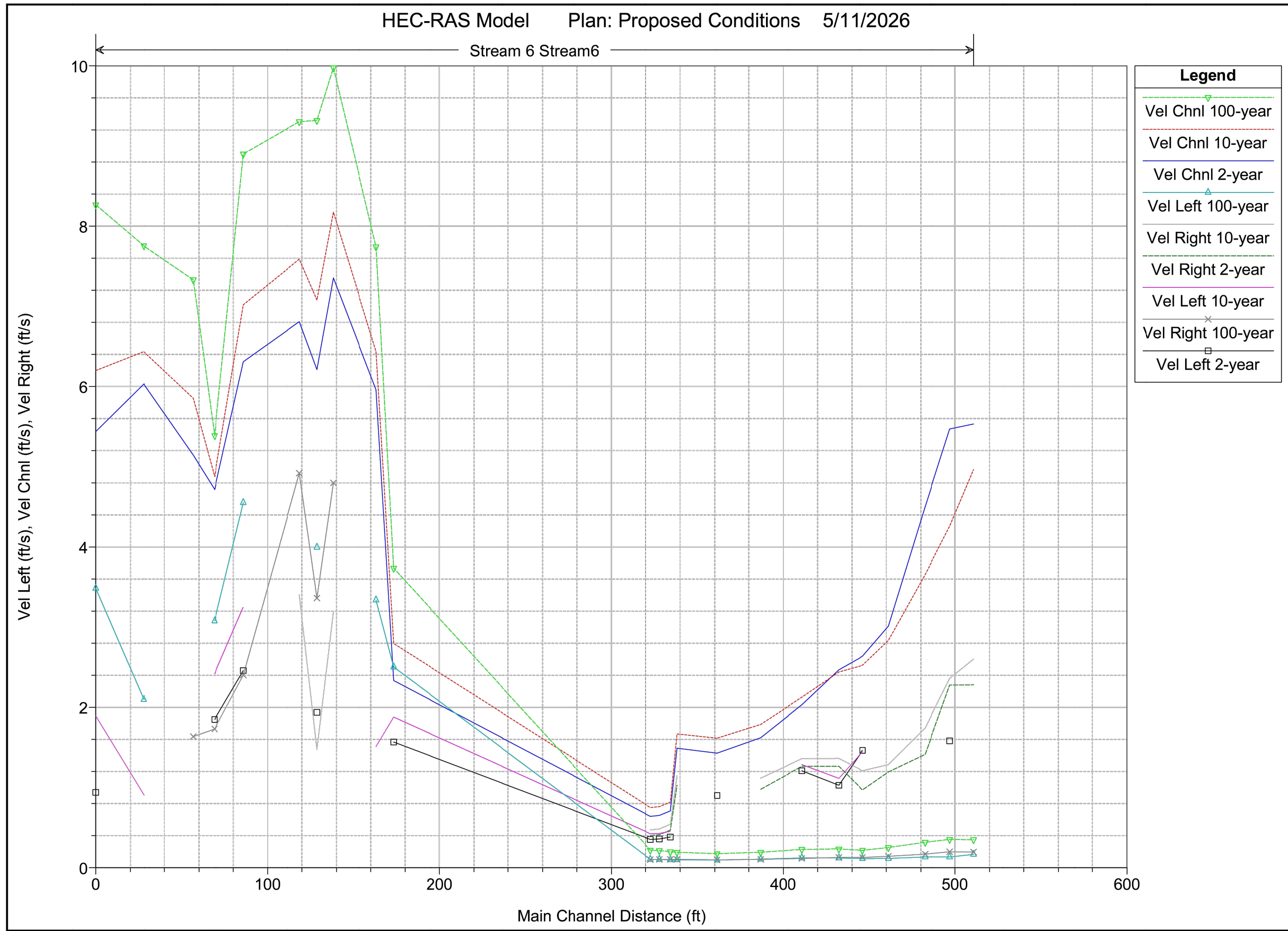
