

APPENDIX P. COOPERATIVE AGREEMENT FOR CONSERVATION OF FISH AND WILDLIFE RESOURCES

AGREEMENT NO. 1448-0004-95-947

COOPERATIVE AGREEMENT
CONSERVATION OF FISH AND WILDLIFE RESOURCES
U.S. MARINE CORPS BASE, CAMP LEJEUNE, NORTH CAROLINA

1. PURPOSE. To provide Cooperative Fish and Wildlife Management through a tripartite agreement between the Department of Defense, State of North Carolina, and the Department of the Interior for the conservation and development of fish and wildlife resources on the Camp Lejeune Complex to include Marine Corps Air Station, New River.
2. AUTHORITY. In accordance with the authority contained in Title 10, U.S. Code, Section 2671, and Title 16, U.S. Code, Section 670, the Department of Defense, the Department of the Interior, and the State of North Carolina, through their duly designated representatives whose signatures appear below, approve the following cooperative management agreement for the protection, development, and management of fish and wildlife resources at Camp Lejeune.
3. LIMITATIONS. This agreement covers Marine Corps Base and Marine Corps Air Station, New River lands for the management of fish, game, nongame, and federally listed endangered and threatened species only. The military mission at Camp Lejeune supersedes fish and wildlife management and associated recreational activities, and such activities must in all instances be compatible with the military mission. However, where there is conflict between the military mission and the provisions of the Endangered Species Act or other applicable statutes, such conflicts will be resolved by statutory requirements.
4. FISH AND WILDLIFE INVENTORY. A multi-resource inventory of vegetative profiles of fish and wildlife habitat has been completed through contractual procedures with the U.S. Forest Service, Asheville, North Carolina. The inventory is being used in the management of vegetative communities for producing sustained populations of wildlife and forest products. A consolidated inventory (Natural Heritage Survey) of the rare species, natural communities, and critical areas of the Camp Lejeune Complex was completed in 1994 through a cooperative effort with the Nature Conservancy under the North Carolina Natural Heritage Program. A list of the plant and animal species encountered during the inventory is found therein. This Natural Heritage Survey will be included as an attachment to the Multiple Resource Natural Resource Management Plan and will be updated as necessary following the term of this agreement. The wildlife management plan completed in cooperation with the U.S. Soil Conservation Service contains lists of plant and animal species found on Camp Lejeune. Formal consultation has been conducted with the United States Fish and Wildlife Service and National Marine Fisheries Service for all listed species as required by regulatory statutes.

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5. WILDLIFE MANAGEMENT PLAN. The long-range wildlife management plan currently in effect is due for revision in 1995 and is to be completed in 1997. This plan provides long-range guidance for implementation of a program that is compatible with the military mission. The following is specifically addressed:

a. Long-range plan of work for fish and wildlife habitat development and maintenance.

b. Integration of fish and wildlife management practices with forestry, outdoor recreation, and other natural resources management work.

c. Development and preservation of wetland habitats where feasible, for waterfowl, other wildlife, and water quality.

d. Protection and preservation of existing fish and wildlife species.

e. Protection and preservation of endangered and threatened species and their respective habitats.

f. Improvement and enhancement of natural beauty associated with fish and wildlife management programs.

g. Additional recreational benefits for both installation personnel and the general public.

The long-range wildlife management plan will contain provisions for periodic review and update which follow the term of this agreement. The document will be attached to this agreement upon completion and approval.

6. INTERAGENCY COOPERATION.

a. Law Enforcement. The enforcement of Base, State, and Federal laws is the responsibility of the Base Game Warden under the cognizance of the Assistant Chief of Staff, Installation Security and Safety Department. Consistent with its primary objectives and responsibilities, the Fish and Wildlife Service will provide law enforcement assistance on a nonreimbursable basis when requested.

b. Technical Assistance.

(1) Wildlife Management. The participating agencies will provide technical assistance for the wildlife management program, with the understanding that the Fish and Wildlife Service may provide assistance only when the North Carolina Wildlife

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Resources Commission cannot accommodate the requested assistance. Subject to availability of funds and personnel, visits to the Camp Lejeune Complex will be made by personnel as requested or as necessary to maintain a sound wildlife program. Visiting personnel may provide advice and assistance on all aspects of wildlife management. It is understood, however, that wildlife assistance provided by the Fish and Wildlife Service shall be on a cost-reimbursable basis, except for the following:

(a) Activities required of the Service by the Endangered Species Act, in particular, Section 7 consultations, or reviews associated with the National Environmental Policy Act and other Federal laws; and

(b) The coordination of assistance from the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, for the purpose of reducing animal damage control problems. The State ADC Director is located in Raleigh, North Carolina, and may be reached at (919) 856-4132.

(2) Fish Management. The participating agencies will provide technical assistance on the fishery management program, with the understanding that the Fish and Wildlife Service may provide assistance only if the North Carolina Wildlife Resources Commission cannot accommodate the requested assistance. Subject to availability of funds and personnel, visits to the Camp Lejeune Complex will be made by personnel as requested or as necessary to maintain a sound fishery management program. Visiting personnel may provide advice and assistance in all phases of the program, to include inventory, renovation, stocking, weed control, and the manipulation of aquatic habitat as required. It is understood, however, that fisheries assistance and fish provided by the Fish and Wildlife Service shall be on a cost-reimbursable basis.

