FSS

Application for Marine Mammal Protection Act Incidental Harassment Authorizations

Tongass Narrows Project (2023)

State Project #: SFHWY00085, SFHWY00150, SFHWY00109, SFHWY00153, SFHWY00154

Submitted to: National Marine Fisheries Service Office of Protected Resources 1315 East-West Highway Silver Spring, Maryland 20910-3226

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Prepared for:

Alaska Department of Transportation and Public Facilities 6860 Glacier Highway Juneau, Alaska 99801

Prepared by: HDR, Inc. 582 E 36th Ave, Suite 500 Anchorage, AK 99503

The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by DOT&PF pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated November 3, 2017 and executed by FHWA and DOT&PF.

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Acronyms and Abbreviations

ADF&G	Alaska Department of Fish and Game
dB	decibels
dBA	A-weighted decibels
CFR	Code of Federal Regulations
CWA	Clean Water Act
DOT&PF	Alaska Department of Transportation and Public Facilities
DPS	Distinct Population Segment
DTH	down-the-hole
eDPS	eastern Distinct Population Segment
EFH	Essential Fish Habitat
ESA	Endangered Species Act
FHWA	Federal Highway Administration
FR	Federal Register
Hz	Hertz
IHA	Incidental Harassment Authorization
kHz	kilohertz
LOA	Letter of Authorization
μPa	microPascals
MMO	Marine Mammal Observer
MMPA	Marine Mammal Protection Act
NMFS	National Marine Fisheries Service
NOAA	National Oceanic and Atmospheric Administration
Pa	Pascals
Project	Tongass Narrows Project
PTS	permanent threshold shift
rms	root mean square
SEIS	Supplementary Environmental Impact Statement
SEL	sound exposure level
SEL _{cum}	cumulative sound exposure level
SPL	sound pressure level
SSL	sound source level
TL	transmission loss
TTS	temporary threshold shift



USACE United States Army Corps of Engineers USC **United States Code** wDPS western Distinct Population Segment WSDOT Washington State Department of Transportation

1 DESCRIPTION OF ACTIVITIES

1.1 Introduction

The Alaska Department of Transportation and Public Facilities (DOT&PF) requests an Incidental Harassment Authorization (IHA) for the take of small numbers of marine mammals incidental to construction associated with the Tongass Narrows Project (Project). The Project consists of six distinct marine components. Four components are part of the Ketchikan-Gravina Access Project, and were addressed in the Gravina Access Project Final Supplemental Environmental Impact Statement (SEIS; Federal Highway Administration [FHWA] 2017). One of these four, the Gravina Airport Layup Facility, is complete; the remaining three components are not complete. The other two components are the Revillagigedo (Revilla) New Ferry Berth (Revilla New Berth) and Upland Improvements and New Gravina Island Shuttle Ferry Berth/Related Terminal Improvements (Gravina New Berth). Construction of these two ferry berths has been ongoing since 2020, although they have yet to be completed. Phase 1 components were renewed previously, and the renewal expired on February 28, 2022. Those components were permitted again under a new IHA (87 *Federal Register* [FR] 15387), which expires March 4, 2023. Due to changes to the components, the current IHA is not eligible for renewal. Phase 2 components were previously renewed and need to be permitted under a new IHA.

Throughout this application, all five incomplete components (the Project; Table 1-1; Site Drawings in Appendix A) will no longer be divided by phase, as all five components are currently ongoing.

Phase 1 Construction Components	Project Number	Original Phase	In-Water Status	IHA Expiration Date	Federal Register					
Non-SEIS										
KTN Revilla New Ferry Berth and Upland Improvements (Revilla New Berth)	SFHWY00085	Phase 1	Not Complete	March 4, 2023	87 FR 15387					
New Gravina Island Shuttle Ferry Berth/Related Terminal Improvements (Gravina New Berth)	SFHWY00109	Phase 1	Not Complete	March 4, 2023	87 FR 15387					
SEIS										
KTN Gravina Airport Ferry Layup Facility	SEIS - 67698	Phase 1	Complete	March 4, 2023	87 FR 15387					
KTN Gravina Freight Facility	SEIS - 67698	Phase 1	Not Complete	March 4, 2023	87 FR 15387					
KTN Revilla Refurbish Existing Ferry Berth Facility	SEIS - 67698	Phase 2	Not Complete	February 28, 2023	87 FR 12117					
KTN Gravina Refurbish Existing Ferry Berth Facility	SEIS - 67698	Phase 2	Not Complete	February 28, 2023	87 FR 12117					

Table 1-1. Name and DOT&PF Project Number for each Project Component

Note: FR = *Federal Register*, IHA = Incidental Harassment Authorization; KTN = Ketchikan; SEIS = Supplemental Environmental Impact Statement

The National Oceanic and Atmospheric Administration (NOAA) National Marine Fisheries Service (NMFS) regulations governing the issuance of IHAs and Letters of Authorization (LOAs) permitting the incidental take of marine mammals under certain circumstances are codified in 50 Code of Federal Regulations (CFR) Part 216, Subpart I (Sections 216.101–216.108). The Marine Mammal Protection Act (MMPA) defines "take" to mean "to harass, hunt, capture, or kill, or attempt to harass, hunt, capture, or kill any marine mammal" (16 United States Code [USC] Chapter 31, Section 1362(13)). Section 216.104 sets out 14 specific items that must be addressed in requests for rulemaking and renewal of regulations pursuant to Section 101(a)(5) of the MMPA. The 14 items are addressed in Sections 1 through 14 of this application for an IHA and include the following:

- 1. Description of Activities
- 2. Dates, Durations, and Geographic Region of Activities
- 3. Species and Numbers of Marine Mammals
- 4. Affected Species Status and Distribution
- 5. Types of Incidental Taking Authorization Requested
- 6. Take Estimates for Marine Mammals
- 7. Description of Potential Impacts of the Activity
- 8. Description of Potential Impacts on Subsistence Uses
- 9. Description of Potential Impacts on Habitat
- 10. Description of Potential Effects of Habitat Impacts on Marine Mammals
- 11. Mitigation Measures
- 12. Mitigation Measures to Protect Subsistence Uses
- 13. Monitoring and Reporting
- 14. Suggested Means of Coordination

This application was prepared on behalf of DOT&PF by HDR, Inc.

1.2 **Project Purpose and Need**

The Tongass Narrows Project is located in Tongass Narrows in the City of Ketchikan, Alaska, in Southeast Alaska (Figure 1-1). The five Project components share some similarities in construction methodology, schedule, and purpose. Three of the five components are located on Gravina Island adjacent to the Ketchikan International Airport. The other two components are located immediately across Tongass Narrows on Revilla Island, approximately 2.6 miles north of downtown Ketchikan. All five Project components are located within approximately 0.5 mile of one another within the City of Ketchikan (Figure 1-2). The three Project components that were part of the SEIS share the same purpose and need described in that document, which is to (1) improve access to developable land on Gravina Island, (2) improve access to the Ketchikan International Airport, and (3) facilitate economic development in the Ketchikan Gateway Borough (specifically on Gravina Island).

The two new ferry berths (Gravina New Berth and Revilla New Berth), which were not part of the SEIS and Record of Decision (FHWA 2017), will be constructed in order to provide redundancy to the existing ferry berths. The airport ferry system operated by the Ketchikan Gateway Borough is the only public access link from Revilla Island to Gravina Island and



Ketchikan International Airport. The existing ferry berths on Gravina and Revilla islands are a vital element to maintaining that link. The existing ferry berth at the terminal on Revilla Island is nearing the end of its useful life and is periodically out of service for repairs and maintenance. The new facilities will allow for multiple shuttle ferries, and a backup berthing facility will be constructed to current standards and will improve reliability of that transportation system.



Figure 1-1. Site Location and Vicinity



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Figure 1-2. Tongass Narrows Project Area



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1.3 Project Activities

Proposed activities included as part of the Project with potential to affect marine mammals include the noise generated by drilling of rock sockets into bedrock for steel pipe piles, vibratory installation and removal of temporary steel pipe or H piles, and vibratory and impact installation of permanent steel pipe piles. Such in-water activities could result in harassment to marine mammals as defined under the MMPA of 1972, as amended in 2007 (16 USC 31). Each component of the Project will include different activities that are described in detail in the following sections.

Additionally, some work previously completed under past IHAs on the Revilla New Berth and Gravina Refurbishment will need to be removed and reinstalled, requiring the vibratory removal of permanent piles and socketing and anchoring of the piles in the updated locations.

Above-water work will consist of the installation of concrete or steel platform decking panels, transfer bridges, dock-mounted fenders, pedestrian walkways, gangways, and utility lines. Upland construction activities will consist of new terminal facilities, staging areas, parking lot expansions, new roadways, retaining walls, stairways, and pedestrian walkways. No in-water noise is anticipated in association with above-water and upland construction activities.

In this IHA application, the units of measure reported for construction activities are U.S. customary units, which are typically used in construction. Units of measure for scientific information, including acoustics, are metric. When appropriate, units are reported as both U.S. customary and metric.

1.3.1 Project Components

Three of the five incomplete Project components will include installation of steel pipe piles that are 24 or 30 inches in diameter (Table 1-2). Temporary piles installed and removed to support templates for permanent piles will be a maximum of 24 inches in diameter (Table 1-2) but may instead be steel H piles. All temporary piles will either be steel pipe piles or H piles, not a combination of both. Pile installation methods will include vibratory and impact installation, as well as drilling of rock sockets and tension anchors as described below. Pile installation will occur in waters ranging in depth from less than 1 meter (3.3 feet) nearshore to approximately 20 meters (66 feet), depending on the structure and location.

Based on the production rate of the work completed thus far, up to 152 intermittent days of pile installation or removal during a 12-month period are expected to be required to complete the remaining work on the five components of this Project (Table 1-2).



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Table 1-2. Numbers and Types of Piles to be Installed for each Project Component

Project Component	nponent Type	Number of	Number of Rock	Number of Tension	Average Vibratory	Average Drilling Duration for Rock	Average Drilling Duration for Tension	Impact Strikes Per Pile	Estimated Total Number of	Production Rate	Days of Installation or
Pile Size/Type		Piles	Sockets	Anchors	(minutes)	(minutes)	Anchors Per Pile (minutes)	(duration in minutes)	Hours (per pile)	(Range)	Removal
Revilla New Berth (Installation)											
30" Pile Diameter	Permanent	13	-	3	30	-	120–240	200 (15)	2 (0.75–4.75)	1 (1–3)	13
24" Pile Diameter	Template	28	-	-	120	-	-	50 (15)	2.25	2 (1–4)	14
Or Steel H Pile	Template	28	-	-	120	-	-	50 (15)	2.25	2 (1–4)	14
Revilla New Berth (Removal)											
30" Pile Diameter	Permanent	13	-	-	60	-	-	-	1	3 (1–6)	5
24" Pile Diameter	Template	28	-	-	60	-	-	-	1	6 (1–8)	5
Or Steel H Pile	Template	28	-	-	60	-	-	-	1	6 (1–8)	5
Gravina New Berth (Installation)											
24" Pile Diameter	Permanent	27	11	28	30	180–360	120–240	200 (15)	6 (2.75–10.75)	1 (1–3)	27
24" Pile Diameter	Template	24	-	-	120	-	-	50 (15)	2.25	2 (1–4)	12
Or Steel H Pile	Template	24	-	-	120	-	-	50 (15)	2.5	2 (1–4)	12
Gravina New Berth (Removal)											
24" Pile Diameter	Template	24	-	-	60	-	-	-	1	6 (1–8)	4
Or Steel H Pile	Template	24	-	-	60	-	-	-	1	6 (1–8)	4
Gravina Freight Facility (Installation)											
30" Pile Diameter	Permanent	4 (2 battered)	2	4	60	360 (240–600)	120 (120–240)	50 (15)	3.25–9.25	1 (1–3)	4
24" Pile Diameter	Permanent	3	3	3	60	360 (240–600)	120 (120–240)	50 (15)	9.25	1 (1–3)	3
24" Pile Diameter	Temporary	12	-	-	120	-	-	50 (15)	2.25	2 (1–4)	6
20" Pile Diameter	Permanent	6	-	6	60	-	120 (120–240)	50 (15)	3.25	1 (1–3)	6
Gravina Freight Facility (Removal)											
24" Pile Diameter	Template	12	-	-	60	-	-	-	1	6 (1–8)	2
Revilla Refurbish Existing Ferry Berth Facilit	y (Installation)										
24" Pile Diameter	Permanent	1	-	-	120	-	-	200 (15)	2.25	1	1
Revilla Refurbish Existing Ferry Berth Facilit	y (Removal)										
24" Pile Diameter	Permanent	1	-	-	60	-	-	-	1	1	1
Gravina Refurbish Existing Ferry Berth Facili	ity (Installation)										
24" Pile Diameter	Permanent	23	13	16	30	180–360	120 (120–240)	200 (15)	6 (2.75–10.75)	1 (1–3)	23
24" Pile Diameter	Template	32	-	-	120	-	-	50 (15)	2.25	2 (1–4)	16

Table 1-2. Numbers and Types of Piles to be Installed for each Project Component

Project Component	Туре	Number of	Number of	Number of	Average Vibratory	Average Drilling Duration for Rock	Average Drilling Duration for Tension	Impact Strikes Per Pile	Estimated Total	Production Rate	Days of	
Pile Size/Type	rype	Type	Piles	Sockets	Anchors	Duration Per Pile (minutes)	Sockets Per Pile (minutes)	Anchors Per Pile (minutes)	(duration in minutes)	Hours (per pile)	(Range)	Removal
Or Steel H Piles	Template	32	-	-	120	-	-	50 (15)	2.25	2 (1–4)	16	
Gravina Refurbish Existing Ferry Berth Facili	ity (Removal)	•	•		°		•		*	*		
24" Pile Diameter	Permanent	12	-	-	60	-	-	-	1	3 (1–6)	4	
24" Pile Diameter	Template	32	-	-	60	-	-	-	1	6 (1–8)	6	
Or Steel H Piles	Template	32	-	-	60	-	-	-	1	6 (1–8)	6	
										Total Days	152	

Note: Template piles will be either steel H piles or 24-inch diameter pipe piles. Total days of installation or removal do not double-count days from both and thus may sum differently.

Revilla New Berth

The new Revilla Island airport shuttle ferry berth (Revilla New Berth) will be constructed immediately adjacent to the existing Revilla Island Ferry Berth (Figure 1-2). It is the only Phase 1 component that will occur on Revilla Island. It will be located in Section 23 of Township 75 South, Range 90 East (Lat: 55° 21' 32.9"N, Long: 131° 42' 9.8"W). The new ferry berth will consist of a 7,400-square-foot pile-supported approach trestle at the shore side of the ferry terminal and a 1,500-square-foot pile-supported approach trestle extension located landside and north of the new approach trestle. A 25-foot by 142-foot steel transfer bridge with vehicle traffic lane and separated pedestrian walkway will extend from the trestle to a new 2,200square-foot steel float and apron. The steel float will be supported by three guide pile dolphins. Two new stern berth dolphins with fixed hanging fenders and three new floating fender dolphins will be constructed to moor vessels. The new apron will be supported by three new guide pile dolphins. Water depths at the dolphins will reach approximately 60 feet. Up to 13 permanent piles originally installed in previous years may need to be removed and reinstalled in the correct locations using vibratory and impact hammers, rock sockets, and tension anchors (Table 1-2). Up to 28 temporary steel pipe piles or H piles will be required to complete this portion of the project.