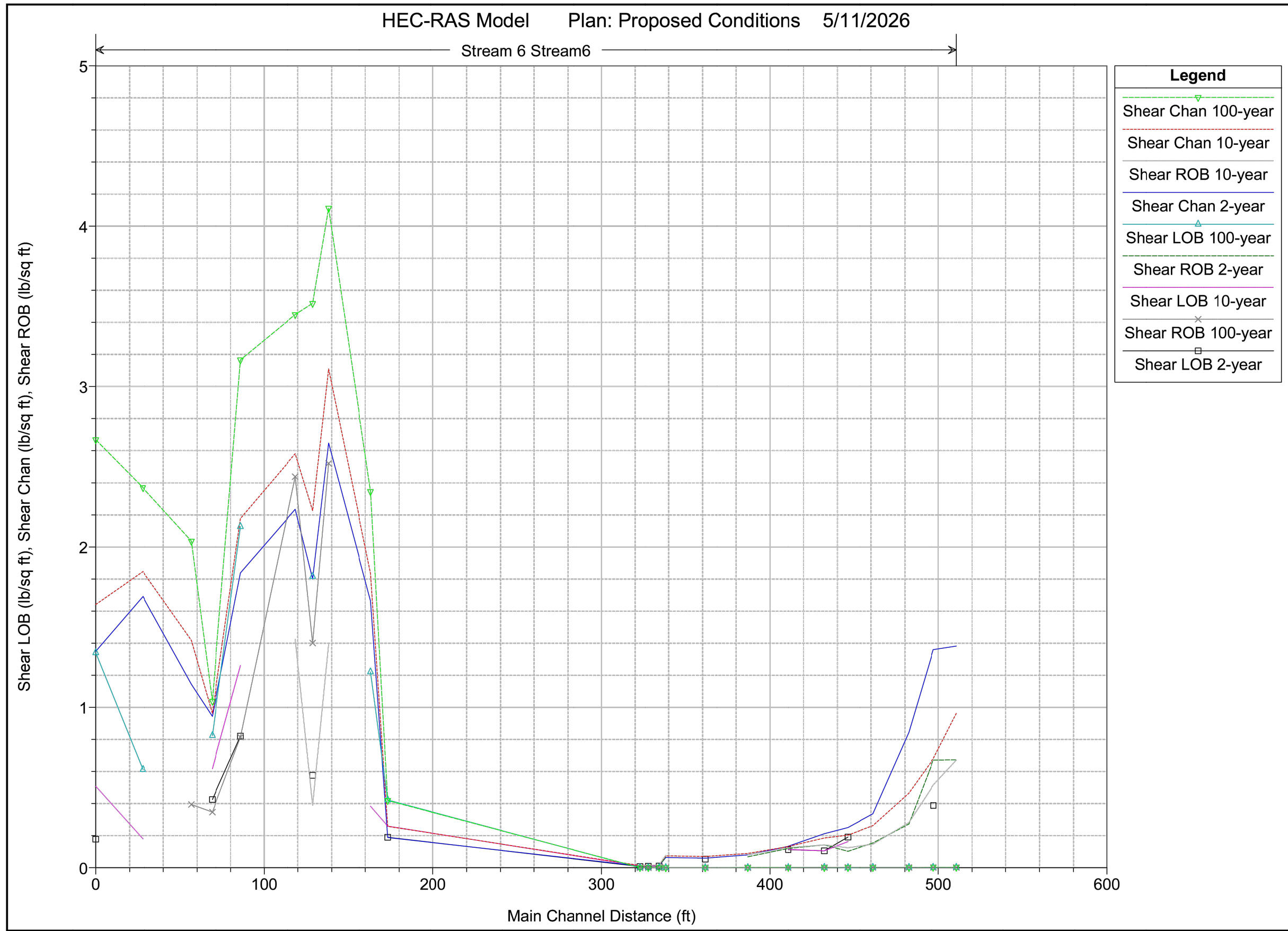


