

UNITED STATES MARINE CORPS

MARINE CORPS BASE PSC BOX 20004 CAMP LEJEUNE NC 28542-0004

> BO 5090.11A BEMD SEP 1 2 2011

BASE ORDER 5090.11A

From:

Commanding Officer

To:

Distribution List

Subj: PROTECTED SPECIES PROGRAM

Ref:

- (a) Endangered Species Act of 1973, (16 U.S.C. § 1531 to 1544), as amended (NOTAL)
- (b) MCO P5090.2A Ch 2 (NOTAL)
- (c) 50 C.F.R. S 17.11 and 17.12 (NOTAL)
- (d) BO 3570.1A
- (e) MCO 5090.4
- (f) The Assimilative Crimes Act (18 U.S.C § 13)
- (q) Marine Mammal Protection Act (16 U.S.C. § 31)
- (h) BO 11017.1F
- (i) BO 10570.1B
- (j) Bald Eagle and Golden Eagle Protection Act (16 U.S.C. § 668-668c).

Encl:

- (1) Federally Listed Threatened, Endangered, and Candidate Species of Concern Aboard or in Operational Areas of Marine Corps Base, Camp Lejeune
- (2) Authorized Amphibious Landing Areas on Onslow Beach
- Situation. This Order sets forth regulations and establishes responsibilities to ensure the continued conservation of Federally listed species that occur on Marine Corps Base, Camp Lejeune (MCB CamLej) and in aquatic environments utilized for training; and that protected species requirements are managed in such a way as to minimize any training restrictions.
- Cancellation. BO 5090.11. 2.

DISTRIBUTION STATEMENT A: Approved for public release; distribution is unlimited.

- Mission. Per reference (a), all Federal departments and agencies shall seek to conserve endangered and threatened species. Violations or mismanagement in relation to reference (a) have the potential to disrupt Marine Corps training and readiness. In order to sustain and enhance the military mission at MCB CamLej, and fulfill base obligations under Federal law per reference (a), MCB CamLej "shall insure that any action authorized, ...or carried out...is not likely to jeopardize (jeopardy) the continued existence of any endangered or threatened species, or result in the destruction or adverse modification of habitat of such species." If it is determined that a MCB CamLej action may affect endangered or threatened species, MCB CamLej will enter consultation with the United States Fish and Wildlife Services (USFWS) under section 7 of reference (a). An effective conservation program can help ensure that existing restrictions on the military mission are minimized and that additional restrictions, such as critical habitat, are not imposed on MCB CamLej. MCB CamLej's Integrated Natural Resource Management Plan (INRMP), consistent with references (a) and (b) has avoidance of the designation of critical habitat as a major goal.
- In accordance with reference (a), it is Background. unlawful for any person(s) subject to the jurisdiction of the United States to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, collect, or to attempt to engage in any such conduct towards any endangered or threatened species within the United States. Further, it is unlawful for any person(s) to violate any regulation promulgated for the protection of any such species. Reference (c) contains the list of plant and animal species protected under reference (a). Reference (b) promulgates Marine Corps policy for the conservation of endangered and threatened species in compliance with reference Reference (d) promulgates MCB CamLej's policy concerning the relationship between military training and environmental conservation. The successful management and protection of protected species and their habitats can prevent the listing of additional threatened and endangered species and consistent with the recent amendments to the Endangered Species Act, preclude the need to designate critical habitat on MCB CamLej.
- b. <u>Penalties and Enforcement</u>. Consistent with reference (e), provisions of this Order shall be enforced by the Conservation Law Enforcement Officers (CLEO) assigned to the Environmental Conservation Branch (ECON), Environmental