Gravina New Berth/Related Terminal Improvements

Work at the new Gravina Island airport shuttle ferry berth (Gravina New Berth) previously completed will not need to be redone. Remaining work at the Gravina New Berth will be constructed immediately adjacent to the existing Gravina Island Ferry Berth (Figure 1-2). It will be located in Section 22 of Township 75 South, Range 90 East (Lat: 55° 21' 24.5"N, Long: 131° 42' 28.6"W). The new facility will consist of an approximately 7,000-square-foot pile-supported approach trestle at the shore side of the ferry terminal. A 25-foot by 142-foot steel transfer bridge with vehicle traffic lane and separated pedestrian walkway will lead to a new 2,200-square-foot steel float and apron. The steel float will be supported by three new guide pile dolphins. Ferry berthing will be supported by two new stern berth dolphins and three new floating fender dolphins. To support the new facility, a new bulkhead retaining wall will be constructed between the existing ferry berth and the new approach trestle. A new fill slope measuring approximately 21,200 square feet will be constructed west of the approach trestle. Upland improvements include widening of the ferry approach road, retrofits to the existing pedestrian walkway, installation of utilities, and construction of a new employee access walkway.

Gravina Airport Ferry Layup Facility

The Gravina Island Airport Ferry Layup Facility is not discussed further in this application, as all in-water work on this component has been completed.

Gravina Freight Facility

The new Gravina Island heavy freight mooring facility will be constructed in the same location as the existing barge offload facility in Section 23, Township 75 South, Range 90 East (Lat: 55°21'11.49"N Long: 131°42'9.40"W; Figure 1-2). This facility will provide improved access to Gravina Island for highway loads that cannot be accommodated by the shuttle ferry. The existing ramp will be widened and re-graded both above and below the high tide line. Uplands earth work activities include re-grading of the existing slope and barge ramps and installation of additional riprap protection along the slope. One berthing dolphin and three mooring dolphins will be constructed to support barge docking and will include pedestrian walkways for access by personnel. In addition, two new pile-supported mooring line structures will be constructed above

the high tide line. Work at the Gravina Freight Facility will be started in early 2023 under previous IHAs, but a small amount of work (13 piles total; Table 1-2) will still need to be completed under this IHA.

Revilla Refurbish Existing Ferry Berth Facility

Improvements to the existing Revilla Island Ferry Berth will include the following: (1) replace the transfer bridge, (2) replace rubber fender elements and fender panels, (3) replace one 24-inch pile on the floating fender dolphin, and (4) replace the bridge float with a concrete or steel float of the same dimensions. Construction of the transfer bridge, bridge float, and fender elements will occur above water. The only in-water work will be pile installation and removal associated with construction of the one remaining dolphin (Table 1-2). No temporary piles will be installed or removed during this component of the project.

Gravina Refurbish Existing Ferry Berth Facility

Improvements to the existing Gravina Island Ferry Berth will include the following: (1) replace the transfer bridge, (2) remove the catwalk and dolphins, (3) replace the bridge float with a concrete or steel float of the same dimensions, (4) construct a floating fender dolphin, and (5) construct four new breasting dolphins. Construction of the transfer bridge, catwalk, and bridge float will occur above water. The only in-water work will be pile installation and removal associated with construction of the dolphins. A vibratory hammer will be used to install and remove up to 32 temporary template piles that are either 24 inches in diameter or steel H piles to a depth of 25 feet or less (Table 1-2).

1.3.2 In-Water Activities

Four methods of pile installation are anticipated. These include vibratory and impact hammers, down-hole drilling of rock sockets, and installation of tension anchors at some locations. Most piles will be installed vertically (plumb), but some will be installed at an angle (battered). Tension anchors will be used to secure some piles to the bedrock to withstand uplift forces. Rock sockets will be drilled at other locations where overlying sediments are too shallow to adequately secure the bottom portions of the piles. Some piles will be seated in rock sockets as well as anchored with tension anchors (Table 1-2). A vibratory hammer will be used to install or remove up to 84 temporary template piles, either steel H piles or 24-inch pipe piles, to a depth of 25 feet or less. Up to 26 previously installed piles will be removed with a vibratory hammer and reinstalled using vibratory, impact, or down-the-hole (DTH) methods, or a combination of methods. Up to 51 not-yet-installed permanent piles will be installed using vibratory, impact, or DTH methods, or a combination of methods. In total, up to 271 installation and removals for permanent and temporary piles are included in this Project (Table 1-2).

1.4 Applicable Permits/Authorizations

The following permits/authorizations are applicable to in-water work addressed by this application:

- United States Army Corps of Engineers (USACE) Section 10 of the Rivers and Harbors Act of 1899
- Section 404 of the Clean Water Act (CWA)
- Section 401 of the CWA
- NMFS Endangered Species Act (ESA) Section 7 Consultation

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2 DATES, DURATIONS, AND GEOGRAPHICAL REGION OF ACTIVITIES

2.1 Dates and Durations of Activities

In-water construction of most Project components is ongoing, except for the Gravina and Revilla refurbishments as that work cannot begin until the new berths are complete. As described in Table 1-1, the current IHAs expire on either February 28, 2023, or March 4, 2023. Remaining piling associated with the five incomplete components may continue after the IHA expiration dates pending a renewal, but new work included in this application will not begin until the new IHA is issued. Construction activities may occur at multiple sites simultaneously; however, in-water pile installation/removal (including drilling) will not occur simultaneously at one or more component sites, based on proposed avoidance and minimization measures (Section 11). Pile installation will occur intermittently over the work period for durations of minutes to hours at a time. Work schedule is dependent on weather, construction and mechanical delays, protected species shutdowns, and other potential delays and logistical constraints. Substantial shoreside (above-water) construction will also occur intermittently. Construction will occur 7 days per week and only during daylight hours.

Pile installation and removal can occur at variable rates, from a few minutes one day to several hours the next. As shown in Table 1-2, the remaining components will require approximately 152 days of pile installation and removal over the span of 12 months.

It is critical to DOT&PF that authorization for this Project is granted in an expedient manner, as the Project would be on hold once existing IHAs expire, pending a renewal by NMFS, and therefore we request a start date as soon as possible.

2.2 Geographical Setting

The Tongass Narrows Project is located within the City of Ketchikan, Alaska (Figure 1-1 and Figure 1-2). The Revilla New Berth will be constructed immediately adjacent to the existing Revilla Island Ferry Berth at 55° 21' 32.9"N, Long: 131° 42' 9.8"W. The Gravina New Berth will be constructed immediately adjacent to the existing Gravina Island Ferry Berth at 55° 21' 24.5"N, Long: 131° 42' 28.6"W. The new Gravina Island Heavy Freight Mooring Facility will be constructed in the same location as the existing barge offload facility at 55°21'11.49"N Long: 131°42'9.40"W. Ketchikan is part of the Ketchikan Gateway Borough Census Area. Ketchikan is Alaska's 13th largest city, with a population of approximately 8,037 (U.S. Census Bureau 2021).

2.2.1 Physical Environment

Tongass Narrows is an approximately 13-mile-long, north-south-oriented marine channel situated between Revilla Island to the east and Gravina Island to the west. In the vicinity of the Project, Tongass Narrows is as little as 300 meters (984 feet) wide. The majority of the City of Ketchikan is located on Revilla Island. Marine facilities include fish processing plants, small boat harbors, cruise ship and ferry terminals, float plane docks, a dry dock, a shipyard, and other infrastructure. Ketchikan International Airport is located on Gravina Island. The airport averaged 44 aircraft operations per day in 2022 (FAA 2023) and offers multiple commercial flights per day.

Tongass Narrows is generally characterized by strong tidal currents and by steep bedrock or coarse gravel-cobble-boulder shoreline. Lower intertidal and shallow subtidal areas are often sandy or mixed gravel, sand, and shell, with varied amounts of silt. At other areas, however, such as at rocky points and along the northwestern shore of Pennock Island, bedrock slopes steeply to subtidal depths. Subtidal habitats are a mix of bedrock outcrops or ledges, boulder-cobble slopes, and, where lower slopes permit, sandy gravel bottoms, often mixed with significant amounts of shell debris, similar to intertidal habitats.

Several small natural coves and areas protected by constructed breakwaters provide wave and current protection for marine habitats with sand or gravel bottoms with some areas of eelgrass (*Zostera marina*) beds. Extensive areas of riprap bank protection and fill occur along the northeastern shoreline of the City of Ketchikan. Construction of numerous buildings and docks on pilings over the intertidal and shallow subtidal zone has significantly modified the shorelines in these areas. Shoreline protection activities have similarly modified about 1 mile of the shoreline of Gravina Island in the vicinity of the airport and airport ferry terminal.

Water depths reach approximately 49 meters (160 feet) in the middle of the Tongass Narrows between the airport and town but generally do not exceed 18 meters (60 feet) where piles will be installed. The channel bottom slopes at about 2H:1V (horizontal:vertical) from opposite shores. Geologic conditions in the vicinity of the Project were evaluated by CH2M in 2017 (CH2M 2018). The substrate consists of approximately 18 to 23 meters (60 to 75 feet) of very loose to very dense granular deltaic or alluvial sand and gravel. At approximately 18 to 23 meters (60 to 75 feet) below the mudline, the substrate transitions to phyllite bedrock (CH2M 2018).

2.2.2 Acoustic Environment

Ongoing vessel activities throughout Tongass Narrows, land-based industrial and commercial activities, and regular aircraft operations result in elevated in-air and underwater sound conditions in the Project area that increase with proximity to the Project component sites. While ambient in-air sound levels in Ketchikan are estimated at between 55 and 65 A-weighted decibels (dBA; FHWA 2017), and ambient underwater sound levels range between 120 and 130 decibels (dB; Warner and Austin 2016a), sound levels likely vary seasonally, with elevated levels during summer when the tourism and fishing industries are at their peaks. The shoreline and underwater portions of the Project area are highly modified by existing dock structures and past dredging.

The mean underwater ambient sound levels near Ketchikan were recorded at approximately 125 dB (Warner and Austin 2016a). However, in the portions of Tongass Narrows removed from the industrial and commercial noise of Ketchikan, it is possible that ambient sound levels approach 120 dB. Harassment of marine mammals could occur during exposure to underwater sound levels in excess of ambient levels, which, in the Project area, likely range from 120 to 125 dB. NMFS recommends a default underwater background or ambient noise level of 120 dB, which will be used for this Project.

3 SPECIES AND ABUNDANCE OF MARINE MAMMALS

The marine waters of Southeast Alaska support many species of marine mammals, including pinnipeds and cetaceans; however, the number of species occurring regularly near the Project area is limited. The following ten species could occur within the Project area: Steller sea lion (Eumetopias jubatus), harbor seal (Phoca vitulina), northern elephant seal (Mirounga angustirostris), harbor porpoise (Phocoena phocoena), Dall's porpoise (Phocoenoides dalli), Pacific white-sided dolphin (Lagenorhynchus obliguidens), killer whale (Orcinus orca), gray whale (Eschrichtius robustus), minke whale (Balaenoptera acutorostrata), and humpback whale (Megaptera novaeangliae; Table 3-1). The Alaska Protected Resources Division of NMFS provides an online, interactive mapping tool used to identify species protected by the MMPA based on broadly generalized species ranges (NOAA 2018). This tool identified nine of the species listed above, not including elephant seals, but did include fin whales (Balaenoptera physalus). However, it is unlikely that fin whales would occur in the Project area; recent NMFS IHAs for activities in Tongass Narrows have not included this species and therefore they are not discussed further in this document. Each of the marine mammal species that may occur in the Project area is discussed in more detail in the following sections, and the abundance and potential exposure of these species are summarized at the end of this section.

When available, peer-reviewed scientific publications are used to quantitatively estimate marine mammal abundance in the Project area. However, scientific surveys and resulting data such as population estimates, densities, or other quantitative information are lacking for most marine mammal populations and most areas of Southeast Alaska. Previous iterations of applications for the Tongass Narrows projects have relied on local knowledge (e.g., 87 FR 15357). The current application relies on a combination of previously documented knowledge and Marine Mammal Observer (MMO) reports from the last 2 years of construction.

Descriptions of each species and its presence in the Project area are provided in Section 4.



Species	Abundance (Population/Stock)		MMPA Designation	ESA Listing	Occurrence in Project Area		
Otallan and line	43,20 (Eastern)1 DPS)	Protected	None	Common		
Steller sea lion	52,93 (Western	32 DPS)	Depleted & Strategic	Endangered	Unlikelyª		
Harbor seal	27,65 (Clarence)	59 Strait)	Protected	None	Common		
Northern elephant seal	187,3 (California Bree	86 eding Stock)	Protected	None	Rare		
Harbor porpoise	Harbor 1,302 porpoise (Southeast Alas Waters S		Strategic	None	Uncommon		
Dall's porpoise	13,110 (Gulf of Alaska)		Protected	None	Rare		
Pacific white- sided dolphin	26,880 (North Pacific)		- 26,880 N (North Pacific)		Protected	None	Rare
	2,34 (Eastern North F Reside	7 Pacific Alaska ent)	Protected	None	Uncommon		
Killer whale (Orca)	302 (Northern R	esident)	Protected	None	Rare		
	349 (West Coast Transient)		Protected	None	Rare		
Gray whale	26,960 (Eastern North Pacific)		Protected	None	Rare		
Minke whale	Unknown (Alaska)		Protected	None	Rare		
Humpback	10,103 (Central North Pacific Stock)	11,540 (Hawaii DPS)	Depleted & Strategic	None	Common		
whale	1,107 (Western North Pacific Stock)	2,913 (Mexico DPS)	Depleted & Strategic	Threatened	Uncommon		

Table 3-1. Marine Mammals Known to Occur in or near the Project Area

Sources: Humpback whale DPS abundance estimates: Wade 2021. Northern elephant seal and gray whale abundance estimate: Carretta et al. 2022. All other abundance estimates: Muto et al. 2022.

Note: DPS = Distinct Population Segment; ESA = Endangered Species Act; MMPA = Marine Mammal Protection Act.

^a Excluded from further discussion in this IHA Application.

4 AFFECTED SPECIES STATUS AND DISTRIBUTION

4.1 Steller Sea Lion

4.1.1 Status and Distribution

Steller sea lions were listed as threatened range-wide under the ESA on November 26, 1990 (55 FR 49204). Steller sea lions were subsequently partitioned into the western and eastern Distinct Population Segments (DPSs; western and eastern stocks) in 1997 (62 FR 24345). The eastern DPS (eDPS) remained classified as threatened until it was delisted in November 2013. The current minimum abundance estimate for the eDPS of Steller sea lions is 43,201 individuals (Muto et al. 2022). The western DPS (wDPS; those individuals west of 144°W longitude or Cape Suckling, Alaska) was upgraded to endangered status following separation of the DPSs, and it remains endangered today.

