
Appendix D: USFWS and NYSDEC Records



United States Department of the Interior



FISH AND WILDLIFE SERVICE
Long Island Ecological Services Field Office
340 Smith Road
Shirley, NY 11967-2258
Phone: (631) 286-0485 Fax: (631) 286-4003

In Reply Refer To:

08/22/2025 16:42:36 UTC

Project Code: 2025-0139755

Project Name: 175 Park Avenue Project

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2) (c)). For projects other than major construction activities, the Service suggests that a biological

evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<https://www.fws.gov/sites/default/files/documents/endangered-species-consultation-handbook.pdf>

Migratory Birds: In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts, see <https://www.fws.gov/program/migratory-bird-permit/what-we-do>.

It is the responsibility of the project proponent to comply with these Acts by identifying potential impacts to migratory birds and eagles within applicable NEPA documents (when there is a federal nexus) or a Bird/Eagle Conservation Plan (when there is no federal nexus). Proponents should implement conservation measures to avoid or minimize the production of project-related stressors or minimize the exposure of birds and their resources to the project-related stressors. For more information on avian stressors and recommended conservation measures, see <https://www.fws.gov/library/collections/threats-birds>.

In addition to MBTA and BGEPA, Executive Order 13186: *Responsibilities of Federal Agencies to Protect Migratory Birds*, obligates all Federal agencies that engage in or authorize activities that might affect migratory birds, to minimize those effects and encourage conservation measures that will improve bird populations. Executive Order 13186 provides for the protection of both migratory birds and migratory bird habitat. For information regarding the implementation of Executive Order 13186, please visit <https://www.fws.gov/partner/council-conservation-migratory-birds>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Code in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List

OFFICIAL SPECIES LIST

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

Long Island Ecological Services Field Office

340 Smith Road

Shirley, NY 11967-2258

(631) 286-0485

PROJECT SUMMARY

Project Code: 2025-0139755

Project Name: 175 Park Avenue Project

Project Type: Mixed-Use Construction

Project Description: 175 Park Avenue (the Project) is located adjacent to Grand Central Terminal in New York, New York. The project site does not contain street trees, trees, or other vegetation as it is fully developed with a 26-story, 295-foot-tall, Hyatt, which is constructed of steel and glass. The Project Sponsor proposes to acquire the project site, demolish the existing hotel, and construct a new, mixed-use office and hotel building with retail, public space, and large-scale transit and public concourse improvements. The proposed building would extend up to 92 stories and approximately 1,575 feet high, providing approximately 2.9 million gross square feet (gsf) of mixed-use office, hotel, and public space.

Project Location:

The approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@40.75203005,-73.97631611217327,14z>



Counties: New York County, New York

ENDANGERED SPECIES ACT SPECIES

There is a total of 1 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

INSECTS

NAME	STATUS
<p>Monarch Butterfly <i>Danaus plexippus</i></p> <p>There is proposed critical habitat for this species. Your location does not overlap the critical habitat.</p> <p>Species profile: https://ecos.fws.gov/ecp/species/9743</p>	<p>Proposed Threatened</p>

CRITICAL HABITATS

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

YOU ARE STILL REQUIRED TO DETERMINE IF YOUR PROJECT(S) MAY HAVE EFFECTS ON ALL ABOVE LISTED SPECIES.

IPAC USER CONTACT INFORMATION

Agency: Department of Transportation

Name: Thomas Bonetti

Address: 11 Cobb Ln

City: Belchertown

State: MA

Zip: 01007

Email: thomas.bonetti@dot.gov

Phone: 4135440621

LEAD AGENCY CONTACT INFORMATION

Lead Agency: Federal Transit Administration

From: dec.sm.DEP.R2
To: [David Kennedy](#)
Subject: Re: [External] Re: Part 182 Project Review Request for 175 Park Avenue, Manhattan
Date: Thursday, October 9, 2025 10:58:30 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)

Good morning,

Please be aware that there is an active Peregrine falcon nest adjacent to this proposed project.

NYSDEC Region 2 Division of Wildlife advises that any activities conducted between April 15th and July 15th, at elevations between 600' and 1000', should aim to minimize noise levels to the greatest extent possible. If the nearby Peregrine falcon pair shows any signs of disturbance, agitation, or aggression towards the work crew, all work must cease, and the NYSDEC R2 Wildlife should be notified immediately.