Management Division (EMD). CLEOs are authorized to enforce Federal and state laws and regulations and local, or Department of Defense (DoD) directives pertaining to the protection of any class of threatened or endangered species. CLEOs are to be empowered to detain and inspect any person(s) whom they have reasonable grounds to believe is committing a violation of this The threatened or endangered wildlife and plants listed in enclosure (1) are protected by Federal law. Any person(s) who violates the prohibitions listed in reference (a) or provisions of any permits issued under reference (a) will be subject to prosecution under Federal law. Violations of Federal law protecting endangered species may be punishable by criminal fines not to exceed \$50,000 or imprisonment for up to one year, or both. Violations of Federal regulations pertaining to threatened species are punishable by penalties of half these amounts. Civil penalties up to \$25,000 per violation may also be imposed upon those who violate Federal laws that protect endangered and threatened wildlife and plants. Violations of state laws pertaining to state listed endangered and threatened species become Federal law and are enforceable on MCB CamLej in accordance with the reference (f).

c. Definitions

- (1) Endangered Species. Federally listed plants and animals which, according to reference (a) "...are those in danger of becoming extinct throughout all or a significant portion of their range." Also referred to as "listed species".
- (2) <u>Threatened Species</u>. Federally listed plants and animals which, according to reference (a) "...are those likely to become endangered in the foreseeable future."
- (3) <u>Listed Species</u>. Those "...species of fish, wildlife, or plant(s) which has (have) been determined to be endangered or threatened" under section 4 of reference (a). Listed species are found in reference (c). Those aboard MCB CamLej and in adjacent waters can be found in enclosure (1).
- (4) <u>Candidate Species</u>. Plant and animal species for which the USFWS has enough scientific information to support proposing them for listing under reference (a).
- (5) <u>Conserve</u>. As defined in reference (a) means to use and the use of all methods and procedures which are necessary to

bring any endangered species or threatened species to the point at which the measures provided pursuant to reference (a) are no longer necessary. Such methods and procedures include, but are not limited to, all activities associated with scientific resources management such as research, census, law enforcement, habitat acquisition and maintenance, propagation, live trapping and transplantation, and in the extraordinary case where population pressures within a given ecosystem cannot be otherwise relieved, may include regulated taking.

- (6) <u>Jeopardy</u>. An action that would be expected, directly or indirectly, to reduce appreciably the likelihood of both the survival and recovery of a listed species in the wild by reducing the reproduction, numbers, or distribution of that species.
- (7) <u>Cavity Tree</u>. A tree containing one or more Red-cockaded Woodpecker (RCW) cavities.
- (8) <u>Buffer Zone</u>. Buffer Zones extend outward from the center of restricted areas for either RCW, rough-leaved loosestrife (RLL), or future Federally listed threatened or endangered species that warrant a buffer zone and are found to occur on MCB CamLej. Buffer Zones are marked with single bands of white paint on the trees and signs reading:

Restricted Area Endangered Species No Vehicles Allowed*

or

Endangered Species Colony Buffer Zone

or

Endangered Species Site Restricted Activity Red-Cockaded Woodpecker

- * Vehicles are allowed in RCW buffers. See Table 1. for specific prohibitions
- (9) <u>Cavity Tree Cluster</u>. An aggregation of cavity trees supporting or formerly supporting a group of RCW. Previously referred to as a "colony".

