lists are defined in EXPLANATION OF CODES USED IN NATURAL HERITAGE REPORTS, which can be downloaded from [http://www.state.nj.us/dep/parksandforests/natural/heritage/nhpcodes\\_2010.pdf](http://www.state.nj.us/dep/parksandforests/natural/heritage/nhpcodes_2010.pdf).

If you have questions concerning the wildlife records or wildlife species mentioned in this response, we recommend that you visit the interactive NJ-GeoWeb website at the following URL, <http://www.state.nj.us/dep/gis/geoweb splash.htm> or contact the Division of Fish and Wildlife, Endangered and Nongame Species Program at (609) 292-9400.

PLEASE SEE 'CAUTIONS AND RESTRICTIONS ON NHP DATA', which can be downloaded from <http://www.state.nj.us/dep/parksandforests/natural/heritage/newcaution2008.pdf>.

Thank you for consulting the Natural Heritage Program. The attached invoice details the payment due for processing this data request. Feel free to contact us again regarding any future data requests.

Sincerely,



Robert J. Cartica  
Administrator

c: NHP File No. 14-3907417-5330

***Table 1: On Site Data Request Search Results (7 Possible Reports)***

Rare Plants/Ecological Communities Possibly On Site:	No
Rare Plants/Ecological Communities On Site/Immediate Vicinity:	No
Natural Heritage Priority Sites On Site:	No
Landscape 3.1 Species Based Patches On Site:	No
Landscape 3.1 Vernal Pool Habitat On Site:	No
Landscape 3.1 Stream/Mussel Habitat On Site:	No
Other Animals Tracked by ENSP On Site:	Yes

**Other Animal Species  
On the Project Site Based on  
Additional Species Tracked by  
Endangered and Nongame Species Program**

<b>Scientific Name</b>	<b>Common Name</b>	<b>Federal Protection Status</b>	<b>State Protection Status</b>	<b>Grank</b>	<b>Srank</b>
<i>Invertebrate Animals</i>					
Cicindela dorsalis media	Southeastern Beach Tiger Beetle			G4T3T4	S1S2
Cicindela dorsalis media	Southeastern Beach Tiger Beetle			G4T3T4	S1S2
Total number of records:	2				

***Table 2: Within 1 Mile for FHACA Searches (6 possible reports)***

Rare Plants/Ecological Communities within 1 mile:	No
Natural Heritage Priority Sites within 1 mile:	No
Landscape 3.1 Species Based Patches within 1 mile:	Yes
Landscape 3.1 Vernal Pool Habitat within 1 mile:	No
Landscape 3.1 Stream/Mussel Habitat within 1 mile:	No
Other Animals Tracked by ENSP within 1 mile:	Yes

**Rare Wildlife Species or Wildlife Habitat Within One  
Mile of the Project Site Based on Search of  
Landscape Project 3.1 Species Based Patches**

<b>Class</b>	<b>Common Name</b>	<b>Scientific Name</b>	<b>Feature Type</b>	<b>Rank</b>	<b>Federal Protection</b>	<b>State Protection</b>	<b>Grank</b>	<b>Strank</b>
<i>Aves</i>	American Oystercatcher	Haematopus palliatus	Nesting Area	2	NA	Special Concern	G5	S3B,S3N
	American Oystercatcher	Haematopus palliatus	Non-breeding Concentration	2	NA	Special Concern	G5	S3B,S3N
	Bald Eagle	Haliaeetus leucocephalus	Foraging	4	NA	State Endangered	G5	S1B,S2N
	Black Skimmer	Rynchops niger	Foraging	4	NA	State Endangered	G5	S1B,S1N
	Black Skimmer	Rynchops niger	Nesting Colony	4	NA	State Endangered	G5	S1B,S1N
	Black-crowned Night-heron	Nycticorax nycticorax	Foraging	3	NA	State Threatened	G5	S2B,S3N
	Black-crowned Night-heron	Nycticorax nycticorax	Nesting Colony	3	NA	State Threatened	G5	S2B,S3N
	Cattle Egret	Bubulcus ibis	Foraging	3	NA	State Threatened	G5	S2B,S3N
	Cattle Egret	Bubulcus ibis	Nesting Colony	3	NA	State Threatened	G5	S2B,S3N
	Common Tern	Sterna hirundo	Foraging	2	NA	Special Concern	G5	S3B,S4N
	Common Tern	Sterna hirundo	Nesting Colony	2	NA	Special Concern	G5	S3B,S4N
	Glossy Ibis	Plegadis falcinellus	Foraging	2	NA	Special Concern	G5	S3B,S4N