Thank you,

DIVISION OF ENVIRONMENTAL PERMITS

New York State Department of Environmental Conservation

Division of Environmental Permits | Region 2

47-40 21st Street, Long Island City, NY 11101

718-482-4997 | dep.r2@dec.ny.gov

dec.ny.gov | @NYSDEC on Social Media | [Podcast](#)

From: David Kennedy <DKennedy@VHB.com>
Sent: Wednesday, October 8, 2025 3:46 PM
To: dec.sm.DEP.R2 <DEP.R2@dec.ny.gov>
Subject: RE: [External] Re: Part 182 Project Review Request for 175 Park Avenue, Manhattan

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Good Afternoon:

Thank you for your below response and prompt attention to the Part 182 project review request

for the 175 Park Avenue redevelopment project. As part of ongoing National Environmental Policy Act (NEPA) review of the project, the Federal Transit Administration (FTA), in their capacity as lead agency, has requested if VHB can confirm if Peregrine Falcon nests occur on the existing Hyatt Hotel building that would be removed as part of the project. The FTA has requested that we provide this information by next Tuesday, October 14, so that they can conclude their impacts analysis under NEPA. Therefore, while we understand that the Bureau of Wildlife's full review of potential project impacts to Peregrine Falcon is ongoing and will take additional time, at this time we are simply requesting if the Bureau of Wildlife can confirm the presence or absence of Peregrine Falcon nests on the existing Hyatt Hotel building located at the 175 Park Avenue project site. The FTA has indicated that an Email response to this request will suffice for their purposes.

Thanks in advance for your prompt attention to this urgent request.

David Kennedy, MS, CE, PWS

Senior Environmental Scientist

Certified Ecologist / Professional Wetland Scientist

P [631.787.3454](tel:631.787.3454)

www.vhb.com

From: dec.sm.DEP.R2 <DEP.R2@dec.ny.gov>

Sent: Friday, September 19, 2025 1:30 PM

To: David Kennedy <DKennedy@VHB.com>; dec.sm.DEP.R2 <DEP.R2@dec.ny.gov>

Cc: Anne-Elizabeth Kaitano <akaitano@vhb.com>; Lee Farmer <lfarmer@VHB.com>

Subject: [External] Re: Part 182 Project Review Request for 175 Park Avenue, Manhattan [Filed 19 Sep 2025 16:10]

Good afternoon,

Your inquiry has been forwarded to the Division of Wildlife.

Thank you,

DIVISION OF ENVIRONMENTAL PERMITS

New York State Department of Environmental Conservation

Division of Environmental Permits | Region 2

47-40 21st Street, Long Island City, NY 11101

718-482-4997 | dep.r2@dec.ny.gov

dec.ny.gov | @NYSDEC on Social Media | [Podcast](#)

From: David Kennedy <DKennedy@VHB.com>

Sent: Monday, September 15, 2025 10:49 AM

To: dec.sm.DEP.R2 <DEP.R2@dec.ny.gov>

Cc: Anne-Elizabeth Kaitano <akaitano@vhb.com>; Lee Farmer <lfarmer@VHB.com>

Subject: Part 182 Project Review Request for 175 Park Avenue, Manhattan

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Good Morning:

Attached please find a project review request for the 175 Park Avenue Redevelopment Project, located at 175 Park Avenue, Borough of Manhattan. As the project occur in the vicinity of a New York Natural Heritage Program record for the Endangered Peregrine Falcon, that applicant is submitting the project for NYSDEC review under Part 182 (Endangered and Threatened Species of Fish and Wildlife; Species of Special Concern).

Please note that the project is currently the subject of ongoing National Environmental Policy Act (NEPA) review, with the Federal Transit Administration serving as the lead agency. As the NEPA publication date is scheduled for September 30, the applicant respectfully requests an expedited review of the project.

Please contact me at this Email or the telephone number shown below if any additional information is needed to process this request.

Thank you,



David Kennedy, MS, CE, PWS

Senior Environmental Scientist

Certified Ecologist / Professional Wetland Scientist



P 631.787.3454

www.vhb.com

100 Motor Parkway

Suite 350

Hauppauge NY 11788-5120

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VHB Engineering, Surveying, Landscape Architecture and Geology, P.C. | info@vhb.com



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources to confirm data provided by the Mapper or to obtain data not provided by the Mapper.