- (10) Ecotone. A transitional area between two or more distinct natural communities.
- (11) <u>Similarity of Appearance</u>. Formal recognition that the species is secure throughout its range. This designated listing, although still listed as Threatened, results in removal of all Federal agency responsibilities under Section 7 of reference (a).
- (12) Species at Risk. Species at risk are defined as those species that are not Federally listed, but are a conservation concern because of several factors, including the species' rarity, proportion of the species population occurring on MCB CamLej, and the potential of the species to impact the training mission if it were to become listed. Species at risk for MCB CamLej include one Federal Candidate species (Hirsts' panic grass), several Federal Species of Concern (including Coastal Goldenrod), and several state-listed species, including beach-nesting shorebirds and colonial waterbirds.
- (13) To Take. All operations during, immediately preparatory, and immediately subsequent to an attempt, whether successful or not, to capture, kill, pursue, hunt, harass, shoot, wound, trap, collect, or otherwise harm or reduce to possession any fisheries or wildlife resources.
- (14) <u>Transport</u>. Move or cause to be moved either physically or mechanically, shipping, transporting, carrying, importing, exporting, or receiving or delivering for shipment, transportation, carriage, or export.
- (15) <u>Possession</u>. Control of articles, property, or wildlife without regard to ownership.
- (16) <u>Conservation Area</u>. Conservation areas protect individuals, populations, or habitat of species at risk as defined in paragraph 3.c.(12) above.
- (17) <u>Marine Mammals</u>. Marine mammals are mammals that are well adapted for life in the marine environment. The two major groups of marine mammals are Cetaceans (whales, dolphins, and porpoises) and Pinnipeds (seals, sea lions, and walruses). Some species of marine mammals are also listed as endangered or threatened per reference (g).

4. Execution

- a. Federally listed species aboard or in the vicinity of MCB CamLej.
- (1) <u>Red-cockaded Woodpecker (RCW)</u>. The RCW is Federally listed as endangered and is one of seven woodpecker species known to nest aboard MCB CamLej. The RCW is unique among all woodpecker species because of its requirement for mature, live pine trees for foraging, nesting, and roosting habitat.
- (2) Sea Turtles. Although sea turtles live most of their lives in the open ocean, adult females must return to land in order to lay their eggs. Both the loggerhead and green sea turtles are Federally listed as threatened. Female loggerhead turtles are the most frequent nesters on Onslow Beach and Brown's Island. Green sea turtles nest infrequently on both Onslow Beach and Brown's Island. Other sea turtles occur infrequently in the area, and are not known to nest on either Onslow Beach or Brown's Island include the Leatherback Sea Turtle, Kemp's Ridley Sea Turtle, and Hawksbill Sea Turtle.
- (3) Whales and Dolphins. The migration of the North Atlantic Right Whale, a Federally listed endangered species, occurs 1 November to 30 April each year. The possibility exists that females and calves can migrate as close as 1/4 mile off Onslow Beach. Other protected whales that may occur further off Onslow Beach and the vicinity include: Humpback Whale, Sei Whale, Fin Whale, and Blue Whale. Bottlenose Dolphins are protected by reference (g) and occur year-round in the waters of the New River and Onslow Bay.
- (4) West Indian Manatee. Manatees can grow to 15 feet in length and are uniformly gray or gray-brown in color. Manatees have been sighted in the waters adjacent to MCB CamLej, including Mile Hammock Bay, the New River and the Atlantic Intracoastal Waterway (AIWW). Manatees are listed as endangered and therefore are protected per reference (a).
- (5) <u>Rough-leaved Loosestrife (RLL)</u>. RLL is a perennial, herbaceous plant, Federally listed as endangered and found growing in ecotones separating well-drained longleaf pine or oak savannas and wetter, shrubby plant communities growing on moist sand or peat.

- (6) <u>Seabeach Amaranth</u>. Seabeach Amaranth is an annual plant that grows on barrier island beaches, where its primary habitat consists of overwash flats. Seabeach amaranth is listed as threatened by the USFWS.
- (7) <u>Piping Plover</u>. Piping plovers are Federally listed as threatened and can be found on Onslow Beach during all months of the year. In 2009, the first recorded nesting pair was found on Onslow Beach.

b. Prohibitions and Unlawful Acts

(1) Red-cockaded Woodpecker. A portion of MCB CamLej's RCW clusters are surrounded by marked buffer zones. Buffers are clearly marked with a single band of white paint on the lower portion of tree trunks and/or signs reading "Restricted Area Endangered Species Site, " "Endangered Species Colony Buffer Zone, " or "Endangered Species Site - Restricted Activity - Red-Cockaded Woodpecker." In addition, cavity trees are marked with blue-white-blue bands. Training restrictions (Table 1) apply only in white painted (buffered) clusters. Certain restrictions apply within the white boundary, and additional restrictions apply within 50 feet of cavity trees. In clusters with no marked buffers, training restrictions do not apply, although cavity trees are still marked to ensure they are not damaged or cut during logging operations and to reduce the potential for unnecessary damage as a result of military training activity. Duration of authorized activities within marked buffer areas should not exceed 2 hours.