The majority of Steller sea lions that inhabit Southeast Alaska are part of the eDPS; however, branded individuals from the wDPS make regular movements across the 144° longitude boundary to the northern "mixing zone" haulouts and rookeries within southeast Alaska (Jemison et al. 2013). While haulouts and rookeries in the northern portion of Southeast Alaska may be important areas for wDPS animals, there continues to be little evidence that their regular range extends to the southern haulouts and rookeries in Southeast Alaska (Jemison et al. 2018). Current NMFS guidance (NMFS 2020) indicates that wDPS individuals are unlikely to occur south of Sumner Strait, and they are thus excluded from this application.

The current minimum abundance estimate for the eDPS of Steller sea lions is 43,201 individuals (Muto et al. 2022). NMFS estimates that the eDPS stock increased in population at a rate of 4.25 percent per year between 1989 and 2017 based on pup counts in Southeast Alaska, British Columbia, Oregon, and California (Muto et al. 2022).

4.1.2 Presence in Project Area

The nearest known Steller sea lion haulout is located approximately 17 miles west/northwest of Ketchikan on Grindall Island (Figure 4-1). Summer counts of adult and juvenile sea lions at this haulout since 2000 have averaged approximately 191 individuals, with a range from 6 in 2009 to 378 in 2008. Only two winter surveys of this haulout have occurred. In March 1993, a total of 239 individuals were recorded, and in December 1994, a total of 211 individuals were recorded. No sea lion pups have been observed at this haulout during surveys. Although this is a limited sample, it suggests that abundance may be consistent year-round at the Grindall Island haulout.

Sea lions are known to transit through Tongass Narrows while pursuing prey. Steller sea lions in this area travel as single animals or in groups that typically range in size from 6 to 10 individuals (Freitag 2017 as cited in 83 FR 22009), and maximum group sizes could reach 80 animals (HDR, Inc. 2003). Steller sea lions are known to follow fishing vessels and may congregate in small numbers at seafood processing facilities and hatcheries or at the mouths of rivers and creeks containing hatcheries, where large numbers of salmon congregate in late summer. Three seafood processing facilities are located east of the proposed berth location on Revilla Island, and two salmon hatcheries operated by the Alaska Department of Fish and Game (ADF&G) are located east of the Project area. Steller sea lions may aggregate near the mouth of Ketchikan Creek, where a hatchery upstream supports a summer salmon run. The creek mouth is more than 4 kilometers (2.5 miles) from both ferry berth sites and is positioned behind the cruise ship terminal and within the small boat harbor. In addition to these locations, anecdotal information

from a local kayaking company suggests that there are Steller sea lions present at Gravina Point, near the southwest entrance to Tongass Narrows.

No systematic studies of sea lion abundance or distribution have occurred in Tongass Narrows. Anecdotal reports suggest that Steller sea lions may be found in Tongass Narrows year-round, with an increase in abundance from March to early May during the herring spawning season and another increase in late summer associated with salmon runs. Overall sea lion presence in Tongass Narrows tends to be lower in summer than in winter (FHWA 2017). During summer, Steller sea lions may aggregate outside the Project area at rookery and haulout sites.

Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). During this time, a total of 322 Steller sea lions were observed: 76 during the 2020–2021 season, 87 during the 2021–2022 season, and 159 during the 2022 season (Table 4-1). Sightings of Steller sea lions were most frequent in February and April 2022 and less common in October 2020 and December 2021. On average over the course of a year, Steller sea lions occur in Tongass Narrows approximately three or four times per week (DOT&PF 2021, 2022, 2023). During the three previous IHAs for this project, less than 2 percent of annual Level B takes were used, and no Level A takes occurred.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
October 2020	16.55	3	1
November 2020	44.43	11	11
December 2020	41.72	12	8
January 2021	57.93	16	15
February 2021	57.55	14	41
May 2021	83.60	18	12
June 2021	71.33	14	4
July 2021	26.45	9	7
August 2021	36.97	16	7
September 2021	39.43	7	29
October 2021	45.02	13	10
December 2021	2.10	1	1
January 2022	19.45	7	3
February 2022	85.22	13	14
March 2022	7.48	2	5
April 2022	50.55	12	39

Table 4-1. Summary of Steller Sea Lions Documented in Tongass Narrows During Construction Observations

Table 4-1. Summary of Steller Sea Lions Documented in Tongass Narrows During Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
May 2022	26.12	6	5
June 2022	43.05	12	7
September 2022	33.97	5	24
October 2022	53.73	8	38
November 2022	57.50	12	34
December 2022	18.95	4	7

Note: Months with no in-water work are not listed.

4.1.3 Life History

Steller sea lions are opportunistic predators, feeding primarily on a wide variety of fishes and cephalopods, including Atka mackerel (*Pleurogrammus monopterygius*), Pacific herring (*Clupea pallasi*), walleye pollock (*Gadus chalcogramma*), capelin (*Mallotus villosus*), Pacific sand lance (*Ammodytes hexapterus*), Pacific cod (*Gadus macrocephalus*), salmon (*Oncorhynchus* spp.), and squid (*Teuthida* spp.) (Jefferson et al. 2008; Wynne et al. 2011). Steller sea lions do not generally eat every day, but tend to forage every 1–2 days and return to haulouts to rest between foraging trips (Merrick and Loughlin 1997; Rehberg et al. 2009). The foraging habits of Steller sea lions using Tongass Narrows are not well known, but it is reasonable to assume that they disperse in many directions to obtain food.



Figure 4-1. Steller Sea Lion Haulouts Located Nearest to the Project Area



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4.2 Harbor Seal

4.2.1 Status and Distribution

Harbor seals range from Baja California north along the west coasts of Washington, Oregon, California, British Columbia, and Southeast Alaska; west through the Gulf of Alaska, Prince William Sound, and the Aleutian Islands; and north in the Bering Sea to Cape Newenham and the Pribilof Islands. In 2010, harbor seals in Alaska were partitioned into 12 separate stocks based largely on genetic structure (Allen and Angliss 2010). Harbor seals are not designated as strategic or depleted under the MMPA and are not listed under the ESA, but like all other marine mammals, they are protected under the MMPA. The status of all 12 stocks of harbor seals identified in Alaska relative to their optimum sustainable population size is unknown. The current statewide abundance estimate for Alaska harbor seals is 243,938, based on aerial survey data collected during 1996–2018 (Boveng et al. 2019).

Harbor seals in Tongass Narrows are recognized as part of the Clarence Strait stock. The current statewide abundance estimate for Alaskan Clarence Strait harbor seals is 27,659, based on aerial survey data collected during 1998–2011. The stock is increasing in population size (+138 seals/year; Muto et al. 2022). No other stocks of harbor seals are present in the Project area, so only the Clarence Strait stock is considered in this application.

4.2.2 Presence in Project Area

No systematic studies of harbor seal abundance or distribution have occurred in Tongass Narrows. Aerial surveys conducted only in August 2011 did not record any harbor seal haulouts in Tongass Narrows, but several haulouts were located on the outer shores of Gravina Island (London et al. 2015). There is no known harbor seal haulout in Tongass Narrows. Harbor seals have been observed hauled out on docks in Ketchikan Harbor, but this behavior is generally considered unsafe and is discouraged by Ketchikan residents and Harbor employees.

Anecdotal observations indicate that harbor seals are common in Tongass Narrows, although no data exist to quantify abundance. Two salmon hatcheries operated by ADF&G are located east of the Project area. Like Steller sea lions, harbor seals may aggregate near the mouth of Ketchikan Creek when salmon are running in summer. The creek mouth is more than 4 kilometers (2.5 miles) from the Project component sites and is positioned behind the cruise ship terminal and within the small boat harbor.

Marine mammal monitoring took place during construction of previous components of the Tongass Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). During this time, a total of 550 harbor seals were observed: 76 during the 2020–2021 season, 190 during the 2021–2022 season, and 284 during the 2022 season (Table 4-2) at a rate of approximately 2.5 harbor seals per day of observation. Sightings of harbor seals were most frequent in October and November of 2022 and less common in December 2021 and January 2022. During the three previous IHAs for this project, the maximum use of Level B takes was 5.23 percent, and only one Level A take was recorded. Additionally, information from MMOs associated with on-going construction indicate a small number of harbor seals is regularly sighted at about 250 meters from the Project location (C. Wyatt, personal comm., 16 January 2023).

Table 4-2. Summary of Harbor Seals Documented in Tongass Narrows During Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
October 2020	16.55	3	0
November 2020	44.43	11	6
December 2020	41.72	12	17
January 2021	57.93	16	25
February 2021	57.55	14	28
May 2021	83.60	18	50
June 2021	71.33	14	44
July 2021	26.45	9	13
August 2021	36.97	16	17
September 2021	39.43	7	16
October 2021	45.02	13	21
December 2021	2.10	1	3
January 2022	19.45	7	4
February 2022	85.22	13	22
March 2022	7.48	2	3
April 2022	50.55	12	47
May 2022	26.12	6	10
June 2022	43.05	12	33
September 2022	33.97	5	36
October 2022	53.73	8	63
November 2022	57.50	12	65
December 2022	18.95	4	27

Note: Months with no in-water work are not listed.

4.2.3 Life History

Harbor seals forage on fish and invertebrates (Orr et al. 2004) including capelin, eulachon, cod, pollock, flatfish, shrimp, octopus, and squid (Wynne 2012). They are opportunistic feeders that forage in marine, estuarine, and, occasionally, freshwater habitat, adjusting their foraging behavior to take advantage of prey that is locally and seasonally abundant (Payne and Selzer 1989). Depending on prey availability, research has demonstrated that harbor seals conduct both shallow and deep dives during hunting (Tollit et al. 1997).



Harbor seals haul out on rocks, reefs, beaches, and drifting glacial ice. They are non-migratory; their local movements are associated with tides, weather, season, food availability, and reproduction, as well as sex and age class (Boveng et al. 2012; Lowry et al. 2001; Swain et al. 1996).

4.3 Northern Elephant Seal

4.3.1 Status and Distribution

Northern elephant seals are wide-ranging throughout the North Pacific, spending as much as 80 percent of their time at sea (Hindell and Perrin 2009). Northern elephant seals have been undergoing a large population increase, estimated at 3.8 percent annually from 1988 to 2010 (Lowry et al. 2014). The most recent minimum population estimate of the California breeding stock, based on the count of pups observed in the 2010 survey, is 81,368 seals (Lowry et al. 2014), and the estimate for the total population is as high as 187,386 seals (Carretta et al. 2022).

Northern elephant seals are not designated as strategic or depleted under the MMPA and are not listed under the ESA, but like all other marine mammals, they are protected under the MMPA.

4.3.2 Presence in Project Area

There is a low probability that northern elephant seals would occur in the Project area. Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). No observations of northern elephant seals were recorded during the 2020–2021 and 2021–2022 seasons. Two northern elephant seals were observed during the March–December 2022 season (Table 4-3).

Tongass Narrows is an unlikely area for an occurrence, as northern elephant seals generally feed along the continental shelf break (Le Boeuf et al. 2000) and are not expected to spend time in shallow areas; but given the recent increase in sightings, including sightings in Southeast Alaska, it is assumed that small numbers of northern elephant seals could be present in Tongass Narrows during construction of the Project. During the IHA from March 2022 to present, only 2.70 percent of Level B takes were used, and no Level A takes were used.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
November 2020	44.43	11	0
December 2020	41.72	12	0
January 2021	57.93	16	0
February 2021	57.55	14	0
May 2021	83.60	18	0
June 2021	71.33	14	0
July 2021	26.45	9	0

Table 4-3. Summary of Northern Elephant Seals Documented in Tongass Narrows During Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
August 2021	36.97	16	0
September 2021	39.43	7	0
October 2021	45.02	13	0
December 2021	2.10	1	0
January 2022	19.45	7	0
February 2022	85.22	13	0
March 2022	7.48	2	0
April 2022	50.55	12	1
May 2022	26.12	6	0
June 2022	43.05	12	0
September 2022	33.97	5	1
October 2022	53.73	8	0
November 2022	57.50	12	0
December 2022	18.95	4	0

Note: Months with no in-water work are not listed.

4.3.3 Life History

Northern elephant seals breed and give birth in California and Baja Mexico in winter months (Stewart et al. 1994) before dispersing widely across the North Pacific (Le Boeuf et al. 2000). Females migrate to deep-water locations in the North Pacific, feeding on pelagic prey, whereas male seals migrate as far north as the Aleutian Islands and other continental-fringe, shallow areas where they feed on benthic prey (Le Boeuf et al. 2000). Gestation in elephant seals lasts 11 months, with births taking place onshore when seals are at the breeding colony (Stewart et al. 1994).

4.4 Harbor Porpoise

4.4.1 Status and Distribution

In the eastern North Pacific Ocean, the harbor porpoise ranges from Point Barrow, along the Alaska coast, and down the west coast of North America to Point Conception, California. In Alaska, harbor porpoises are currently divided into three stocks, based primarily on geography: the Bering Sea stock, the Southeast Alaska stock, and the Gulf of Alaska stock. The Southeast Alaska stock ranges from Cape Suckling to the Canadian boundary (Muto et al. 2022). Only the Southeast Alaska stock is considered in this application because the other stocks occur outside the geographic area under consideration. Harbor porpoises frequent primarily coastal waters in Southeast Alaska (Dahlheim et al. 2009) and occur most frequently in waters less than 100 meters (328 feet) deep (Hobbs and Waite 2010).

Harbor porpoises are neither designated as depleted under the MMPA nor listed under the ESA, but the Southeast Alaska stock is denoted as "strategic" under the MMPA. The "strategic" designation indicates that the stock is declining or that human-caused mortality exceeds the



potential biological removal level. The previous estimate for harbor porpoises in the Southeast Alaska stock was 11,146 individuals, based on aerial survey estimates completed in 1997 (Hobbs and Waite 2010). Based on shipboard surveys completed in 2019 (Zerbini 2022) that took place throughout Southeast Alaska inland waters, the abundance estimate for the Southeast Alaska stock of harbor porpoise is 1,302 animals (Muto et al. 2022) with a minimum estimate of 1,057 animals. No reliable information is available to determine trends in abundance.

4.4.2 Presence in Project Area

Abundance data for harbor porpoises in Southeast Alaska were collected during 18 seasonal surveys spanning 22 years, from 1991 to 2012 (Dahlheim et al. 2015). The Project area and Tongass Narrows fall within the Clarence Strait to Ketchikan region, as identified by this study for the survey effort. Harbor porpoise densities in this region in summer were low, ranging from 0.01 to 0.02 harbor porpoises/square kilometer.

Studies of harbor porpoises reported no evidence of seasonal changes in distribution for the inland waters of Southeast Alaska (Dahlheim et al. 2009). Their small overall size, lack of a visible blow, low dorsal fins and overall low profile, and short surfacing time make them difficult to spot (Dahlheim et al. 2015), likely reducing identification and reporting of this species, and these estimates therefore may be low.

Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). No observations of harbor porpoises were recorded during the 2020–2021 and 2021–2022 seasons. Twenty-one harbor porpoises were observed during the March–December 2022 season (Table 4-4). During the three previous IHAs for this project, no Level A or B takes were used.

Harbor porpoises prefer shallower waters (Dahlheim et al. 2015) and generally are not attracted to areas with elevated levels of vessel activity and noise such as Tongass Narrows. Harbor porpoises are expected to be encountered in the Project area only a few times per year. Freitag (2017 as cited in 83 FR 22009) observed harbor porpoises in Tongass Narrows zero to one time per month, and NMFS (83 FR 22009) has estimated that one group of harbor porpoises would enter Tongass Narrows each month.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
November 2020	44.43	11	0
December 2020	41.72	12	0
January 2021	57.93	16	0
February 2021	57.55	14	0
May 2021	83.60	18	0
June 2021	71.33	14	0
July 2021	26.45	9	0

Table 4-4. Summary of Harbor Porpoises Documented in Tongass Narrows During Construction Observations
Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
August 2021	36.97	16	0
September 2021	39.43	7	0
October 2021	45.02	13	0
December 2021	2.10	1	0
January 2022	19.45	7	0
February 2022	85.22	13	0
March 2022	7.48	2	0
April 2022	50.55	12	0
May 2022	26.12	6	3
June 2022	43.05	12	0
September 2022	33.97	5	2
October 2022	53.73	8	8
November 2022	57.50	12	8
December 2022	18.95	4	0

Note: Months with no in-water work are not listed.

4.4.3 Life History

Harbor porpoises forage in waters less than 200 meters (656 feet) deep on small pelagic schooling fish such as herring, cod, pollock, octopus, smelt, and bottom-dwelling fish, occasionally feeding on squid and crustaceans (Bjørge and Tolley 2009; Wynne et al. 2011).

Calving occurs from May to August; however, this can vary by region. Harbor porpoises are often found traveling alone or in small groups of less than 10 individuals (Schmale 2008). According to aerial surveys of harbor porpoise abundance in Alaska conducted in 1991–1993, mean group size in Southeast Alaska was calculated to be 1.2 animals (Dahlheim et al. 2000).

4.5 Dall's Porpoise

4.5.1 Status and Distribution

Dall's porpoises are found throughout the North Pacific, from southern Japan to southern California and north to the Bering Sea. All Dall's porpoises in Alaska are members of the Alaska stock, and those off California, Oregon, and Washington are part of a separate stock. This species can be found in offshore, inshore, and nearshore habitat, but prefers waters more than 183 meters deep (Dahlheim et al. 2009; Jefferson 2009).

Dall's porpoises are protected under the MMPA like all marine mammals but are not listed under the ESA. Insufficient data are available to estimate current population trends, but the species is considered reasonably abundant. The current population estimate for the species is 1.2 million, and the Alaska stock was last estimated at 83,400 individuals in 1993 (Muto et al. 2022).



4.5.2 Presence in Project Area

No systematic studies of Dall's porpoise abundance or distribution have occurred in Tongass Narrows; however, surveys for cetaceans throughout Southeast Alaska were conducted between 1991 and 2007 (Dahlheim et al. 2009). The species is generally found in waters in excess of 600 feet (183 meters) deep (Dahlheim et al. 2009), which do not occur in Tongass Narrows. Group sizes are generally on the order of two to four individuals (Suzuki et al. 2016), although Freitag (2017 as cited in 83 FR 22009) suggested that group sizes near Ketchikan range from 10 to 15 individuals.

Anecdotal reports suggest that Dall's porpoises are found northwest of Ketchikan near the Guard Islands, where waters are deeper, as well as in deeper waters to the southeast of Tongass Narrows. Should Dall's porpoises occur in the Project area, they would likely be present in March or April, given past observations in the region. Despite generalized water depth preferences, Dall's porpoises may occur in shallower waters. This species has a tendency to bow-ride with vessels and may occur in the Project area incidentally a few times per year.

Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). During this time, a total of 28 Dall's porpoises were observed: 16 during the 2020–2021 season, 0 during the 2021–2022 season, and 12 during the 2022 season (Table 4-5). During the three previous IHAs for this project, no Level A or B takes were used.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
October 2020	16.55	3	0
November 2020	44.43	11	6
December 2020	41.72	12	0
January 2021	57.93	16	0
February 2021	57.55	14	10
May 2021	83.60	18	0
June 2021	71.33	14	0
July 2021	26.45	9	0
August 2021	36.97	16	0
September 2021	39.43	7	0
October 2021	45.02	13	0
December 2021	2.10	1	0
January 2022	19.45	7	0
February 2022	85.22	13	0
March 2022	7.48	2	0
April 2022	50.55	12	5
May 2022	26.12	6	2

Table 4-5. Summary of Dall's Porpoise Documented in Tongass Narrows During Construction Observations

Table 4-5. Summary of Dall's Porpoise Documented in Tongass Narrows During Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
June 2022	43.05	12	0
September 2022	33.97	5	0
October 2022	53.73	8	0
November 2022	57.50	12	5
December 2022	18.95	4	0

Note: Months with no in-water work are not listed.

4.5.1 Life History

Dall's porpoises generally occur in groups of 2 to 20 individuals but have also been recorded in groups numbering in the hundreds. In Alaska, the average group size ranges from 2.7 to 3.7 (Wade et al. 2003). Common prey includes a variety of small, schooling fishes (such as herrings and mackerels) and cephalopods. Dall's porpoises may migrate between inshore and offshore areas and make latitudinal movements or short seasonal migrations, but these movements are generally not consistent (Jefferson 2009).

4.6 Pacific White-sided Dolphin

4.6.1 Status and Distribution

Pacific white-sided dolphins are a pelagic species inhabiting temperate waters of the North Pacific Ocean and along the coasts of California, Oregon, Washington, and Alaska (Muto et al. 2018). Despite their distribution mostly in deep, offshore waters, they may also be found over the continental shelf and nearshore waters, including inland waters of Southeast Alaska (Ferrero and Walker 1996).

Pacific white-sided dolphins are not listed as threatened or endangered under the ESA but are protected under the MMPA. They are managed as two distinct stocks: the California/Oregon/Washington stock, and the North Pacific stock (north of 45°N, including Alaska).

The most complete population abundance estimate, based on line-transect surveys conducted from 1987 to 1990, is 931,000 animals and most likely reflects a range-wide estimate (Buckland et al. 1993). This estimate does not take into account the two management stocks; thus, according to Muto et al. (2022), a more reasonable estimate for the North Pacific stock is approximately 26,880 individuals. Currently there is no reliable information on trends in the abundance of Pacific white-sided dolphins.

4.6.2 Presence in Project Area

Scientific studies and data relative to the presence or abundance of Pacific white-sided dolphins in or near Tongass Narrows are lacking. Although they generally prefer deeper and more-offshore waters, anecdotal reports suggest that Pacific white-sided dolphins have previously been observed in Tongass Narrows, although they have not been observed entering Tongass Narrows or nearby inter-island waterways in 15–20 years.

Pacific white-sided dolphins are rare in the inside passageways of Southeast Alaska. Most observations occur off the outer coast or in inland waterways near entrances to the open ocean.



According to NOAA (Muto et al. 2022), aerial surveys in 1997 sighted one group of 164 Pacific white-sided dolphins in Dixon entrance to the south of Tongass Narrows. Surveys in April and May from 1991 to 1993 identified Pacific white-sided dolphins in Revillagigedo Channel, Behm Canal, and Clarence Strait (Dahlheim and Towell 1994). These areas are contiguous with the open ocean waters of Dixon Entrance. This observational data, combined with anecdotal information, indicates that there is a rare but slight potential for Pacific white-sided dolphins to occur in the Project area.

No observations of Pacific white-sided dolphins were recorded, and no Level A or B takes were used during construction of previous components of the Tongass Narrows Project (DOT&PF 2021, 2022, 2023).

4.6.3 Life History

Pacific white-sided dolphins prey on squid and small schooling fish such as capelin, sardines, and herring (Morton 2006). They are known to work in groups to herd schools of fish, and can dive underwater for up to 6 minutes to feed (Morton 2006). Group sizes have been reported to range from 40 to over 1,000 animals, but groups of between 10 and 100 individuals (Stacey and Baird 1991) occur most commonly. Seasonal movements of Pacific white-sided dolphins are not well understood, but there is evidence of both north-south seasonal movement (Leatherwood et al. 1984) and inshore-offshore seasonal movement (Stacey and Baird 1991).

4.7 Killer Whale

4.7.1 Status and Distribution

Killer whales have been observed in all the world's oceans, but the highest densities occur in colder and more productive waters found at high latitudes (NMFS 2016a). Killer whales occur along the entire Alaska coast, in British Columbia and Washington inland waterways, and along the outer coasts of Washington, Oregon, and California (NMFS 2016a).

There are three distinct ecotypes, or forms, of killer whales recognized: resident, transient, and offshore. The three ecotypes differ morphologically, ecologically, behaviorally, and genetically. Based on data regarding association patterns, acoustics, movements, and genetic differences, eight killer whale stocks are now recognized within the Pacific U.S. Exclusive Economic Zone. This application considers only the Eastern North Pacific Alaska Resident stock (Alaska Resident stock), Eastern North Pacific Northern Resident stock (Northern Resident stock), and West Coast Transient stock, because all other stocks occur outside the geographic area under consideration (Muto et al. 2022). None of these three stocks of killer whales are designated as depleted or strategic under the MMPA or listed as threatened or endangered under the ESA.

The Alaska Resident stock occurs from southeastern Alaska to the Aleutian Islands and Bering Sea. Photo-identification studies between 2005 and 2009 identified 2,347 individuals in this stock, including approximately 121 in Southeast Alaska (Muto et al. 2022). The Northern Resident stock occurs from Washington north through part of Southeast Alaska and consists of 261 individuals. The West Coast Transient stock occurs from California north through Southeast Alaska. Between 1975 and 2012, surveys identified 521 individual West Coast transient killer whales. In the most recent stock assessment (Muto et al. 2022), the minimum population for the transient stock is estimated to be 349 individuals based on photo identification of individuals in Canada (Towers et al. 2019). Towers et al. (2019) noted a 4.1 percent mean annual increase rate in West Coast transient killer whales documented in Canada since 2012, although



Dahlheim et al. (2009) noted a 5.2 percent annual decline in transient killer whales observed in Southeast Alaska between 1991 and 2007.

Surveys between 1991 and 2007 encountered resident killer whales during all seasons throughout Southeast Alaska. Both residents and transients were common in a variety of habitats and all major waterways, including protected bays and inlets. There does not appear to be strong seasonal variation in abundance or distribution of killer whales, but there was substantial variability between years during this study (Dahlheim et al. 2009).

4.7.2 Presence in Project Area

No systematic studies of killer whales have been conducted in or around Tongass Narrows. Anecdotal reports suggest that large pods of killer whales (as many as 80 individuals, but generally between 25 and 40 individuals) are not uncommon in May, June, and July when king salmon are running. During the rest of the year, killer whales occur irregularly in pods of 6 to 12 or more individuals. Large pods would be indicative of the Alaska resident population, which travels and hunts in large social groups.

Although killer whales may occur in large numbers, they generally form large pods and would incur fewer work stoppages than their numbers suggest. Killer whales tend to transit through Tongass Narrows and do not linger in the Project area. Killer whales are observed on average about once every 2 weeks in Tongass Narrows, and abundance increases between May and July. NMFS (83 FR 22009) has estimated that one group of killer whales is present in Tongass Narrows once a month.

Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). During this time, a total of 78 killer whales were observed: 8 during the 2020–2021 season, 39 during the 2021–2022 season, and 31 during the 2022 season (Table 4-6). During the three previous IHAs for this project, no Level A takes were used, and the maximum use of Level B takes was 33 percent from March 2022 to present.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
October 2020	16.55	0	0
November 2020	44.43	3	3
December 2020	41.72	0	0
January 2021	57.93	0	0
February 2021	57.55	5	5
May 2021	83.60	10	10
June 2021	71.33	4	4
July 2021	26.45	0	0
August 2021	36.97	0	0
September 2021	39.43	5	5
October 2021	45.02	6	6

Table 4-6. Summary of Killer Whales Documented in Tongass Narrows during Construction Observations

Table 4-6. Summary of Killer Whales Documented in Tongass Narrows during Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
December 2021	2.10	0	0
January 2022	19.45	5	5
February 2022	85.22	9	9
March 2022	7.48	2	0
April 2022	50.55	12	0
May 2022	26.12	6	0
June 2022	43.05	12	6
September 2022	33.97	5	5
October 2022	53.73	8	11
November 2022	57.50	12	7
December 2022	18.95	4	2

Note: Months with no in-water work are not listed.

4.7.3 Life History

Transient killer whales hunt and feed primarily on marine mammals, while residents forage primarily on fish. Transient killer whales feed primarily on harbor seals, Dall's porpoises, harbor porpoises, and sea lions. Resident killer whale populations in the eastern North Pacific feed mainly on salmonids, showing a strong preference for Chinook salmon (NMFS 2016a).

Transient killer whales are often found in long-term stable social units (pods) of 1 to 16 whales. Average pod sizes in Southeast Alaska were six in spring, five in summer, and four in fall. Pod sizes of transient whales are generally smaller than those of resident social groups. Resident killer whales occur in larger pods ranging from 7 to 70 whales that are seen in association with one another more than 50 percent of the time (Dahlheim et al. 2009; NMFS 2016b). In Southeast Alaska, resident killer whale mean pod size was approximately 21.5 in spring, 32.3 in summer, and 19.3 in fall (Dahlheim et al. 2009).

4.8 Gray Whale

4.8.1 Status and Distribution

There are two populations of gray whales present in the north Pacific: the Western North Pacific Stock and the Eastern North Pacific Stock and Pacific Coast Feeding Group (Carretta et al. 2022). The stock structure for gray whales in the Pacific has been studied for a number of years and remains uncertain as of the most recent (2021) Pacific Stock Assessment Reports (Carretta et al. 2022). Gray whale population structure is not determined by simple geography and may be in flux due to evolving migratory dynamics (Carretta et al. 2022).

There are two DPSs of gray whales that were identified through the ESA listing process, and they are not equivalent to the existing MMPA stocks: the Western North Pacific DPS and the Eastern North Pacific DPS. The Western North Pacific DPS of gray whales is listed as endangered, and there has been no designated critical habitat for this DPS. The Eastern North



Pacific DPS recovered from whaling exploitation, was delisted under the ESA in 1994, and is not considered depleted (Carretta et al. 2022).

The majority of the Eastern North Pacific Stock can be found during summer and fall in the Chukchi, Beaufort, and northwestern Bering seas (Carretta et al. 2022); however, a small group of gray whales present during summer and fall along the North Pacific coast, between Alaska and Northern California, is known as the Pacific Coast Feeding Group and belongs to the Eastern North Pacific Stock (Weller et al. 2013). The Pacific Coast Feeding Group has been identified as far north as Kodiak Island, Alaska (Gosho et al. 2011; Calambokidis et al. 2017; Carretta et al. 2022), and has generated uncertainty regarding population structure of the Eastern North Pacific stock (Weller et al. 2013).