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	Yes
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	Yes
E.1.h.iii [Within 2,000' of DEC Remediation Site - DEC ID]	V00537, C231013, V00429, V00431
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.h.ii [Surface Water Features]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.h.iii [Surface Water Features]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No

E.2.o. [Endangered or Threatened Species]	Yes
E.2.o. [Endangered or Threatened Species - Name]	Peregrine Falcon
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National or State Register of Historic Places or State Eligible Sites - Name]	Eligible property:Socony-Mobil Building (originally the Socony-Vacuum Building), Eligible property:One Grand Central Place (former Lincoln Building), Eligible property:BOWERY SAVINGS BANK BUILDING (1921-23, 1931-33), Eligible property:YALE CLUB, Eligible property:Former Pershing Square Building, Eligible property:GRAYBAR AVE, Eligible property:NEW YORK CENTRAL BUILDING/NOW HELMSLEY BUILDING, Eligible property:ST AGNES RECTORY, Eligible property:VANDERBILT CONCOURSE BLDG, Eligible property:45th Street Bridges (BIN 2245470 & 2245460; part of Park Avenue Viaduct), Eligible property:ROOSEVELT HOTEL, Eligible property:Former Chemists' Club, Eligible property:former Pan Am Building (now MetLife Building; 1963), Eligible property:The Allerton 39th Street House (club-hotel), Eligible property:529 Fifth Avenue, Eligible property:Brooks Brothers Store, Grand Central Terminal, Chrysler Building, Daily News Building, Chanin Building, Grand Central Terminal (Boundary Increase: Park Avenue Viaduct), Fred F. French Building, Murray Hill Historic District (Boundary Expansion)
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife, New York Heritage Program

625 Broadway, Fifth Floor, Albany, NY 12233-4757

Phone: (518) 402-8935 | Fax: (518) 402-8925

www.dec.ny.gov

08/21/2025

The attached report from the Environmental Resource Mapper includes information from the New York Natural Heritage Program database with respect to the location indicated on the map below. This letter, together with the attached report from the Environmental Resource Mapper, is equivalent to, and carries the same validity, as a letter from the New York Natural Heritage Program, including for projects where a Natural Heritage letter is required.

If your location of interest does not fall within an area covered by the Rare Plants and Rare Animals layer or in the Significant Natural Communities layer, then New York Natural Heritage has no records to report in the vicinity of your project site. Submitting a project screening request to NY Natural Heritage is not necessary.

If the attached report lists that your location of interest is in the vicinity of state-listed animals, including state-listed bats, please consult the EAF Mapper to obtain a list of the species involved. (You do not have to be filling out an Environmental Assessment Form in order to use the EAF Mapper). Then consult the appropriate NYSDEC Regional Office for information on any project requirements or permit conditions.

If the attached report lists unlisted animals, rare plants, or significant natural communities, and if you would like more information on these, please submit a project screening request to New York Natural Heritage. For more information, please see the DEC webpage Request Natural Heritage Information for Project Screening.