Table 1. Training restrictions in RCW buffers (from 2007 Integrated Natural Resources Management Plan)

TRAINING ACTIVITY WITHIN MARKED BUFFER	ALLOWED? YES/NO
ZONES	
MANEUVER BIVOUAC:	
HASTY DEFENSE, LIGHT INFANTRY, HAND DIGGING ONLY, 2 HOURS MAX	YES
HASTY DEFENSE, MECHANIZED INFANTRY/ARMOR	NO
DELIBERATE DEFENSE, LIGHT INFANTRY	NO
DELIBERATE DEFENSE, MECHANIZED INFANTRY/ARMOR	NO
ESTABLISH COMMAND POST, LIGHT INFANTRY	NO
ESTABLISH COMMAND POST, MECHANIZED INFANTRY/ARMOR	NO
ASSEMBLY AREA OPERATIONS, LIGHT INFANTRY/MECH INFANTRY/ARMOR	NO
ESTABLISH CS/CSS SITES	NO
ESTABLISH SIGNAL SITES	NO
FOOT TRANSIT THROUGH THE COLONY	YES
WHEELED VEHICLE TRANSIT THROUGH THE COLONY *	YES
ARMORED VEHICLE TRANSIT THROUGH THE COLONY *	YES
CUTTING NATURAL CAMOUFLAGE, HARDWOOD ONLY	YES
ESTABLISH CAMOUFLAGE NETTING	NO
VEHICLE MAINTENANCE FOR NO MORE THAN 2 HOURS	YES
WEAPONS FIRING:	
7.62 AND BELOW BLANK FIRING	YES
.50 CAL BLANK FIRING	NO
ARTILLERY FIRING POINT/POSITION	NO
MLRS FIRING POSITION	NO
ALL OTHERS	NO
NOISE:	
GENERATORS	NO
ARTILLERY/HAND GRENADE SIMULATORS	YES
HOFFMAN TYPE DEVICES	YES
PYROTECHNICS/SMOKE:	
CS/RIOT AGENTS	NO
SMOKE, HAZE OPERATOINS ONLY, GENERATORS OR POTS**	YES
SMOKE GRENADES	YES
INCENDIARY DEVICES TO INCLUDE TRIP FLARES	NO
STAR CLUSTERS/PARACHUTE FLARES	YES
HC SMOKE OF ANY TYPE	NO
DIGGING:	
TANK DITCHES	NO
HASTY INDIVIDUAL FIGHTING POSITIONS, HAND DIGGING ONLY, FILLED AFTER USE	YES
DELIBERATE INDIVIDUAL FIGHTING POSITIONS	NO
CREW-SERVED WEAPONS FIGHTING POSITIONS	NO
VEHICLE FIGHTING POSITIONS	NO
OTHER SURVIVABILITY/FORCE PROTECTION POSITIONS	NO

^{*} Vehicles will not get any closer than 50 feet of a marked cavity tree unless on existing roads, trails or firebreaks

^{**} Smoke generators and smoke pots will not be set up within 200 feet of a marked cavity tree, but the smoke may drift through the 200 foot cluster buffer