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US Fish & Wildlife Service Section 107 Concurrence Letter



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Washington Ecological Services
1009 College St. SE, Suite 215
Lacey, Washington 98503



In Reply Refer to:
FWS/R1/2026-0020758

MEMORANDUM

To: Natural Resources Manager, Shoalwater Bay Indian Tribe
Tokeland, Washington

From: For State Supervisor, Washington Fish and Wildlife Office
Lacey, Washington

Subject: Eagle Hill and RAISE Loop Projects

This letter is in response to your May 7, 2026, request for our concurrence with your determination that the proposed construction of new roadways within the Shoalwater Bay Indian Reservation in Tokeland, Pacific County, Washington, “may affect, but is not likely to adversely affect” federally listed species. We received your letter, Biological Assessment (BA), and other supplemental materials providing information in support of “may affect, not likely to adversely affect” determinations, on May 7, 2026.

Specifically, you requested informal consultation and our concurrence pursuant to section 7(a)(2) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*) (ESA) for the following federally listed species and critical habitat: marbled murrelet (*Brachyramphus marmoratus*), western snowy plover (*Charadrius nivosus nivosus*), and western snowy plover designated critical habitat.

We were able to expedite our review and evaluation since you provided the required information and analysis of the proposed action and its potential effects on listed species and designated critical habitats in the BA, consultation initiation package, and correspondence with our staff. Where relevant, we adopted the information and analyses you provided. The BA is included as an enclosure to this letter, and we indicate where we have incorporated this information by reference in the sections below.

Based on the information you provided, best available science, and complete and successful implementation of the conservation measures included in the BA, we concur with your determination that the effects of the proposed action “may affect, but is not likely to adversely affect” marbled murrelet, western snowy plover, and western snowy plover designated critical habitat.

PACIFIC REGION 1

DESCRIPTION OF THE PROPOSED ACTION AND EFFECTS OF THE ACTION

The Shoalwater Bay Indian Tribe proposes to construct approximately 3.66 miles of new roadway to support future housing developments. Proposed work will occur on and adjacent to Eagle Hill Road, North Cove Beach Access Road, and RAISE Loop Road, forming a loop with State Route 105. Additional components of the road construction include sidewalks, underground utilities, light poles, and a culvert replacement. Construction is anticipated to begin in spring 2027 and to be completed over the course of two years.

The full description of the proposed action, including conservation measures and action area, are hereby incorporated by reference from the BA (pp. 1-3 to 1-11). The effects of the action are described in the BA and are incorporated by reference as indicated below. We have provided additional original analysis or clarification of effects when needed.

Marbled Murrelet

The effects analysis on pages 4-1 to 5-1 of the BA is incorporated by reference.

Western Snowy Plover

The effects analysis on pages 4-1 to 4-8, 5-2, of the BA is incorporated by reference. We further clarify that the proposed action will occur on the opposite side of the State Route 105 from western snowy plover nesting habitat, and nesting western snowy plovers within 0.25 miles of the proposed action are likely already habituated to elevated noise levels and visual disturbance from human activity. Future increases in disturbance of humans and human-attracted predators to nesting western snowy plovers as a result of the new road construction is anticipated; however, the proposed action's inclusion of trash handling conservation measures, along with the separation of the new road construction from the beach by the existing State Route 105 and the existing human land uses in the vicinity (e.g., recreational beach use, private residences, and the Shoalwater Bay Casino), contributes to an insignificant impact of the proposed action on western snowy plovers.

Western Snowy Plover Designated Critical Habitat

The effects analysis on pages 4-1 to 4-8, 5-2, of the BA is incorporated by reference.

CONCLUSION

This concludes consultation pursuant to the regulations implementing the ESA. This action should be re-analyzed and re-initiation may be necessary if 1) new information reveals effects of the action that may affect listed species or critical habitat in a manner, or to an extent, not considered in this consultation, 2) if the action is subsequently modified in a manner that causes an effect to a listed species or critical habitat that was not considered in this consultation, and/or 3) a new species is listed or critical habitat is designated that may be affected by this action.

This letter and its enclosure constitute a complete response by the Service to your request for informal consultation and concurrence. A complete record of this consultation is on file at the Washington Fish and Wildlife Office, in Lacey, Washington. This letter and its enclosure constitute a complete response by the Service to your request for informal consultation. A

complete record of this consultation is on file at the Washington Fish and Wildlife Office, in Lacey, Washington. If you have any questions about this letter or our shared responsibilities under the ESA, please contact Emma Walz (emma_walz@fws.gov) and copy the Washington Ecological Services Inbox (washingtonfwo@fws.gov).