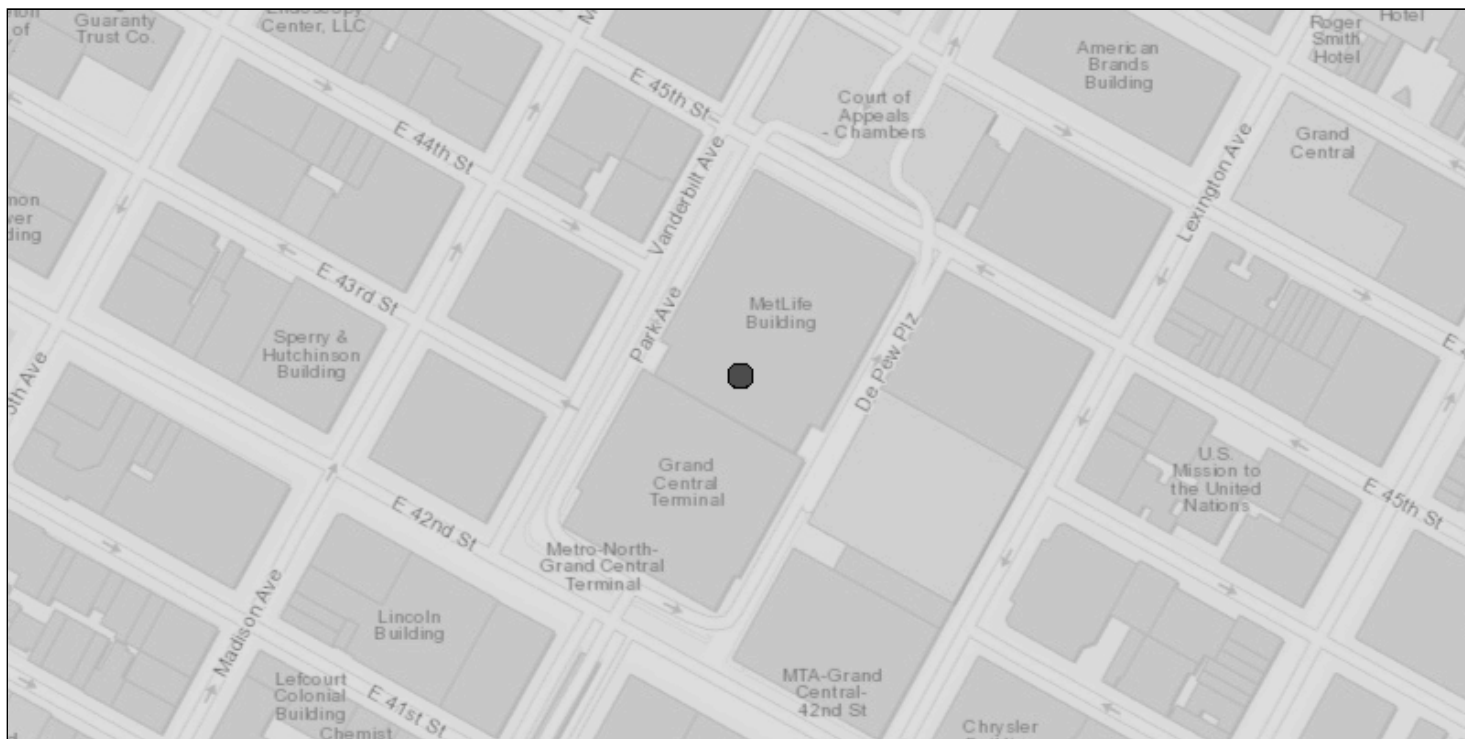
The absence of data does not necessarily mean that rare or state-listed species, significant natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, NYNHP files currently do not contain information that indicates their presence. For most sites, comprehensive field surveys have not been conducted. NYNHP cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other resources may be required to fully assess impacts on biological resources from a proposed project.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities, and other significant habitats maintained in the NYNHP database.

New York Natural Heritage Program

<https://www.nynhp.org/>.

Environmental Resource Mapper



The coordinates of the point you clicked on are:

UTM 18

Easting: 586366.3366975301

Northing: 4511866.852649597

Longitude/Latitude

Longitude: -73.97688657428799

Latitude: 40.75323468365925

The approximate address of the point you clicked on is:

Abraham Cohen UBS Financial Services Inc

County: New York

City: New York

USGS Quad: CENTRAL PARK, NY-NJ

Rare Plants and Rare Animals

This location is in the vicinity of Animals Listed as Endangered or Threatened - Contact NYSDEC Regional Office

If your project or action is within or near an area with a rare animal, a permit may be required if the species is listed as endangered or threatened and the department determines the action may be harmful to the species or its habitat.

If your project or action is within or near an area with rare plants and/or significant natural communities, the environmental impacts may need to be addressed.

The presence of a unique geological feature or landform near a project, unto itself, does not trigger a requirement for a NYS DEC permit. Readers are advised, however, that there is the chance that a unique feature may also show in another data layer (ie. a wetland) and thus be subject to permit jurisdiction.

Please refer to the "Need a Permit?" tab for permit information or other authorizations regarding these natural resources.

Disclaimer: If you are considering a project or action in, or near, a wetland or a stream, a NYS DEC permit may be required. The Environmental Resources Mapper does not show all natural resources which are regulated by NYS DEC, and for which permits from NYS DEC are required. For example, Regulated Tidal Wetlands, and Wild, Scenic, and Recreational Rivers, are currently not included on the maps.

[Print Preview](#)