- ** Smoke generators and smoke pots will not be set up within 200 feet of a marked cavity tree, but the smoke may drift through the 200 foot cluster buffer
- It is unlawful to take, transport, or possess any RCW or the parts, eggs, nests, or nest site of any RCW. A map of protected species buffer zones can be viewed by visiting https://maps.geofi-east.usmc.mil.
- (2) Rough-leaved Loosestrife buffer zones are clearly marked as restricted areas, with a single band of white paint on the lower portion of tree trunks and/or signs reading "Restricted Area Endangered Species Site", or "No Vehicles Allowed". The following are restricted in RLL buffer areas:
- (a) Per reference (h) the off road use of any vehicles.
- (b) Earth disturbing activity such as excavating or digging foxholes.
- (c) Drainage or other activities that might alter site hydrology within buffer zones.
- (d) Bivouacking and the establishment of command posts.
- (e) Removing/destroying the signs marking a buffer zone.
- (f) It is unlawful to remove or reduce to possession, Federally listed plants from MCB CamLej, maliciously damage or destroy Federally listed plants, or remove, cut, dig up, damage, or destroy any such species on any other area in knowing violation of any law or regulation governing protection of these species.
- (g) Per reference (h), vehicular traffic is prohibited on the power line right-of-way on the eastern edge of the Greater Sandy Run Area between Moores' Ridge Road (Grid 720329) and Folkstone (Grid 695236).
- (3) <u>Sea Turtles</u>. Utilization of Onslow Beach along the Atlantic Ocean from the sand dunes seaward is subject to the following during the sea turtle nesting season, which runs from 1 May through 31 October:

- (a) Amphibious landing is authorized from grid point 903265 southwest to grid point 883251. Additionally, tracked vehicles are authorized in a 65-meter wide ingress/egress corridor (splash point trail) southwest of 883251 (enclosure (2)). All other areas of Onslow Beach are subject to restrictions during the nesting season of 1 May through 31 October. To access the splash point trail from the training area or vice versa, vehicles must stay below the high tide line.
- (b) During the nesting season, night landing exercises should be reduced to the minimum level.
- (c) During the nesting season, night lighting on the beaches should be kept to a minimum or eliminated, if possible.
- (d) Per reference (h), vehicular traffic on the beaches is restricted to the tidal zone except within the identified operating area, providing all turtle nests have been removed from the operating areas prior to any landings.
- (e) The EMD, Installations and Environment (I&E) Department must be notified immediately at (910) 451-5063 upon discovery of any sea turtle nest that has not been marked/protected to ensure its successful relocation.
- (f) Nests on the Training Beach will be relocated to other safe locations. Only EMD personnel shall accomplish the relocation of the nest.
- (g) It is unlawful to take, transport, or possess any protected sea turtle or the parts, eggs, nests, or nest site to include protective cages and signs.
- (h) Any unique or unusual exercises occurring on Onslow Beach will be coordinated through range control and EMD/ECON.
- (i) Digging, excavating, or building tank traps on the beach is prohibited.
- (j) During sea turtle nesting season, all Beachmaster Camps set up on association with amphibious landings shall be located off the beach. Lighting shall be the minimal necessary to comply with safety requirements and training needs.

8 feet in length, parallel to the surf, and will be surrounded with sandbags to prevent entanglement.

- (1) Any bunkers excavated for aerial bombing simulators will be covered with plywood and sandbags if left overnight during sea turtle nesting season.
- (m) Egress from the beach to the road behind the sand dunes shall be at designated egress routes. Vehicular traffic is prohibited on the dunes.
- (n) Recreational driving and horseback riding on Onslow beach will conform to all restrictions outlined in reference (h).
- (o) Pets must remain leashed on all portions of the beach, in accordance with reference (i).
- (p) A wire cage surrounds all known nests with signs posted reading:

LOGGERHEAD TURTLE NEST DO NOT DISTURB

or

ENDANGERED SPECIES NEST DO NOT DISTURB

- (4) Whales. The migration of the Right Whale, an endangered species, occurs 1 November to 30 April each year. The possibility exists that females and calves can migrate as close as 1/4 mile off Onslow Beach. The following protocol has been established through the National Marine Fisheries Service for detection of whales:
- (a) Prior to commencing firing exercises in the N-1/BT-3 impact area, aerial surveys are flown at 750 feet above the impact area. Flyovers must consist of at least two survey lines 2 nautical miles apart and parallel to the coast; the first line is 1-2 miles off the beach, and the second is 3-4 miles off the beach. If a whale is spotted in the N-1/BT-3 impact area, the EMD is notified and firing will not commence until the whale clears the impact area.