Enclosure:

Biological Assessment for Eagle Hill and RAISE Loop Projects

cc:

Shoalwater Bay Indian Tribe, Tokeland, WA (A. McCloskey)

Shoalwater Bay Indian Tribe, Tokeland, WA (R. Thomas)

Bureau of Indian Affairs Section 106 Concurrence Letters



United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
Northwest Regional Office
911 NE 11th Avenue
Portland, Oregon 97232-4169

01/13/2026

IN REPLY REFER TO:
DIVISION OF ENVIRONMENTAL & CULTURAL RESOURCE MGMT.

Allyson Brooks, Ph.D.
State Historic Preservation Officer
Washington Department of Archaeological and Historic Preservation
1110 S. Capitol Way, Suite 30
Olympia, Washington 98501

RE: Bureau of Indian Affairs; Shoalwater Bay Indian Tribe Upland Village Relocation Road (RAISE) Project

Dear Dr. Brooks:

The Bureau of Indian Affairs (BIA) Northwest Regional Office (NWRO) is conducting National Historic Preservation Act (NHPA) Section 106 consultation with your office regarding the Shoalwater Bay Indian Tribe's North Cove Beach Access Road project, an element of the U.S. Department of Transportation (USDOT) Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Project, located in Tokeland, Washington.

The project proposes to relocate the Shoalwater Bay Indian Tribe to an upland location for safety and preservation of the community from a potential tsunami event. Due to the large file size of the project submittals to the BIA, we are transmitting portions of the project documentation via several emails. The BIA has reviewed the area of the proposed undertaking which has not been previously surveyed. However, the proposed impact areas are identified as having a "Low Risk or Moderately Low Risk" to contain historic deposits. As a precaution, the BIA has requested that the Tribe provide a Tribal Monitor for ground disturbing portions of the project that may take place on flat surfaces and low-lying areas of the project.

Therefore, after consultation with the Tribe, as per §36 CFR 800.5(b), BIA has determined that the implementation of the proposed undertaking will result in a 'No Adverse Effect' on historic properties. The BIA is requesting your concurrence with the assessment of effects within 30 days of receipt of this letter.

Sincerely,

David Tano
BIA Northwest Regional Office
Acting Deputy Director

DAHP USE ONLY	
Date Received:	
DAHP Log #:	
Reviewer(s):	
☐ ARCHY	☐ BEU



EZ/ PROJECT FORM

Request to initiate consultation for Undertakings subject to Section 106 of the National Historic Preservation Act and 36 CFR 800

For non-cultural resource professionals only

Section 106

New Consultation? ☒ YES ☐ NO If no, WISAARD Project #:

Questions?

First, check FAQ section on our website <https://dahp.wa.gov/project-review/ez-project-review-form>
Then, contact DAHP at 106@dahp.wa.gov

Please be aware that this form may only initiate consultation. For some projects, DAHP may require additional information to complete our review. A historic property inventory form or archaeological survey may need to be completed by a qualified cultural resource professional.

NOTE: To save this fillable form you must fill it out in Adobe Acrobat or use the PRINT to PDF function in Acrobat Reader. In Reader choose File > Print and choose Adobe PDF as the printer. The file will save to your computer.

FORM MUST BE FILLED OUT IN ITS ENTIRETY

SECTION 1: PROJECT INFORMATION

Project Title: Shoalwater Bay Indian Tribe (SBIT) RAISE Loop Project	Provide 1-2 sentence summary of the project. Project includes conversion of existing and realigned logging roads to permanent paved roads with "in road" utilities, sidewalks and stormwater improvements.
Property Name: <i>if applicable</i>	
Project Address: XX Eagle Hill Road; Raise Loop Road; North Cove Beach Access Road	
City, State, Zip: Tokeland, WA 98590	County: Pacific
	Township / Range / Section: <i>leave blank if unsure</i>

SECTION 2: PROJECT DESCRIPTION

Project includes (check all that apply):	☒ NEW CONSTRUCTION	☐ DEMOLITION	☒ GROUND DISTURBANCE	☐ REHABILITATION / RENOVATION	☐ ACQUISITION
Are any buildings 45 years or older going to be impacted in any of the above ways by this project?	☐ YES	☒ NO	☐ Check here if the project involves multiple resources. If so, attach a table including all information in Sections 1 and 2 for each resource.		
Building age (REQUIRED): If you do not know the age of the building(s) this is usually available through the county assessor web parcel search. To find this page put in the name of the county, Washington assessor property search into your web search engine of choice. I.e.. Adams county Washington assessor property search.					
Have you already received a grant?	☒ YES	☐ NO, WE ARE APPLYING NOW	☐ NO, WE HAVE NOT APPLIED YET		