Class	Common Name	Scientific Name	Feature Type	Rank	Federal Protection	State Protection	Grank	Srank
	Glossy Ibis	Plegadis falcinellus	Nesting Colony	2	NA	Special Concern	G5	S3B,S4N
	Great Blue Heron	Ardea herodias	Foraging	2	NA	Special Concern	G5	S3B,S4N
	Least Tern	Sternula antillarum	Foraging	4	NA	State Endangered	G4	S1B,S1N
	Least Tern	Sternula antillarum	Nesting Colony	4	NA	State Endangered	G4	S1B,S1N
	Little Blue Heron	Egretta caerulea	Foraging	2	NA	Special Concern	G5	S3B,S3N
	Little Blue Heron	Egretta caerulea	Nesting Colony	2	NA	Special Concern	G5	S3B,S3N
	Migratory Raptor Concentration Site	Raptor Winter Concentration Area	Concentration Site	4	NA	State Endangered	GNR	SNR
	Osprey	Pandion haliaetus	Foraging	3	NA	State Threatened	G5	S2B
	Osprey	Pandion haliaetus	Nest	3	NA	State Threatened	G5	S2B
	Piping Plover	Charadrius melodus	Nesting Area	5	Federally Listed Threatened	State Endangered	G3	S1B,S1N
	Red Knot	Calidris canutus	Non-breeding Sighting	4	NA	State Endangered	G4	S1N
	Sanderling	Calidris alba	Non-breeding Sighting	2	NA	Special Concern	G5	S3N
	Semipalmated Sandpiper	Calidris pusilla	Non-breeding Sighting	2	NA	Special Concern	G5	S3N
	Snowy Egret	Egretta thula	Foraging	2	NA	Special Concern	G5	S3B,S4N
	Snowy Egret	Egretta thula	Nesting Colony	2	NA	Special Concern	G5	S3B,S4N

Class	Common Name	Scientific Name	Feature Type	Rank	Federal Protection	State Protection	Grank	Srank
	Tricolored Heron	Egretta tricolor	Foraging	2	NA	Special Concern	G5	S3B,S3N
	Tricolored Heron	Egretta tricolor	Nesting Colony	2	NA	Special Concern	G5	S3B,S3N
	Whimbrel	Numenius phaeopus	Non-breeding Sighting	2	NA	Special Concern	G5	S3N
	Yellow-crowned Night-heron	Nyctanassa violacea	Foraging	3	NA	State Threatened	G5	S2B,S2N
	Yellow-crowned Night-heron	Nyctanassa violacea	Nesting Colony	3	NA	State Threatened	G5	S2B,S2N
<b>Mammalia</b>								
	Fin Whale	Balaenoptera physalus	Live Individual Sighting	5	Federally Listed Endangered	State Endangered	G3G4	S1
	Humpback Whale	Megaptera novaeangliae	Foraging Area	5	Federally Listed Endangered	State Endangered	G4	S1
	Humpback Whale	Megaptera novaeangliae	Live Individual Sighting	5	Federally Listed Endangered	State Endangered	G4	S1
	North Atlantic Right Whale	Eubalaena glacialis	Live Individual Sighting	5	Federally Listed Endangered	State Endangered	G1	S1
<b>Reptilia</b>								
	Atlantic Leatherback	Dermochelys coriacea	Occupied Habitat	5	Federally Listed Endangered	State Endangered	G2	S1



<b>Class</b>	<b>Common Name</b>	<b>Scientific Name</b>	<b>Feature Type</b>	<b>Rank</b>	<b>Federal Protection</b>	<b>State Protection</b>	<b>Grank</b>	<b>Srank</b>
	Atlantic Loggerhead	Caretta caretta	Marine Telemetry: Partial Activity Range	5	Federally Listed Threatened	State Endangered	G3	S1
	Atlantic Loggerhead	Caretta caretta	Occupied Habitat	5	Federally Listed Threatened	State Endangered	G3	S1

**Other Animal Species  
 Within One Mile of the Project Site Based on  
 Additional Species Tracked by  
 Endangered and Nongame Species Program**

<b>Scientific Name</b>	<b>Common Name</b>	<b>Federal Protection Status</b>	<b>State Protection Status</b>	<b>Grank</b>	<b>Srank</b>
<i><b>Invertebrate Animals</b></i>					
Cicindela dorsalis media	Southeastern Beach Tiger Beetle			G4T3T4	S1S2
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Cicindela dorsalis media	Southeastern Beach Tiger Beetle			G4T3T4	S1S2
Cicindela dorsalis media	Southeastern Beach Tiger Beetle			G4T3T4	S1S2
Total number of records:	4				
<i><b>Vertebrate Animals</b></i>					
Tursiops truncatus	Bottlenose Dolphin			G5	S3
Total number of records:	1				