- (b) If a whale is spotted during live fire operations, all live fire operations must be halted. Firing cannot resume until the whale has departed the N1/BT-3 impact area.
- (c) MCB CamLej will issue a daily warning order to training instructors from 1 November through 30 April when North Atlantic right whales are present along the North Carolina coast. The warning order will include the following message:

ENDANGERED NORTH ATLANTIC RIGHT WHALES MIGRATE ALONG THE NORTH CAROLINA COAST ENROUTE TO AND FROM NEW ENGLAND AREAS USED PRIMARILY SPRING THROUGH FALL, AND GEORGIA/FLORIDA CALVING AREAS USED DURING WINTER. RIGHT WHALES INCLUDING MOTHER/CALF PAIRS, CAN BE FOUND 1/4 MILE OR MORE OFF ONSLOW BEACH FROM 1 NOVEMBER TO 30 APRIL. RANGE CONTROL REQUIRES RANGE SWEEPS DURING THIS PERIOD IN CONJUNCTION WITH FIRING EXERCISE INTO THE N-1/BT-3 IMPACT AREA.

- (d) All sightings of whales (dead or live) will be reported to EMD/ECON (910) 451-5063. To assist in the identification of right whales, range control will distribute a Critical Sightings Program guide to all training crews operating off shore of Camp Lejeune.
- (5) West Indian Manatee. There are no current training restrictions at MCB CamLej due to manatees. However, everyone conducting waterborne operations should be alert for possible manatee sightings/encounters. If a manatee is sighted, immediately slow to a no-wake speed. Manatees are very slow moving mammals, and boat collisions are a significant source of manatee mortality from both impacts and propeller damage. Do not approach the manatee; report all sightings to the MCB CamLej ECON Branch at (910) 451-5063.
- (6) Seabeach Amaranth. Seabeach Amaranth is a Federally listed threatened plant found in the beach overwash areas and the zone between the high tide mark and the front of dunes. Seabeach amaranth is an annual plant and its exact location from year to year cannot be determined until it germinates. Seabeach amaranth sites will be posted with "No Vehicles Allowed" signs and roped off; vehicles must stay out of these sites.
- (7) <u>Bald Eagle</u>. Although the bald eagle is no longer on the Federal list of threatened and endangered species, it is

still protected under the Bald Eagle and Golden Eagle Protection Act (reference (j)). As of December 2009, there are two active nests and one alternate nest.

Grid coordinates of nests are given below:

Snead'	່ສ Cı	reek Nest	803297
Traps	Bay	Nest	857273
Traps	Bay	Alternate	856274

These nests may be subject to training restrictions, which will be communicated via message on the Camp Lejeune Range Firing Warning and Airspace Utilization Order.

- (8) Piping Plover. Piping plovers nest in open sandy beach areas with little vegetation. Potential nesting habitat is marked at the beginning of each nesting season with signs designating the area as a colonial waterbird and shorebird nesting area. If a nest is found additional signs will be added, identifying the area as an endangered species site. Entry into endangered species sites and tampering with nests or protective cages is prohibited. In addition, dogs on Onslow Beach must be kept on a leash at all times in accordance with reference (i).
- (9) General protection measures for threatened and endangered species and their habitat. The following are additional measures intended to protect and preserve threatened and endangered species and their habitat:
- (a) Recreational camping on Onslow Beach is authorized only in the designated camping area administered by Marine Corps Community Services (MCCS). Additionally, open fires are not permitted on Onslow beach outside of the designated camping area. The rules for off-road recreational vehicle use on Onslow Beach are stipulated in reference (h).
- (b) In general, the pine trees onboard MCB CamLej cannot be cut down or damaged unless authorized by the Branch Head, ECON. Tree cutting requests must indicate the number, size, and physical location of the trees. Such requests must be submitted to the Head, ECON for approval. Of course, in cases such as injured parachutists suspended from trees, the injured person's welfare will always take precedence, particularly in life-threatening situations.