The Western North Pacific Stock of gray whales feeds in summer and fall in the Okhotsk Sea off northeast Sakhalin Island, Russia, and off southeastern Kamchatka in the Bering Sea (Burdin et al. 2017; Carretta et al. 2022). Some gray whales that feed off Sakhalin Island migrate east across the Pacific to the west coast of North America in winter, while others migrate south to waters off Japan and China (Weller et al. 2016; Carretta et al. 2022). The estimated population size for the Western North Pacific Stock is 290 individuals based off a 2016 photo-ID study for Sakhalin and Kamchatka (Cooke et al. 2018; Carretta et al. 2022). The population for the Eastern North Pacific Stock of gray whales is estimated at 26,960 individuals from a 2015–2016 southbound survey (Durban et al. 2017; Carretta et al. 2022).

An ongoing Unusual Mortality Event along the West Coast and in Alaska was declared for gray whales in January 2019 (NOAA Fisheries 2022). Since 2019, 133 gray whales have stranded off Alaska. Preliminary findings for several of the whales indicate evidence of emaciation, but the Unusual Mortality Event is still under investigation, and the cause of the mortalities remains unknown (NOAA Fisheries 2022).

4.8.2 Presence in Project Area

Gray whales in Southeast Alaska are part of the Eastern North Pacific stock (Carretta et al. 2022) and are most likely part of the Pacific Coast Feeding Group (IWC 2012).

Sightings of gray whales in the inland waters of Southeast Alaska are rare but possible with changing ocean conditions and migratory patterns. It was previously believed that gray whales traveled from Vancouver Island to Haida Gwaii and continued up the outer coast during their northward spring migration (Kellogg 1929; Pike 1962; Braham 1984). However, Ford et al. (2012) conducted a study of gray whale migration in 2011 using satellite tagging (n = 5) and shore-based surveys (n = 306) and observed that 97 percent of gray whales used Hecate Strait and Dixon Entrance as their primary migratory corridor between Vancouver Island and the outer coast of Southeast Alaska. While rare, gray whales could be expected to occur in Tongass Narrows a few times per year on either their northward migration in the fall, when cow and calf pairs tend to favor shallow water, or their southward migration in the spring.

During the marine mammal monitoring associated with the three previous IHAs for this project, no observations of gray whales were recorded, and no Level A or B takes of gray whales were used (DOT&PF 2021, 2022, 2023).

4.8.3 Life History

Gray whales are mainly bottom feeders. They obtain their food by scraping the side of their head along the ocean floor and scooping up sediments. They capture small invertebrates on their baleen by expelling the sediment and other particles through the baleen fringes (ADF&G 2022). In Alaska waters, gray whales eat primarily amphipod crustaceans, although a wide



variety of species have been reported from gray whale stomachs, such as amphipods (e.g., *Anonyx*, *Atylus*, *Lembos*, *Monoporeia*), decapods (e.g., Chionoecetes, Nectocrangdon, Nephrops), and other invertebrates (mollusks, polychaete worms, and even sponges; Moore et al. 2003; ADF&G 2022).

4.9 Minke Whale

4.9.1 Status and Distribution

Minke whales, like all marine mammals, are protected under the MMPA, but are not listed under the ESA. The population status of minke whales is considered stable throughout most of their range. Historically, commercial whaling reduced the population size of this species, but given their small size, they were never a primary target of whaling and did not experience the severe population declines that larger cetaceans did. Minke whales are found throughout the northern hemisphere in polar, temperate, and tropical waters (Jefferson et al. 2008). There is a dwarf form of minke whale found in the southern hemisphere, and the subspecies of Antarctic minke whales is found around the continent of Antarctica.

The International Whaling Commission has identified three stocks in the North Pacific: one near the Sea of Japan, a second in the rest of the western Pacific (west of 180°W), and a third, less concentrated stock, found throughout the eastern Pacific. NOAA further splits this third stock between Alaska whales and resident whales of California, Oregon, and Washington (Muto et al. 2022). Minke whales in Southeast Alaska are part of the Alaska stock (Muto et al. 2022). Minke whales are found in all Alaska waters, although there are no population estimates for minke whales in Southeast Alaska. Surveys in Southeast Alaska have consistently identified individuals throughout inland waters in low numbers (Dahlheim et al. 2009). No population estimate or minimum population estimate is available for minke whales (Muto et al. 2022).

4.9.2 **Presence in Project Area**

Minke whales in Southeast Alaska are part of the Alaska stock (Muto et al. 2022). Dedicated surveys for cetaceans in Southeast Alaska found that minke whales were scattered throughout inland waters from Glacier Bay and Icy Strait to Clarence Strait, with small concentrations near the entrance of Glacier Bay (Dahlheim et al. 2009). All sightings were of single minke whales, except for a single sighting of multiple minke whales. Surveys took place in spring, summer, and fall, and minke whales were present in low numbers in all seasons and years. No information appears to be available on the winter occurrence of minke whales in Southeast Alaska. Minke whales are expected to occur in Tongass Narrows no more than once per year.

During the marine mammal monitoring associated with the three previous IHAs for this project, no observations of minke whales were recorded, and no Level A or B takes of minke whales were used (DOT&PF 2021, 2022, 2023).

4.9.3 Life History

In Alaska, the minke whale diet consists primarily of euphausiids and walleye pollock. Minke whales are generally found in shallow, coastal waters within 200 meters of shore (Zerbini et al. 2006) and are almost always solitary or in small groups of two to three. Rarely, loose aggregations of up to 400 animals have been associated with feeding areas in Arctic latitudes. In Alaska, seasonal movements are associated with feeding areas that are generally located at the edge of the pack ice (NMFS 2014).

4.10 Humpback Whale



4.10.1 Status and Distribution

Humpback whales worldwide were designated as "endangered" under the Endangered Species Conservation Act in 1970 and were listed under the ESA at its inception in 1973. However, on 08 September 2016, NMFS published a final decision that changed the status of humpback whales under the ESA (81 FR 62259), effective 11 October 2016. The decision recognized the existence of 14 DPSs based on distinct breeding areas in tropical and temperate waters. Five of the 14 DPSs were classified under the ESA (4 endangered and 1 threatened), while the other 9 DPSs were delisted. Humpback whales found in the Project area are predominantly members of the Hawaii DPS, which is not listed under the ESA. However, based on a comprehensive photoidentification study, members of the Mexico DPS, which is listed as threatened, are known to occur in Southeast Alaska. Members of different DPSs are known to intermix on feeding grounds; therefore, all waters off the coast of Alaska should be considered to have ESA-listed humpback whales. Approximately 2.4 percent of all humpback whales in Southeast Alaska and northern British Columbia are members of the Mexico DPS, while all others are members of the Hawaii DPS (Wade 2021).

The DPSs of humpback whales that were identified through the ESA listing process do not necessarily equate to the existing MMPA stocks. The stock delineations of humpback whales under the MMPA are currently under review. Until this review is complete, NMFS considers humpback whales in Southeast Alaska to be part of the Central North Pacific stock, with a status of endangered under the ESA and designations of strategic and depleted under the MMPA (Muto et al. 2022). The current estimate of population size for the Central North Pacific stock is 10,103 humpback whales (Muto et al. 2022).

Humpback whales experienced large population declines due to commercial whaling operations in the early twentieth century. Barlow (2003) estimated the population of humpback whales at approximately 1,200 animals in 1966. The population in the North Pacific grew to between 6,000 and 8,000 by the mid-1990s. Current threats to humpback whales include vessel strikes, spills, climate change, and commercial fishing operations (Muto et al. 2022).

Humpback whales are found throughout Southeast Alaska in a variety of marine environments, including open-ocean, near-shore waters, and areas with strong tidal currents (Dahlheim et al. 2009). Most humpback whales are migratory and spend winters in the breeding grounds off either Hawaii or Mexico. Humpback whales generally arrive in Southeast Alaska in March and return to their wintering grounds in November. Some humpback whales depart late or arrive early to feeding grounds, and therefore the species occurs in Southeast Alaska year-round (Straley 1990; Straley et al. 2018). Across the region, there have been no recent estimates of humpback whale density.

4.10.2 Presence in Project Area

Humpback whales migrate to Southeast Alaska in spring to feed after months of fasting in equatorial breeding grounds such as Hawaii and Mexico. Peak abundance of humpback whales in Southeast Alaska typically occurs during late summer to early fall. Most humpback whales begin returning to southern breeding grounds in fall or winter. However, due to temporal overlap between whales departing and returning, humpbacks can be found in Alaska feeding grounds in every month of the year (Straley 1990; Wynne and Witteveen 2009). It is also common for some humpback whales to overwinter in areas of Southeast Alaska, such as Tenakee Springs (83 FR 29749) and Lynn Canal (83 FR 52394). It is thought that those humpbacks that remain in Southeast Alaska do so in response to the availability of winter schools of fish prey, such as herring (Straley 1990).

No systematic studies have documented humpback whale abundance near Ketchikan. Anecdotal information suggests that this species is present in low numbers year-round in Tongass Narrows, with the highest abundance during summer and fall. Anecdotal reports suggest that humpback whales are seen only once or twice per month, while more recently it has been suggested that the occurrence is more regular, such as once per week on average, and more seasonal. Humpbacks observed in Tongass Narrows are generally alone or in groups of one to three individuals. Most humpback whales depart Alaska for their breeding grounds in October and November and return in March and April. In August 2017, groups of six individuals were observed passing through Tongass Narrows several times per day for several days in a row. Local residents reported that such high abundance is common in August and September. NMFS reported that airport ferry personnel in 2018 observed a lone humpback whale in the area every few days for several months and a group of two humpback whales every other week (NMFS 2019).

Marine mammal monitoring took place during construction of previous components of the Tongass Narrows Project between October 2020 and February 2021, May 2021 and February 2022, and March and December 2022 (DOT&PF 2021, 2022, 2023). During this time, a total of 80 humpback whales were observed: 14 during the 2020–2021 season, 26 during the 2021–2022 season, and 40 during the 2022 season (Table 4-7). During the three previous IHAs for this project, no Level A takes were used, and the maximum use of Level B takes was 7.46 percent from March 2022 to present.

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
October 2020	16.55	1	1
November 2020	44.43	12	12
December 2020	41.72	1	1
January 2021	57.93	0	0
February 2021	57.55	0	0
May 2021	83.60	9	9
June 2021	71.33	10	10
July 2021	26.45	2	2
August 2021	36.97	3	3
September 2021	39.43	0	0
October 2021	45.02	2	2
December 2021	2.10	0	0
January 2022	19.45	0	0
February 2022	85.22	0	0
March 2022	7.48	2	0
April 2022	50.55	12	4
May 2022	26.12	6	3

Table 4-7. Summary of Humpback Whales Documented in Tongass Narrows during Construction Observations

Table 4-7. Summary of Humpback Whales Documented in Tongass Narrows during Construction Observations

Month	Total Monitoring Hours	Total Monitoring Days	Individuals Sighted
June 2022	43.05	12	11
September 2022	33.97	5	0
October 2022	53.73	8	10
November 2022	57.50	12	10
December 2022	18.95	4	2

Note: Months with no in-water work are not listed.

4.10.3 Life History

F)5

Southeast Alaska is considered a biologically important area for feeding humpback whales between March and May (Ellison et al. 2012). Most humpback whales migrate to other regions during the winter to breed, but rare events of over-wintering humpbacks have been noted, (Straley 1990). In Alaska, humpback whales filter feed on tiny crustaceans, plankton, and small fish such as walleye pollock, Pacific sand lance, herring (*Clupea pallasii*), eulachon (*Thaleichthys pacificus*), and capelin (Witteveen et al. 2012). It is common to observe groups of humpback whales cooperatively bubble feeding. Group sizes in Southeast Alaska generally range from one to four individuals (Dahlheim et al. 2009).

5 TYPE OF INCIDENTAL TAKE AUTHORIZATION REQUESTED

5.1 Incidental Harassment Authorization

Under Section 101(a)(5)(D) of the MMPA, DOT&PF requests an IHA for the take of small numbers of marine mammals, incidental to construction associated with the five remaining components of the Tongass Narrows Project in Ketchikan, Alaska. The IHA for is requested to be valid from 01 March 2023, or as soon as possible thereafter, through 1 full year afterwards.

5.2 Take Authorization Request

F)5

DOT&PF requests the issuance of an IHA for the Level B take of Steller sea lions, harbor seals, Northern elephant seals, harbor porpoises, Dall's porpoises, Pacific white-sided dolphins, killer whales, gray whales, minke whales, and humpback whales, that may occur during the Project. In addition, DOT&PF requests Level A take of harbor seals, Dall's porpoises, and harbor porpoises that may occur incidentally during the Project. Several of the species for which take is requested are uncommon in the Project area. The request for a small number of takes for each species that is rarely or occasionally observed in the Project area reduces the risk of the Project being shut down if one of these species enters the Level B harassment zone during pile installation.

The methodology described in Section 6 estimates potential noise exposures of marine mammals resulting from pile installation and removal in the marine environment. Estimation of potential exposures tends to provide an overestimation of actual exposures because all animals are assumed to be available to exposure while piles are being installed or removed, and the formulas used to estimate transmission loss use idealized parameters. Additionally, this approach assumes that no individuals avoid the area and that all exposed individuals are "taken," contributing to an overestimation of "take."

The analysis for the Project predicts 3,107 potential exposures to Level B harassment during (see Section 6 for estimates of exposures by species). In addition, the analysis for the Project predicts 48 potential Level A exposures. DOT&PF's mitigation measures for the Project (Section 11) include monitoring of Level B and Level A harassment zones prior to the initiation of pile installation, and "soft starts" or ramp-up procedures designed to allow marine mammals to leave the Project area before noise levels reach the threshold for harassment. These mitigation measures decrease the likelihood that marine mammals will be exposed to sound pressure levels that would cause harassment, although the amount of that decrease cannot be quantified.

DOT&PF does not expect that all potential exposures to Level B and Level A harassment will result from Project activities. However, to allow for uncertainty regarding the exact mechanisms of the physical and behavioral effects, and as a conservative approach, DOT&PF is requesting authorization for incidental harassment of 3,155 marine mammals during the Project. As described in Section 6.6, most takes are expected to result from repeated exposures of a small number of individuals.

5.3 Method of Incidental Taking

Pile installation activities as outlined in Section 1 have the potential to disturb or displace small numbers of marine mammals. Specifically, the proposed activities may result in take in the form

of Level B harassment from underwater sounds generated by drilling of rock sockets, vibratory and impact pile installation, and vibratory pile removal. In addition, harbor seals, harbor porpoises, and Dall's porpoises may be incidentally exposed to Project-related underwater noise levels that exceed species-specific thresholds for Level A harassment. Section 11 provides details on the impact minimization and reduction measures proposed.

Detectable effects of the Project on marine mammal habitat would be minor (Section 9). Indirect effects to prey would be insignificant and discountable due to recolonization and the temporary nature of the activity and are expected to be undetectable. The Project is not expected to lead to increases in marine vessel traffic in the region; therefore, ship strikes were not evaluated.