SECTION 3: FEDERAL AGENCY INFORMATION

Federal Agency: FHWA	Grant / Loan Program Name: RAISE
Contact Person: Capri, Danny	Phone: e-mail: Danny.Capri@dot.gov
Requested grant / loan amount:	Total project amount:

SECTION 4: CONTACT INFORMATION

If different from Federal Agency contact person.

Submitter Name: Risa Thomas	Submitter Organization: Shoalwater Bay Indian Tribe
Submitter Phone: 360.267.8152	Submitter e-mail: rthomas@shoalwaterbay-nsn.gov
Submitter Address: 2373 Tokeland Rd	City, State, Zip: Tokeland, WA 98590

DAHP CONCURRENCE (DAHP USE ONLY)

☒ There are NO HISTORIC PROPERTIES AFFECTED by the proposed project.	DAHP REVIEWER
☐ The project will have NO ADVERSE EFFECT on historic properties.	DATE
☐ The project will have an ADVERSE EFFECT on historic properties.	

If new or additional information about affected resources becomes available and/or the project scope of work changes, please resume consultations as the assessment may be revised. If archaeological resources are uncovered during construction, please immediately halt work in the area of the find and contact the consulted Tribes and DAHP for further consultation.

SECTION 5: ATTACHMENTS

Email completed form and all attachments to:

106@dahp.wa.gov



MAP - Must show the project boundary and location of building(s) and proposed excavations.



DESCRIPTION/SCOPE OF WORK - Describe the project, including any ground disturbance. See Section 6 for an optional template.



SITE PLAN / DRAWINGS - Indicate location and dates of resources, proposed improvements and ground disturbance, etc.



PHOTOGRAPHS - Attach digital photographs showing the project site, including images of all resources. Photos submitted through WISAARD may suffice.

SECTION 6: ADD'L PROJECT INFORMATION

Describe the work to be done with the allocated funding.

The project includes improvements to existing logging roads, new road construction/rerouting, sidewalks, stormwater infrastructure, cut/fill for grading/slope stability and new "in road" utilities along TTP Route 30 Section 10-30; TTP Route 34 Section 20-40; TTP Route 203 Section 10; TTP Route 205 Section 10 (known as Eagle Hill Road, Raise Loop Road and North Cove Beach Access Road), and is designed to meet the projected needs of the future development phases of the SBIT Master Plan. Once completed, the RAISE Loop Project will consist of 3.15 miles of 24-foot-wide paved roadway with a 5-foot sidewalk on one side, stormwater improvements to manage runoff from the new/existing impervious surfaces and in road utilities (telecommunications, power, water and sewer).