BO 5090.11A

SEP 1 2 2011

- (c) The cutting of pine foliage or pine trees for camouflage is prohibited. The cutting of other foliage, including deciduous or evergreen vegetation is permissible with the stipulation that shrubs/trees will be no wider than four inches diameter-at-breast-height (measured at 4 ½ feet above the ground).
- (d) Earth disturbing activities (including tank ditches, demolition shots, trenches, foxholes, and vehicle defilade positions) are prohibited in endangered species buffer zones and within 100 feet of creeks, rivers, ponds, and other natural waterways. "Hasty defense" foxholes are authorized, except within 50 feet of RCW cavity trees.
- (e) Maximum use will be made of established tank trails and range roads for administrative moves. Measures will be taken to minimize silting of creeks caused by wheeled or tracked vehicles at fords and approaches thereto. Areas subject to or showing signs of erosion shall be avoided, especially by heavy equipment and tracked vehicles. No digging or land contouring is allowed in these areas. Creek crossings by vehicles should be avoided if possible.
- (10) Conservation Areas. Hirst's Panic Grass, Coastal Goldenrod, and certain nesting shorebirds such as Wilson's Plover and Least Tern are considered species at risk and reside on MCB CamLej. Suitable shorebird nesting habitat on Onslow Beach is marked with signs designating them as colonial waterbird and shorebird nesting areas. If conservation areas are approved for other species at risk, sites will be posted to preclude damage to these areas. The following actions are prohibited in conservation areas:
- (a) The use of any vehicle off designated roads/trails.
- (b) Any earth disturbing activity such as excavating or digging foxholes.
- (c) Bivouacking and the establishment of command posts.
- (11) American Alligator. The American alligator is on the Federal threatened species list. Although it is listed as threatened, this designation is only due to similarity of

appearance to the American crocodile. The alligator itself is offered no protection under reference (a) and incurs no prohibitions to training on MCB CamLej. The USFWS delegates prohibitions for the American alligator to states, but both Federal and state law prohibit deliberate harassment of alligators. Camp Lejeune's wetlands provide a suitable habitat for alligators in both fresh and salt-water estuarine areas. Precautions should be taken between the months of May and June when the female alligator usually lays her eggs. She lays 20-60 eggs in a nest consisting of mounds of vegetation. Areas known to contain alligators are marked with signs stating:

DANGER

THREATENED SPECIES HABITAT

AMERICAN ALLIGATOR

STATE PROTECTED

DO NOT DISTURB OR FEED ALLIGATORS

SWIMMING BY PERSONNEL OR PETS

STRICTLY PROHIBITED

4. Administration and Logistics

a. Branch Head, ECON

- (1) The Branch Head, ECON Branch, will apprise the Director, EMD when new Federally protected threatened or endangered species features are identified aboard MCB CamLej, including new RCW cavity trees, and RLL sites.
- (2) Re-marking and inspection of Federally listed threatened or endangered species sites will be conducted under the cognizance of the Director, I&E and supported by representatives from Base S-3.
- (3) New conservation areas will be proposed by the ECON Branch Head, ECON with input from the Conservation Working Group. Proposed conservation areas require concurrence from Base S-3.
- b. Conservation Law Enforcement Officers (CLEO). In accordance with reference (e), CLEO will enforce this Order and laws aimed at protecting natural resources, including threatened and endangered species and other protected species, as an integral part of the natural resources program.