6 TAKE ESTIMATES FOR MARINE MAMMALS

The NMFS application for IHAs requires applicants to determine the number and species of marine mammals that are expected to be incidentally harassed by an action and the nature of the harassment (Level A or Level B). Project construction activities as outlined earlier have the potential to take marine mammals during pile installation and removal. Other activities are not expected to result in "take" as defined under the MMPA. In-water pile installation activities will temporarily increase the local underwater and airborne noise environment in the Project area. Research suggests that increased noise may impact marine mammals in several ways and that the likelihood of impacts depends on many factors (Section 7).

6.1 In-Air and Underwater Sound Descriptors

Sound is a physical phenomenon consisting of minute vibrations that travel through a medium such as air or water. Sound is generally characterized by several variables, including frequency and intensity. Frequency describes the sound's pitch and is measured in Hertz (Hz), while intensity describes the sound's loudness and is measured in decibels (dB). Decibels are measured using a logarithmic scale.

The method commonly used to quantify airborne sounds consists of evaluating all frequencies of a sound according to a weighting system, reflecting the fact that human hearing is less sensitive at low frequencies and extremely high frequencies than at mid-range frequencies. This is called A-weighting, and the decibel level measured is called the A-weighted sound level (dBA). A filtering method to reflect the hearing of marine mammals such as whales has not been developed for regulatory purposes; therefore, sound levels underwater are not weighted and measure the entire frequency range of interest. In the case of marine construction work, the frequency range of interest is 10 to 10,000 Hz.

Underwater sounds are described by a number of terms that are commonly used and specific to this field of study (Table 6-1). Two common descriptors are the instantaneous peak sound pressure level (SPL) and the root-mean-square SPL (dB rms) during the pulse or over a defined averaging period. The peak sound pressure is the instantaneous maximum or minimum overpressure observed during each pulse or sound event and is presented in Pascals (Pa) or dB referenced to a pressure of 1 microPascal (dB re 1 μ Pa). The rms level is the square root of the energy divided by a defined time period. All in-water sound levels throughout this report are presented in dB re 1 μ Pa rms unless otherwise specified.

Transmission loss is the accumulated decrease in acoustic intensity as an acoustic pressure wave propagates outwards from a source such as a pile during installation. The intensity of the sound at its source is reduced because it spreads as it moves away from the source. Cylindrical spreading occurs when sound energy spreads outward in a cylindrical fashion bounded by the bottom sediment and water surface, such as shallow water, resulting in a 3-dB reduction per doubling of distance. Spherical spreading occurs when the source encounters little to no refraction or reflection from boundaries (e.g., bottom, surface), such as in deep water, resulting in a 6-dB reduction per doubling of distance.



Table 6-1. Definitions of Some Common Acoustical Terms

Term	Definition
Decibel, dB	A unit describing the amplitude of sound, equal to 20 times the logarithm to the base 10 of the ratio of the pressure of the sound measured to the reference pressure. The reference pressure for water is 1 microPascal (μ Pa) and for air is 20 μ Pa (approximate threshold of human audibility).
Sound Pressure Level, SPL	Sound pressure is the force per unit area, usually expressed in microPascals (or 20 microNewtons per square meter $[m^2]$), where 1 Pascal is the pressure resulting from a force of 1 Newton exerted over an area of 1 m^2 . The sound pressure level is expressed in decibels as 20 times the logarithm to the base 10 of the ratio of the pressure exerted by the sound to a reference sound pressure. Sound pressure level is the quantity that is directly measured by a sound level meter.
Frequency, Hz	Frequency is expressed in terms of oscillations, or cycles, per second. Cycles per second are commonly referred to as Hertz (Hz). Typical human hearing ranges from 20 Hz to 20,000 Hz.
Peak Sound Pressure (unweighted), dB re 1 µPa	Peak sound pressure level is based on the largest absolute value of the instantaneous sound pressure over the frequency range from 20 Hz to 20,000 Hz. This pressure is expressed in this report as dB re 1 μ Pa.
Root-Mean-Square (rms), dB re 1 μPa	The rms level is the square root of the energy divided by a defined time period. For pulses, the rms has been defined as the average of the squared pressures over the time that comprises that portion of waveform containing 90 percent of the sound energy for one impact pile installation impulse.
Ambient Noise Level	The ambient noise level is the background sound level, which is a composite of noise from all sources near and far. The normal or existing level of environmental noise at a given location.
Transmission Loss (TL)	TL underwater is the accumulated decrease in acoustic intensity as an acoustic pressure wave propagates out from a source. TL parameters vary with frequency, temperature, sea conditions, current, source and receiver depth, water chemistry, water depth, bottom composition and topography, and underwater objects in the area.

6.2 Applicable Noise Criteria

NMFS published updated Technical Guidance for Assessing the Effects of Anthropogenic Sound on Marine Mammal Hearing (Technical Guidance) in April 2018 that identifies the received levels, or thresholds, above which individual marine mammals are predicted to experience changes in their hearing sensitivity (either temporary or permanent) for underwater anthropogenic noise sources (i.e., Level A harassment; NMFS 2018). The 2018 Technical Guidance contains the same criteria included in the 2016 guidance (NMFS 2016b). To assess Level B harassment levels, NMFS continues to use its interim criteria.

Level A harassment is defined as "any act of pursuit, torment, or annoyance which has the potential to *injure* a marine mammal or marine mammal stock in the wild." Level B harassment is defined as "any act of pursuit, torment, or annoyance which has the potential to *disturb* a marine mammal or marine mammal stock in the wild by causing disruption of behavioral patterns, including but not limited to migration, breathing, nursing, breeding, feeding or sheltering, but which *does not* have the potential to injure a marine mammal or marine mammal stock in the wild."

6.2.1 Level A Harassment

For underwater noise exposure, this IHA application uses the 2018 Technical Guidance for assessing Level A harassment. Received levels, or thresholds, above which individual marine mammals are predicted to experience permanent changes in their hearing sensitivity (or a permanent threshold shift [PTS]) due to underwater anthropogenic sound sources have also been weighted by functional hearing groups as defined in the Technical Guidance (Table 6-2; NMFS 2018). Under the 2018 Technical Guidance, these levels are considered thresholds for Level A (injury) harassment. Calculation of Level A harassment isopleth distances based on PTS onset acoustic thresholds requires information on characteristics of the sound and the local environment.

Table 6-2. Summary of Permanent Threshold Shift Onset Acoustic Thresholds for Assessing Level A Harassment of Marine Mammals from Exposure to Noise from Continuous and Pulsed Underwater Sound Sources

Functional Hearing Group Frequency Range Species Groups	Impulsive (Impact Hammer)	Non-Impulsive (Vibratory Hammer)
Low-Frequency (LF) Cetaceans 7 <i>Hz to 35 kHz</i> Humpback whales, minke whales, other baleen whales	L _{pk,flat} : 219 dB L _{E, LF, 24} h: 183 dB	Le, lf, 24h: 199 dB
Mid-Frequency (MF) Cetaceans <i>150 Hz to 160 kHz</i> Dolphins, beluga whales, killer whales, beaked whales	L _{pk,flat} : 230 dB L _{E, MF, 24h} : 185 dB	L _{E, MF, 24h} : 198 dB
High-Frequency (HF) Cetaceans 275 Hz to 160 kHz Dall's porpoises, harbor porpoises, Pacific white-sided dolphins	L _{pk,flat} : 202 dB Le, hf, _{24h} : 155 dB	Le, hf, 24h: 173 dB
Phocid Pinnipeds (PW) Underwater 50 Hz to 86 kHz Harbor seals, other true seals	L _{pk,flat} : 218 dB L _{E, PW, 24h} : 185 dB	L _{E, PW, 24h} : 201 dB
Otariid Pinnipeds (OW) Underwater 60 Hz to 39 kHz Sea lions, fur seals	L _{pk,flat} : 232 dB L _{E, OW, 24h} : 203 dB	LE, OW, 24h: 219 dB

Source: NMFS 2018.

Notes: dB = decibels; Hz = Hertz; kHz = kilohertz; $L_{pk,flat}$ = Peak sound pressure level (unweighted); $L_{E,24h}$ = Sound exposure level, cumulative 24 hours.

6.2.2 Level B Harassment

To assess Level B harassment levels, this document uses the NMFS interim criteria for exposure of marine mammals to various underwater sound sources. For impulse sounds (e.g., impact pile installation), the Level B harassment threshold is set at an SPL value of 160 dB re 1 μ Pa rms. For non-pulsed and continuous sounds (e.g., vibratory pile installation), the Level B harassment threshold is set at an SPL of 120 dB re 1 μ Pa rms.

For airborne noise exposure of hauled-out pinnipeds, NMFS uses criteria for Level B harassment of 90 dB re 20 μ Pa for harbor seals and 100 dB re 20 μ Pa for all other pinnipeds, including Steller sea lions. These criteria do not differentiate among sound types.



6.3 Description of Noise Sources

The Project would increase existing in-air and underwater acoustic levels of Tongass Narrows and part of Ketchikan Harbor, which are part of a high-use industrial area with frequent marine vessel traffic and associated activities. The soundscape in the vicinity of the Project includes existing ambient sound plus construction noise from the Project. The primary component of the Project that may affect marine mammals is the noise generated by drilling of rock sockets and tension anchors, vibratory removal of piles, and vibratory and impact installation of steel piles. Other activities associated with the Project (e.g., upland and above-water construction activities, vessel activities, placement of fill, and tension anchor drilling) do not produce in-air or underwater noise levels expected to exceed Level A or Level B harassment levels for any marine mammal hearing group.

6.3.1 Ambient Sound

Ambient (or background) sound is composed of sound from many sources and from multiple locations (Richardson et al. 1995). In general, ambient sound levels in the marine environment are variable over time due to a number of biological, physical, and anthropogenic (e.g., manmade) sources. Ambient noise can vary with location, time of day, tide, weather, season, and frequency on scales ranging from a second to a year. Underwater sound types in the Project area include physical noise, biological noise, and anthropogenic noise. Physical noise includes noise from waves at the water surface, rain, and currents; moving rocks, sediment, and silt; and atmospheric noise. Biological sound includes vocalizations and other sounds produced by marine mammals, fishes, seabirds, and invertebrates. Anthropogenic noise includes noise from vessels (small and large), shore-based processing plants, marine fueling facilities, ferry and barge cargo loading/unloading operations, maintenance dredging, aircraft overflights, construction noise, and other sources, which produce varying noise levels and frequency ranges (Table 6-3).

Noise Source	Frequency Range (Hz)	Underwater Noise Level (dB rms re 1 μPa)	Reference
Small vessels	250–1,000	151 dB at 1 meter	Richardson et al. (1995)
Tug docking gravel barge	200–1,000	149 dB at 100 meters	Blackwell and Greene (2002)
Container/cruise ship	100–500	180 dB at 1 meter	Richardson et al. (1995)
Dredging operations	50–3,000	120–140 dB at 500 meters; 156.9 dB at 30 meters	URS (2007); SFS (2009)

Table 6-3. Representative Noise Levels of Anthropogenic Sources of Noise Commonly Encountered in Marine Environments

Note: dB = decibels; rms re 1 μ Pa = root mean square referenced to 1 microPascal.

Ongoing vessel activities throughout Tongass Narrows, land-based industrial and commercial activities, and regular aircraft operations result in elevated in-air and underwater sound conditions in the Project area that increase with proximity to the component sites. Sound levels likely vary seasonally, with elevated levels during summer, when the tourism and fishing industries are at their peaks.

The mean underwater ambient sound levels near Ketchikan were recorded at approximately 125 dB (Warner and Austin 2016a). However, in the portions of Tongass Narrows removed from the industrial and commercial noise of Ketchikan, it is possible that ambient sound levels



approach 120 dB. The 120 dB rms ambient sound level is also used by NMFS as the default for regulatory purposes, including incidental take estimation under the MMPA, and will be used for this Project.

6.3.2 Underwater Noise Levels

Pile Installation/Removal Noise Levels

The Project includes vibratory and impact pile installation of steel pipe piles, removal of steel pipe piles, and drilling of rock sockets and tension anchors into bedrock for steel pipe piles. Sound source levels (SSLs) for each type of activity were estimated using empirical measurements from similar projects in Ketchikan, elsewhere in Alaska, or outside of Alaska (Table 6-4).

In November 2022, DOT&PF collected underwater measurements of the installation of three tension anchors on the Gravina Ferry Layup component of the Tongass Narrows project (I&R 2022). Preliminary transmission loss results from those first three measurements have been used for all DTH components because the results are site-specific to Tongass Narrows and DTH activities have similar falloff rates. The preliminary transmission loss results and source levels have been used for 8-inch tension anchors. All other activities follow the most recent NMFS guidance.

Method and Pile Type	Sound Source Level at 10 Meters	Transmission Loss Coefficient	Literature Source
Continuous Sources	dB rms	TL (log₁₀)	
30-inch steel piles, vibratory installation and removal	159	15	Caltrans 2020
24-inch steel piles, vibratory installation and removal	154	15	Caltrans 2020
20-inch steel piles, vibratory installation and removal ^a	154	15	Caltrans 2020 (24-inch as proxy)
steel H-piles, vibratory installation and removal ^a	154	15	Caltrans 2020 (24-inch as proxy)
30-inch DTH, Level B (Rock Sockets)	174	18.8	SL: NMFS DTH Guidance (2022) TL: I&R 2022
20- and 24-inch DTH, Level B (Rock Sockets)	167	18.8	SL: NMFS DTH Guidance (2022) TL: I&R 2022
8-inch DTH, Level B (Tension Anchors)	157.5	18.8	I&R 2022

 Table 6-4. Estimates of Underwater Sound Source Levels Generated during Vibratory

 and Impact Pile Installation, Drilling, and Vibratory Pile Removal

 Table 6-4. Estimates of Underwater Sound Source Levels Generated during Vibratory

 and Impact Pile Installation, Drilling, and Vibratory Pile Removal

Method and Pile Type	Sound Source Level at 10 Meters		vel at 10	Transmission Loss Coefficient	Literature Source
Impulsive Sources	dB rms	dB SEL	dB peak		
30-inch steel piles	190	177	210	15	Caltrans 2020
24-inch steel piles	190	177	203	15	Caltrans 2015
20-inch steel piles ^a	190	177	203	15	Caltrans 2015
Steel H piles ^a	190	177	203	15	Caltrans 2015
30-inch DTH, Level A (rock sockets)	-	164	194	18.8	SL: NMFS DTH Guidance (2022) TL: I&R 2022
20- and 24-inch DTH, Level A (rock sockets)	-	159	184	18.8	SL: NMFS DTH Guidance (2022) TL: I&R 2022
8-inch DTH, Level A (tension anchors)	-	146	177	18.8	I&R 2022

Note: It is assumed that noise levels during pile installation and removal are similar. dB peak = peak sound level; DTH = down-the-hole drilling; rms = root mean square; SEL = sound exposure level;

^a Due to a lack of comparable data, both 20-inch and H piles will use 24-inch piles as a conservative proxy.