(3) Research and Development. Marine Corps Base, Camp Lejeune recognizes that continuing research and development in game and fish management are vital programs. It shall be the policy of the Commanding General, Marine Corps Base, Camp Lejeune to encourage and support research conducted by the participating agencies. To this end, suitable land areas, animals, facilities, and personnel may be made available at the Commanding General's discretion, when permitted by Department of the Navy regulations and requested by participating agencies, providing the proposed studies are compatible with and in no way limit accomplishment of the military training mission.

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(4) Exotic Species. No exotic species of fish or wildlife shall be introduced on the Camp Lejeune Complex without prior written approval of the Marine Corps, North Carolina Wildlife Resources Commission, and the Fish and Wildlife Service.

(5) Periodic Meetings. Representatives of Camp Lejeune and the North Carolina Wildlife Resources Commission will meet as necessary to discuss, plan, update, and schedule management activities to enhance the fish and wildlife program. The Fish and Wildlife Division, Assistant Chief of Staff, Environmental Management Department, Marine Corps Base, Camp Lejeune, North Carolina 28542 (DSN 484-2195 or commercial (910) 451-2195) will be the office of contact with regard to the fish and wildlife program. When requested, the Fish and Wildlife Service shall provide limited participation in fish and wildlife management planning meetings on a nonreimbursable basis.

(6) Wild Turkey Restoration. It is the continuing policy of the Commanding General, Marine Corps Base, to cooperate with the North Carolina Wildlife Resources Commission in the wild turkey restoration program in the State. Written requests for live trapping will be approved when excess birds are available relative to the population.

7. HARVESTING FISH AND WILDLIFE. All hunting, fishing, and trapping will be in accordance with Federal and State fish and wildlife laws. Civilians will be considered on an equal basis with military and civilian employees for permits and access to hunting and fishing areas when they are accompanied by a civilian employee or military sponsor. Civilians not employed by Camp Lejeune or New River are authorized to launch their boats at designated locations provided an appropriate launching permit is obtained. Hunting and fishing will be allowed only on those areas where there is no safety hazard to participants, military personnel and dependents, or civilian employees. Certain areas will be closed to hunting and fishing permanently, including but not limited to impact areas containing unexploded ordinance, housing, industrial, ammunition, and storage areas. Such areas will be marked as permanently closed on the installation hunting maps. Training areas will be open on a daily basis when not scheduled for military training operations. All hunters must check in and check out on a daily basis when still hunting. When organized hunting for deer, the huntmaster serves as sponsor for hunters in the party. Installation hunting maps indicating open or closed areas will be posted and updated daily, or as required by the Game Warden.

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8. PERMITS. An annual or daily permit will be required for all hunting, trapping, and fishing activities on the Installation except for fishing in navigable waters. All persons hunting, trapping, or fishing on Marine Corps lands must also meet applicable licensing requirements of State laws and of the Migratory Bird Treaty Act, as amended. Annual or daily hunting permits and boat launching permits will be issued by the Base Game Warden at Building PT-4. Permit holders must also meet the daily check-in/check-out requirements of self clearing daily passes.

Each hunter receives two daily passes for his annual or daily permit when checking in to hunt, one of which must be placed on the dashboard of the vehicle and the other kept on the individual. When the hunter checks out, the daily passes are returned and the hunter's daily or annual permit is returned. Game harvested, recreational participation, and other pertinent information is recorded from each hunter.

9. FEES. There will be nominal fees charged for hunting, fishing, and trapping in support of fish and wildlife habitat development projects. Fees charged are as follows starting with the 1994-95 hunting season:

TYPE	FEE
Hunting- Fishing (military).....	\$15
Hunting-Fishing (civilian employee).....	15
Hunting-Fishing (civilian guest).....	15
Daily Hunting-Fishing (civilian guest).....	5
Fishing (military-civilian employee).....	5
Fishing (civilian guest).....	5
Daily Hunting-Fishing (military-civilian employee).....	5
Trapping (military-civilian employee).....	25
Firewood permit (All).....	5

10. OFF-ROAD RECREATIONAL VEHICLES (ORRV'S). Restrictions on the use of off-road vehicles for hunting, fishing, and trapping are addressed in applicable Base Orders. Further:

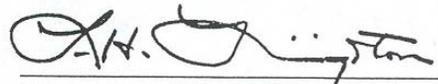
a. Saltwater fisherman may use OORV's on the beach strand from the waters edge to the seaward side of the sand dunes from Riseley Pier to New River Inlet except during sea turtle nesting season. Onslow Beach is closed to ORRV travel from sunset to sunrise for protection of sea turtles from May 1-October 31.

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The main access road from the North Tower to the South Tower is open for use by fishermen during the nesting season and throughout the year. Riseley Pier and South Tower are the only two egress routes used to gain access to the beach strand. ORRV's are not permitted at any time to be on any portion of Onslow Beach north of Riseley Pier.

11. ADOPTION. This agreement will become effective upon the date subscribed by the last signature and shall continue in full force for a period of five years or until terminated by written notice to the other parties by any of the parties signing this agreement. This agreement may be amended or revised by agreement between the parties hereto. Action to amend or revise may originate with any one of the participating agencies.

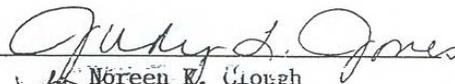
DATE: 1 Dec 94


L. H. LIVINGSTON
Brigadier General, USMC
Commanding

DATE: 1-11-95


CHARLES R. FULLWOOD
Director
North Carolina Wildlife
Resources Commission

DATE: 4-3-95


NoREEN K. Clough
Acting Regional Director
U.S. Fish and Wildlife Service
Region 4, Atlanta, GA