c. Violations

- (1) <u>Reports</u>. Violations of this Order committed while training that are observed or noted by ECON shall be reported to Base S-3, for corrective action.
- (2) Military and civilian personnel who violate this Order are subject to prosecution under the Uniform Code of Military Justice (UCMJ) or by the Special Assistant United States Attorney (SAUSA), Office of the Staff Judge Advocate (SJA), MCB CamLej, as appropriate
- (3) <u>Notice</u>. A copy of this Order shall be made available to commanding officers or officers in charge of units who use areas that are inhabited by threatened or endangered species aboard MCB CamLej. The contents of this Order shall be known to all military members using such areas.
- (4) <u>Reporting</u>. Command/general staff recipients of reports concerning violations of this Order must provide a response within 15 working days to the Commanding Officer, MCB CamLej (Attn: Base S-3) regarding the resolution of each report of violation pertaining to the respective command.

5. Command and Signal

- b. <u>Command</u>. This Order is applicable to MCB CamLej and all tenant commands.
 - a. Signal. This Order effective date signed.

DISTRIBUTION: A

FEDERALLY LISTED THREATENED, ENDANGERED, AND CANDIDATE SPECIES OF CONCERN ABOARD OR IN OPERATIONAL AREAS OF MARINE CORPS BASE, CAMP LEJEUNE*

SPECIES	PREFERRED HABITAT	STATUS
Plants		
Rough-leaved Loosestrife (Lysimachia asperulaefolia)	Pocosin ecotone	Е
Seabeach Amaranth (Amaranthus pumilus)	Frontal dunes, newly forming Dunes at inlets	T
Hirst's Panic Grass (Dichanthelium hirstii)	Coastal plain intermittent ponds, wet savannah or pine barrens	С
Coastal Golden Rod (Solidago villosicarpa)	Multiple habitat types	FSOC
<u>Fish</u>		
Shortnose Sturgeon (Acipenser brevirostrum)	Rivers, estuaries and ocean	E
Reptiles		
American Alligator (Alligator mississipiensis)	Salt marshes, tidal streams and estuaries	T/SA
Atlantic Green Turtle (Chelonia mydas)	Shoal waters with submerged vegetation Occasionally nests on Onslow Beach	Т
Atlantic Loggerhead Turtle (Caretta caretta)	Warm ocean water; frequently nests along Onslow Beach	Т
Atlantic Hawksbill Turtle (Eretmochelys imbricata)	Reefs and shallow coastal waters	Е
Atlantic Leatherback Turtle (Dermochelys coriacea)	Open Sea waters along the coast	Е
Kemp's Ridley Turtle (Lepidochelys kempii)	Shallow coastal waters	Е

FEDERALLY LISTED THREATENED, ENDANGERED, AND CANDIDATE SPECIES OF CONCERN ABOARD OR IN OPERATIONAL AREAS OF MARINE CORPS BASE CAMP LEJEUNE

SPECIES	PREFERRED HABITAT	STATUS
Birds		
Piping Plover (Charadrius melodus)	Sand, pebble, or gravel beaches, forages on Onslow Beach	т
Red-cockaded Woodpecker (Picoides borealis)	Longleaf pine savannahs, mixed species pine forests	E
Mammals		
Fin Whale (Balaenoptera physalus)	Inshore and offshore waters	E
Humpback Whale (Megaptera novaeangliae)	Along coast, on continental shelf	E
North Atlantic Right Whale (Eubalaena glacialis)	Large bays, inshore waters, can occur in Onslow Bay	E
Sei Whale (Balaenoptera borealis)	Near shore, offshore in temperate seas	E
Blue Whale (Belaenoptera musculus)	Deeper, offshore waters	E
West Indian Manatee (Trichechus manatus)	Warm estuarine, extremely nearshore coastal water	E

*T= threatened, E= endangered, C= candidate for Federal listing, T/SA= threatened due to similarity of appearance to the American crocodile, FSOC= Federal species of concern

Authorized Amphibious Landing Areas on Onslow Beach