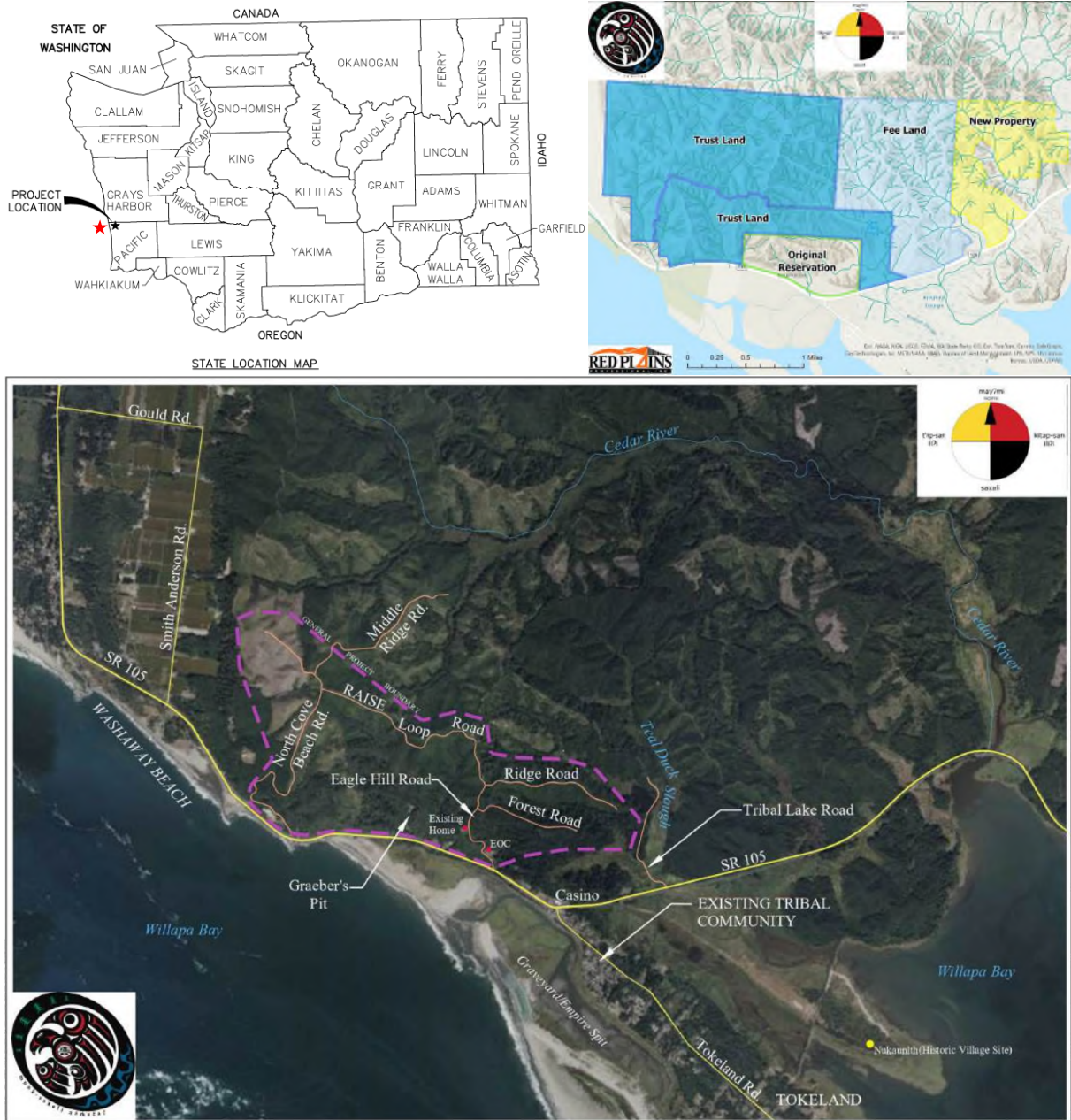
Describe the project site existing conditions and known history of the project site and building(s).

The project site consists of existing logging roads atop steep sloped ridges in area that have been in forestry use dating back 100 years or more. The majority of the areas within the project footprint/grading limits have been logged within the past 20 years. No prior developments or improvements have been identified within the project APE.

If any ground disturbing activities are proposed (site prep, geotechnical bores, grading, excavation, grubbing, etc.), describe them including the approximate depth of ground disturbance.

The proposed alignment of the Raise Loop Road (the upper portions of Eagle Hill Road and Raise Loop) portion of the overall project diverges from the existing logging road alignment significantly in places due to the steep topography and planned final grades. The proposed new alignment generally trends along south-facing steep forested slopes, at a lower elevation than the existing alignment, from the eastern terminus of the project to near station 78+00 and then maintains along the existing logging road to the connection with North Cove Beach Access Road. The proposed alignment of the North Cove Beach Access Road portion of the overall project requires modifications to the existing road alignment including reducing curve radii and grade alterations for traffic safety. To achieve the cut/fill associated with the desired final grades will require cuts up to +/-50 feet and fill up to +/-30 feet in places. Conventional asphalt pavement surfacing is planned for the new road.

Shoalwater Bay Indian Tribe (SBIT)
 SBIT: 60409 – RAISE Loop Project
 November 2025



Regional Location Map; Tribal Property Ownership Type Map; Approximate Master Plan Area Map