

## BIRDS: NON-ENDANGERED RAPTORS and MIGRATORY BIRDS

**Navajo/Federal Statuses:** Migratory Bird Treaty Act (U.S. Code Title 16, Chapter 7, §703-712); not listed under the NESL or ESA.

**Distribution:** Navajo Nation-wide depending upon species.

**Habitat:** Potentially all habitats on the Navajo Nation.

**Species: Non-Endangered Raptors** include:

American Kestrel ( <i>Falco sparverius</i> )	Barn Owl ( <i>Tyto alba</i> )
Cooper's Hawk ( <i>Accipiter cooperii</i> )	Great Horned Owl ( <i>Bubo virginianus</i> )
Loggerhead Shrike ( <i>Lanius ludovicianus</i> )	Long-eared Owl ( <i>Asio otus</i> )
Northern Harrier ( <i>Circus cyaneus</i> )	Osprey ( <i>Pandion haliaetus</i> )
Prairie Falcon ( <i>Falco mexicanus</i> )	Red-tailed Hawk ( <i>Buteo jamaicensis</i> )
Sharp-shinned Hawk ( <i>Accipiter striatus</i> )	Swainson's Hawk ( <i>Buteo swainsoni</i> )
Turkey Vulture ( <i>Cathartes aura</i> )	Western Screech-owl ( <i>Megascops kennicottii</i> )

**Migratory Birds** include all species protected under the Federal Migratory Bird Treaty Act (listed within Code of Federal Regulations 50:10.13).

**Survey Method:** Surveys specific for these species are not required; however, the following Avoidance Guidelines are recommended if active nest(s) are discovered within close proximity to project site.

**Avoidance: Non-Endangered Raptors:** No disturbance within 0.15 km (490 ft) of active nest during incubation to fledging (as determined by direct field observation or qualified literature source specific for nesting dates in the Southwestern U.S.).

**Migratory Birds:** No disturbance within 50 m (165 ft) of active nest during incubation to fledging (as determined by direct field observation or qualified literature source specific for nesting dates in the Southwestern U.S.).