6.3.3 In-Air Noise Levels

The Washington State Department of Transportation (WSDOT) recorded airborne noise levels from impact installation of 30-inch piles in December 2015 at the Vashon Ferry Terminal near Seattle, Washington (WSDOT 2018). In-air noise levels during impact installation were 110 dBA as measured at 50 feet (15.24 meters). This value was chosen as a conservative estimate for impact installation of 30-inch-diameter steel piles for the Project. Noise monitoring and transportation noise modeling were conducted for nine receptor sites in Ketchikan as part of the SEIS impact analysis. The average modeled ambient in-air noise levels at these nine sites was 58 dBA (FHWA 2017). For the purposes of this analysis, we have adopted 58 dBA as the expected background, or ambient, in-air sound levels in Ketchikan. To determine the distance in-air construction noise will travel before it attenuates to the ambient sound level, the following equation is used:

 $D = D_0 * 10^{((Construction Noise - Ambient Sound Level)/\alpha)}$

where D is the distance from the noise source, D_o is the reference measurement distance (50 feet [15.24 meters] in this case), and α is the transmission loss (estimated at 20 dBA for hard site conditions [over water]). Based on this model, in-air noise from impact installation of 30-inch piles could extend up to 3.8 miles (6.1 kilometers) from the noise source over open water until it is no longer discernible above estimated ambient sound levels.



6.4 Distances to Sound Thresholds

6.4.1 Underwater Noise

Vibratory and impact pile installation and drilling of rock sockets will generate underwater noise that could potentially disturb marine mammals in the Project area. Ambient underwater sound levels were assumed to be 120 dB rms for this evaluation (Section 6.3.1). The SSLs for pile installation were estimated by using the results of measurements from the best available and most relevant sound source verification studies (Table 6-5).

Transmission loss (TL) coefficients measured at other ports in coastal Alaska ranged from 14.6 to 21.9 (Denes et al. 2016; MacGillivray et al. 2015; Warner and Austin 2016b). However, NMFS typically recommends a default practical spreading loss coefficient of 15 as described by Davidson (2004) and Thomsen et al. (2006) when site-specific empirical data are unavailable. DOT&PF is currently collecting sound source data at the ongoing Tongass Narrows Project. Preliminary data for tension anchors show a TL of 18.8 (I&R 2022), which we expect to be similar for rock sockets. For vibratory and impact methods, the NMFS-recommended TL coefficient of 15 produces conservative estimates of harassment thresholds for the Project.

Level A Harassment

Sound propagation and the distances to the sound isopleths defined by NMFS for Level A harassment of marine mammals under the current Technical Guidance were estimated using the User Spreadsheet developed by NMFS for this purpose (NMFS 2018). The method uses estimates of SPL and duration of the activity to calculate the threshold distances at which a marine mammal exposed to those values would experience a PTS. Differences in hearing abilities among marine mammals are accounted for by use of weighting factor adjustments for the five functional hearing groups (NMFS 2016b). Pulse duration from the SSV studies used for source level estimates are unknown. All necessary parameters were available for the SEL_{cum} (cumulative Single Strike Equivalent) method for calculating isopleths, and therefore this method was selected. The SEL_{cum} method resulted in isopleths that were larger than those calculated using the peak source level method, and therefore the SEL_{cum} isopleths were selected for the Project.

To account for potential variations in daily productivity during impact installation, isopleths were calculated for different numbers of piles that could be installed each day (Table 6-5). Should the Contractor expect to install fewer piles in a day than the maximum anticipated, the Level A harassment zones would be smaller. At the beginning of each day, the Contractor will determine how many piles are expected to be installed that day, and the corresponding Level A zones (Table 6-5) will be enacted. For example, if the Contractor expects to install three, 24-inch piles using an impact hammer, then the Level A zones for 24-inch impact hammer installation starting at three piles per day will be enacted. If, after the first pile, no marine mammals have been observed within their respective Level A zones, the zones enacted during installation of the second pile would be those for a two-pile day. Since no marine mammal would have been exposed to noise during the first pile, no marine mammal would experience noise accumulation. Likewise, if no marine mammals have been observed within their respective Level A zones during installation of the second pile, the zones enacted during installation of the third pile would be those for a single-pile day. If a marine mammal is exposed to Level A noise levels, Level A take will be documented, and the larger zones will continue to be enacted. The full Level B zone will continue to be monitored during all pile installation or removal events, only the Level A zone distance will vary using this method.



To ensure that marine mammal observations can be conducted appropriately, the Level A distances are provided in Table 6-5 for both strike rates and three production rates (one, two, or three piles per day).

To avoid and minimize incidental Level A exposure of species with no Level A take authorized, inwater work will cease prior to a marine mammal entering the Level A harassment isopleth specific to the species and in-water activity (including production rate) underway (Table 6-5). For species with Level A take authorized, in-water work may cease prior to the species entering the Level A harassment isopleth, but it is not required. The largest Level A harassment zones during the Project from representative component locations are shown in Figure 6-1 through Figure 6-4. A 30-meter minimum shutdown zone will be implemented for all species and activity types to prevent direct injury of marine mammals. To avoid unauthorized Level A take, if Level A take numbers are approaching authorized levels, shutdown will be implemented before individuals reach the Level A zones.

Level B Harassment

Sound propagation and distances to the sound isopleths defined by NMFS for Level B harassment of marine mammals from impact and vibratory hammer use were estimated using the practical spreading loss model with TL of 15.0. TL of 18.8 was used for DTH calculations. The source levels for pile installation and removal were estimated using the results of measurements from the best available and most relevant sound source verification studies (Table 6-5).

The formula for transmission loss (TL) is:

 $TL = X \log 10^{(R/D)}$

where R is the distance from the source, D is the distance of the known or measured noise level, and X is the TL coefficient. NMFS typically recommends a TL coefficient of 15 dB per tenfold increase in distance when site-specific empirical data are unavailable (i.e., 15 log10 in this case). This model, based on the default practical spreading loss assumption and NMFS preferred TL coefficient, can be rearranged to estimate the distances to the Level B harassment thresholds as follows:

where TL is the difference between the SSL and the Level B harassment threshold (120 dB or 160 dB). For DTH, TL of 18.8 was used in the model. Distances to the Level B harassment isopleths vary by pile size and installation method (Table 6-5).

Land forms (including causeways, breakwaters, islands, and other land masses) are impenetrable by underwater sound, and create shadows where noise from construction is not audible. In Tongass Narrows, noise from the Project will be blocked by the island on each side of the channel. Sound shadows will also be created behind the harbor breakwater, Pennock Island, and Peninsula Point. The Level B harassment zones during the Project are shown in Figure 6-5 from representative Project component locations.



Table 6-5. Distances to Level A and Level B Harassment Isopleths during Pile Installation and Removal and associated Shutdown Zones

Activity	Pile Size	Minutes per Pile or	Piles Installed	Rounded Level A Zones and Minimum Shutdown Zones (m)											
		Strikes per Pile	per day	LF		MF		HF		PW			ow		Zones
				Humpback Wi Wha	hale, Minke le	Killer Whale White-Sideo	e, Pacific d Dolphin	Harbo Dall's	r Porpoise, Porpoise	Harbor S	Harbor Seal		Steller Se	ea Lion	All Species
				No Level	A Take	No Level	A Take	Level A Ta	ke Authorized	Level A Take A	uthorized	No Level A Take	Level A Take	Authorized	
				Shutdown Zone to Avoid Take	Level A Zone	Shutdown Zone to Avoid Take	Level A Zone	Shutdown Zone	Level A Zone	Shutdown Zone	Level A Zone	Shutdown Zone to Avoid Take	Shutdown Zone to Avoid Take	Level A Zone	
	00 · 1	30 Minutes	1 Pile	30	4	30	1	30	5	30	2	30	30	1	3,981
Vibratory	30-inch	60 Minutes	3 Piles	30	11	30	1	30	16	30	7	30	30	1	
Installation or Removal	24- and 20-inch.	30 Minutes	1 Pile	30	2	30	1	30	3	30	1	30	30	1	1.010
	and H- pile	120 Minutes	3 piles	30	8	30	1	30	12	30	5	30	30	1	1,848
		60 Minutes	Minutes	260	259	30	19	300	298	160	157	160	30	20	7,453
		120 Minutes		380	374	30	27	430	430	230	227	230	30	29	
		180 Minutes		470	464	40	33	540	534	290	282	290	40	35	
		240 Minutes		550	541	40	38	630	622	330	329	330	50	41	
DTH		300 Minutes		610	609	50	43	700	700	370	370	370	50	46	
(Rock Socket)	30-inch	360 Minutes		680	671	50	47	780	771	410	408	410	60	51	
		420 Minutes		730	728	60	51	840	837	450	442	450	60	55	
		480 Minutes		790	782	60	55	900	899	480	475	480	60	59	
		540 Minutes		840	832	60	59	960	957	510	506	510	70	63	
		600 Minutes		880	880	70	62	1,100	1,012	540	535	540	70	67	1
DTH (Rock Socket)	20- and 24-inch	60 Minutes		150	141	30	10	170	162	90	86	90	30	11	3,162

Table 6-5. Distances to Level A and Level B Harassment Isopleths during Pile Installation and Removal and associated Shutdown Zones

Activity	Pile Size	Minutes per Pile or	Piles Installed	Rounded Level A Zones and Minimum Shutdown Zones (m)											Level B	
		Strikes per Pile	Strikes per Pile	Strikes per Pile	Strikes per Pile	per day	LF		MF	:		HF		PW		ov
		120 Minutes		210	203	30	15	240	233	130	124	130	30	16		
		180 Minutes		260	252	30	18	290	289	160	153	160	30	19		
		240 Minutes		300	293	30	21	340	337	180	178	180	30	22		
		300 Minutes		330	330	30	24	380	380	210	201	210	30	25		
		360 Minutes		370	364	30	26	420	418	230	221	230	30	28		
		420 Minutes		400	395	30	28	460	454	240	240	240	30	30		
		480 Minutes		430	424	30	30	490	487	260	258	260	40	32		
	8-inch	60 Minutes		50	41	30	3	50	47	30	25	30	30	4	988	
		120 Minutes		60	58	30	5	70	67	40	36	40	30	5		
		180 Minutes	utes utes utes	80	72	30	6	90	83	50	44	50	30	6		
DTH (Tension		240 Minutes		90	84	30	6	100	97	60	51	60	30	7		
Anchor)		300 Minutes		100	95	30	7	110	109	60	58	60	30	8		
		360 Minutes		110	105	30	8	120	120	70	64	70	30	8		
		420 Minutes		120	113	30	8	130	130	70	69	70	30	9		
		480 Minutes		130	122	30	9	140	140	80	74	80	30	10		
		inch 200 Strikes	1 pile	140	136	30	5	170	162	80	73	80	30	6		
	30-inch		2 piles	220	216	30	8	260	258	120	116	120	30	9		
Impact			3 piles	290	283	30	11	340	337	160	152	160	30	12	1,000	
	24-, 20-	200 Strikes	1 pile	140	136	30	5	170	162	80	73	80	30	6		
	inch,	200 Surkes	2 piles	220	216	30	8	260	258	120	116	120	30	9		

Table 6-5. Distances to Level A and Level B Harassment Isopleths during Pile Installation and Removal and associated Shu	utdown Zones
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Activity	Pile Size	Minutes per Pile or Strikes per Pile	Piles Installed or Removed per day	Rounded Level A Zones and Minimum Shutdown Zones (m)											
				LF		MF	=		HF		PW		OV	V	Zones
	and H- pile		3 piles	290	283	30	11	340	337	160	152	160	30	12	
	pho		1 pile	60	54	30	2	70	65	30	29	30	30	3	
		50 Strikes	2 piles	90	86	30	4	110	103	50	46	50	30	4	
			3 piles	120	113	30	4	140	134	70	61	70	30	5	

Notes: DTH = down-the-hole drilling; HF = high frequency; LF = low frequency; m = meters; MF = mid-frequency; OW = otariid in water; PW = pinniped in water



Note: All vibratory Level A zones contained within 30-meter minimum shutdown zone. Zones less than 30 meters not shown.

Figure 6-1. Largest Level A Harassment Isopleths during Impact Pile Installation at representative Project components (3 Piles at 200 Strikes Each)





Figure 6-2. Largest Level A Harassment Isopleths during DTH installation of 30-inch Rock Sockets for 600 minutes at representative Project components





Figure 6-3. Largest Level A Harassment Isopleths during DTH Installation of 20- and 24-inch Rock Sockets for 480 minutes at representative Project components



FSS



Note: Zones smaller than 30m not shown.

Figure 6-4. Largest Level A Harassment Isopleths during DTH Installation of 8-inch Tension Anchors for 240 minutes at representative Project components





Figure 6-5. Level B Harassment Isopleths for all methods at representative Project components.


6.4.2 In-Air Noise

Pinnipeds can be affected by in-air noise when they are hauled out. Loud noises can cause hauled-out pinnipeds to panic back into the water, leading to disturbance and possible injury. For airborne sound exposure of hauled-out pinnipeds, NMFS uses criteria for Level B harassment of 90 dB re 20 μ Pa rms for harbor seals and 100 dB re 20 μ Pa rms for all other pinnipeds, including Steller sea lions. s

The spherical spreading model described in Section 6.3.3 was revised to estimate noise threshold distances from the maximum anticipated in-air noise source level. The revised equation replaced ambient sound level with NMFS defined noise thresholds as follows:

 $D = D_{\alpha} * 10^{((Construction Noise - Noise Threshold)/\alpha)}$

Given the conservative source level of 110 dBA chosen for impact pile installation of 30-inch steel piles, the calculated isopleths for in-air noise can be used for all pile sizes and types associated with the Project. Installation of smaller piles is generally assumed to produce lower sound levels than installation of larger piles. The estimated distance to the airborne sound level threshold from pile installation of all pile types and sizes for the Project is 152 meters for seals and 48 meters for Steller sea lion (Table 6-6).

Table 6-6. Distances to which Airborne Sound will Attenuate to NMFS Threshold for Level B Harassment

Method, pile type	Harbor Seals (90 dB)	Other Pinnipeds (100 dB)					
Impact Hammer							
All Project piles	152 meters (500 feet)	48 meters (157 feet)					

Notes: dB = decibels.

6.5 Estimated Takes

Estimated exposure and take of marine mammals associated with the Project is based on presence/absence, distribution, and abundance information presented in Section 4. Take of marine mammals is requested separately for the Project and is distinguished in the following sections.

6.5.1 Steller Sea Lion

Steller sea lion abundance in the Project area is not well known. No systematic studies of Steller sea lions have been conducted in or near the Project area. Steller sea lions are known to occur year-round and local residents report observing Steller sea lions about once or twice per week. Based on construction monitoring associated with the ongoing Tongass Narrows project, Steller sea lions occur in Tongass Narrows approximately three or four times per week (DOT&PF 2021, 2022, 2023). Abundance appears to increase during herring runs (March to May) and salmon runs (July to September). Group sizes may reach 6 to 10 individuals (Freitag 2017 as cited in 83 FR 22009). Tongass Narrows represents an area of high anthropogenic activity that sea lions would normally avoid, but at least three seafood processing plants and two fish hatcheries may be attractants to these opportunistic scavengers and predators. Sea lions are generally unafraid of humans when food sources are available. For these reasons, we conservatively estimate that one large group of Steller sea lions may be exposed to Project-related underwater noises once per day.

The largest Level A harassment zone for otariid pinnipeds extends 67 meters from the noise source. Although a 30-meter minimum shutdown zone will be implemented during pile installation and removal, Level A take would not occur until an individual crossed the Level A harassment isopleth specific to the species and in-water activity underway (Table 6-5). However, while not anticipated, Steller sea lions could enter the Level A zones undetected due to placement of work barges and other construction-related activities which could impede detection. While every effort will be made to full monitor the relevant Level A zones, a small number of Level A take equal to roughly 5 percent of the overall take, or 76 Level A Steller sea lion takes, are requested to avoid project shutdowns should an exposure occur.

The in-air Level B harassment zone extends 48 meters from the noise source. No Steller sea lions are known to haul out within 48 meters of any of the Project component locations; therefore, exposure of hauled out Steller sea lions to in-air noise is not anticipated.

During the Project, we anticipate that one large group (10 individuals) may be exposed to Project-related underwater noise once per day. Therefore, we estimate a total of 1,520 potential exposures of Steller sea lions (i.e., 1 group of 10 sea lions per day x 152 days of construction = 1,520 sea lions), of which 76 may be Level A take.

6.5.2 Harbor Seal

Harbor seal densities in the Project area are not well known. No systematic studies of harbor seals have been conducted in or near the Project area. They are known to occur year-round with little seasonal variation in abundance (Freitag 2017 as cited in 83 FR 22009) and local residents estimate that there are about one to three harbor seals in Tongass Narrows every day, in addition to those that congregate near the seafood processing plants and fish hatcheries. NMFS (83 FR 22009) has indicated that the maximum group size in Tongass Narrows is three individuals. As discussed in Section 4.2.2, harbor seals have been sighted at a rate of 2.5 harbor seals per day during the monitoring associated with the Project thus far, with the highest rate of 5.4 per day in November 2022 (DOT&PF 2021, 2022, 2023). Harbor seals are known to be curious and may approach novel activity. For these reasons we conservatively estimate that up to two groups of three harbor seals could be exposed to Project-related underwater noise each day.

The largest Level A harassment zone for phocid pinnipeds extends 535 meters from the noise source (Table 6-5). Although it is unlikely that harbor seals would enter the Level A harassment zone without detection while underwater activities are underway, it is possible that harbor seals may approach and enter the Level A zone undetected. Additionally, information from MMOs associated with on-going construction indicate a small number of harbor seals are regularly sighted at about 250 meters from the Project location (C. Wyatt, personal comm., 16 January 2023). For this reason, DOT&PF requests Level A take to safeguard against the possibility of MMOs not being able to detect a harbor seal within the Level A harassment zone or harbor seals being consistently present near the Project site (Table 6-5).

The in-air Level B harassment zone for harbor seals extends 152 meters from the noise source. No harbor seals are known to haul out within 152 meters of any of the Project component locations; therefore, exposure of hauled out harbor seals to in-air noise is not anticipated.

During the Project, we anticipate that two groups of 3 individuals could be exposed to Projectrelated underwater noise once per day for a total of 912 harbor seals (i.e., 6 individuals per day x 152 days = 912 seals).



During the Project, it is possible, but unlikely, that harbor seals may enter the Level A harassment zone for phocid pinnipeds. Therefore, we request Level A take for a total of 152 Level A take, or approximately one seal per day.

6.5.3 Northern Elephant Seal

Elephant seal densities in the Project area are not well known, but sightings during previous marine mammal monitoring efforts during construction have been discussed in Section 4.3.2, with at least two sightings documented during monitoring efforts and additional sightings reported. Following other permits recently issued in the area (e.g., 87 FR 39468), we conservatively estimate one elephant seal may be near the project area per work week.

The largest Level A harassment zone for phocid pinnipeds extends 535 meters from the noise source (Table 6-5). Because of the rare sightings of elephant seals, no Level A take is requested for this species and shutdown zones as noted in Table 6-5 will be implemented.

The in-air Level B harassment zone for phocid seals extends 152 meters from the noise source. No elephant seals are known to haul out within 152 meters of any of the Project component locations; therefore, exposure of hauled out elephant seals to in-air noise is not anticipated.

During the Project, we anticipate that 1 individual could be exposed to Project-related underwater noise once per work week (approximately six days) for a total of 24 elephant seals (i.e., 1 individual per week x 24 weeks = 24 seals).

6.5.4 Harbor Porpoise

Harbor porpoises are non-migratory; therefore, our exposure estimates are not dependent on season. Freitag (2017 as cited in 83 FR 22009) observed harbor porpoises in Tongass Narrows zero to one time per month. Based on marine mammal monitoring efforts associated with construction on previous components in Tongass Narrows (discussed in Section 4.4.2), up to two groups of 5 individuals per month is a conservative estimate of harbor porpoise abundance in Tongass Narrows.

The largest Level A harassment zone for harbor porpoises extends 1,012 meters from the noise source during DTH rock socket installation of 30-inch piles (Table 6-5). Because harbor porpoises may move quickly and elusively, it is possible that harbor porpoises may enter the Level A harassment zone (Table 6-5) without detection. As such, DOT&PF will request small numbers of Level A take for harbor porpoises during the Project.

During the Project, we estimate that two groups of harbor porpoises could be exposed to Project-related underwater noise each month for a total of 120 harbor porpoises (i.e., 2 groups of 5 per month x 12 months = 120 harbor porpoises).

During the Project, we anticipate that one group of 5 individuals may enter the Level A harassment zone undetected approximately once during every 4 months of construction, for a total of 15 potential Level A exposures.

6.5.5 Dall's Porpoise

Dall's porpoises are expected to only occur in the Project area a few times per year. This species is non-migratory; therefore, our exposure estimates are not dependent on season. Based on previous marine mammal observation programs discussed in Section 4.5.2, we anticipate approximately one observation of one large Dall's porpoise pod (15 individuals) in the Project area each month during construction. Shutdown protocol and implementation of Level A



zones will be the same for Dall's porpoises as for harbor porpoises and other high-frequency cetaceans (e.g., Section 6.5.4).

The largest Level A harassment zone for Dall's porpoises extends 1,012 meters from the noise source during DTH rock socket installation of 30-inch piles (Table 6-5). Because Dall's porpoises move quickly, it is possible that Dall's porpoises may enter the Level A harassment zone (Table 6-5) without detection. As such, DOT&PF will request small numbers of Level A take for Dall's porpoises during the Project.

During the Project, we estimate that 180 Dall's porpoises could be exposed to Project-related underwater noise (i.e., 15 individuals per month x 12 months of construction = 180 total potential exposures).

During the Project, we anticipate that one group of 15 individuals may enter the Level A harassment zone undetected during construction.

6.5.6 Pacific White-sided Dolphin

Pacific white-sided dolphins do not generally occur in the shallow, inland waterways of Southeast Alaska. There are no records of this species occurring in Tongass Narrows, no documented sightings occurred during previous monitoring efforts (Section 4.6.2), and it is uncommon for individuals to occur in the Project area. However, recent fluctuations in distribution and abundance decrease the certainty in this prediction. In order to reduce risk to the Project, we conservatively predict that one large group (50 individuals) of Pacific white-sided dolphins may be exposed to Level B harassment noise during the Project. Due to the large pod sizes associated with white-sided dolphin and smaller Level A zones, it is unlikely that a pod would enter the Level A zone undetected and thus no Level A take is requested for this species.

6.5.7 Killer Whale

Killer whales are observed in Tongass Narrows irregularly with peaks in abundance between May and July. NMFS has estimated killer whale presence in Tongass Narrows at one pod per month. In line with monitoring results associated with the three previous IHAs and discussed in Section 4.7.2, we estimate that one pod of 12 individuals may be exposed to Project-related underwater noise every month except between May and July, when two pods of 12 individuals may be exposed. No Level A take is requested for killer whales.

During the Project, we predict that a total of 180 killer whales may be exposed to Project-related underwater noise (i.e., 12 exposures per month x 9 months + 24 exposures per month x 3 months = 180 whales).

6.5.8 Gray Whale

Gray whales make annual migrations south to calving grounds every fall and return north to the Arctic every spring following the shallow waters of the outer coast. As discussed in Section 4.8.2, gray whales are unlikely to enter Tongass Narrows. However, to prevent a Project shutdown if gray whales are present, DOT&PF is requesting a small amount of Level B take equivalent to one group of 2 individuals per month, or 24 individuals total (i.e., 2 exposures per month x 12 months = 24 whales).

Shut down protocol and implementation of Level A harassment zones will be the same for gray whales as for humpback whales and other low-frequency cetaceans. No Level A take is requested for gray whales.

6.5.9 Minke Whale

Minke whales may be present in Tongass Narrows year-round. Their abundance throughout Southeast Alaska is very low, and anecdotal reports have not included minke whales near the Project area nor have previous monitoring programs in Tongass Narrows documented sightings of minke whales (Section 4.9.2). However, minke whales are distributed throughout a wide variety of habitats and could occur near the Project area. Freitag (2017 as cited in 83 FR 22009) and NMFS (83 FR 22009) estimate that a group of three whales may occur near or within Tongass Narrows every 4 months.

Shut down protocol and implementation of Level A harassment zones will be the same for minke whales as for humpback whales and other low-frequency cetaceans. No Level A take is requested for minke whales.

Based on the estimated occurrence rate of three individuals every four months, we predict that 9 minke whales (i.e., 3 animals in a group x 1 group every 4 months = 9 individuals in 12 months) may be exposed during the 12-month duration of the Project.

6.5.10 Humpback Whale

As discussed in Section 4.10.2, locals have observed humpback whales about once per week, on average, in Tongass Narrows. NMFS (2019) has predicted approximately one group of two individuals would be present in Tongass Narrows twice each week. Based on the available information synthesized in Section 4.10.2, DOT&PF predicts that one individual may be exposed to Project-related underwater noise each day during the Project.

The largest Level A harassment zone for humpback whales extends 880 meters from the noise source during DTH rock socket installation of 30-inch piles (Table 6-5). Marine mammal monitoring will minimize the potential for Level A harassment of humpback whales. All pile installation/removal will be shut down prior to a humpback whale entering the Level A harassment zone. No Level A take is requested for humpback whales.

Based on the estimated occurrence rate of 1 individual per day and an anticipated timeframe of pile driving to occur over the course of 152 days (Table 1-2), we estimate that 152 humpback whales may be exposed to noise rising to the Level B harassment level. Using the estimate that 2.4 percent of the total humpback population in Southeast Alaska are from the Mexico DPS, a total of 4 Mexico DPS humpback whales (152 x 0.024 = 3.65, rounded up to 4 whales) may be exposed to Project-related underwater noise, and the remaining 148 Level B takes will be attributed to the Hawaii DPS humpback whales during the Project.

6.6 All Marine Mammal Takes Requested

The analysis of marine mammal take predicts 3,171 potential exposures of marine mammals to Level B harassment and 2,913 potential exposures of marine mammals to Level A harassment (Table 6-7).

Table 6-7. Summary of the Estimated Numbers of Marine Mammals Potentially Exposed to Level B Harassment Sound Levels

Species	DPS/Stock	Estimated Number of Exposures to Level B Harassment	Estimated Number of Exposures to Level A Harassment	Total Estimated Exposures (Level A and Level B)	Stock Abundance	Percent of Population
Steller sea lion	Eastern DPS	1,444	76	1,520	43,201	3.5
Harbor seal	Clarence Strait	760	152	912	27,659	3.3
Northern elephant seal	California Breeding Stock	24	0	24	187,386	<0.1
Harbor porpoise	Southeast Alaska Inland Waters Stock	105	15	120	1,302	9.2
Dall's porpoise	Gulf of Alaska	165	15	180	13,110	1.4
Pacific white-sided dolphin	North Pacific	50	0	50	26,880	0.2
Killer whale	Alaska Resident Northern Resident West Coast	180	0	180	2,347 302 349	7.7ª 59.6 ª 51.6ª
Gray whale	Eastern North Pacific	24	0	24	26,960	0.1
Minke whale	Alaska	9	0	9	Unknown	N/A
Humpback whale	Hawaii DPS	148	0	148	11,540	1.3 ^b
	Mexico DPS	4	0	4	2,913	0.2 ^b
Total	N/A	2,913	258	3,171	N/A	N/A

Note: DPS = distinct population segment.

^a These percentages assume all takes come from each individual killer whale stock, thus the percentage should be adjusted down if multiple stocks are actually affected.

^b Assumes that 2.4 percent of humpback whales exposed are members of the Mexico DPS (Wade et al. 2021).





7 DESCRIPTION OF POTENTIAL IMPACTS OF THE ACTIVITY ON MARINE MAMMALS

The ability to hear and transmit sound (echolocation/vocalization) is vital for marine mammals to perform several life functions. Marine mammals use sound to gather and understand information about their current environment, including detecting prey and predators. They also use sound to communicate with one another. The distance a sound travels through the water depends highly on existing environmental conditions (sea floor topography and ambient noise levels) and characteristics of the sound (source levels and frequency; Richardson et al. 1995). Impacts to marine mammals can vary among species based on their sensitivity to sound and their ability to hear different frequencies. The Project may impact marine mammals behaviorally and physiologically from temporary increases in underwater and airborne noises during construction activities. The level of impact on marine mammals from construction activities will vary depending on the species of marine mammal, the distance between the marine mammal and the construction activity, the intensity and duration of the construction activity, and the environmental conditions.

7.1 Assessment of Potential Acoustic Impacts

Behavioral and physiological impacts from noise exposure differ among species. Differences in response have also been documented between age and sex classes. Younger animals are often more sensitive to noise disturbance, and noise can therefore have a greater effect on them (NRC 2003).

Behavioral and physiological changes that may result from increased noise levels include changes in tolerance levels; masking of natural sounds; behavioral disturbances; and temporary or permanent hearing impairment, or non-auditory physical effects (Richardson et al. 1995). Richardson et al. (1995) has suggested four zones (described below) to assess the potential effects of noise on marine mammals.

7.1.1 Zone of Hearing Loss, Discomfort, or Injury

This is the area within which the received sound level is high enough to cause discomfort or tissue damage to auditory or other systems. Temporary or permanent reduction in hearing sensitivity may result from high received sound levels. An animal may experience temporary threshold shift (TTS) when hearing loss is temporary, or PTS when partial or full hearing loss is permanent. The level of hearing loss depends on the sound frequency, intensity, and duration (see Section 6.2.1). Marine mammals exposed to high received sound levels may also experience non-auditory physiological effects such as increased stress, neurological effects, bubble formation, resonance effects, and other types of organ or tissue damage. PTS and TTS may reduce an animal's ability to avoid predators, communicate with others, or forage effectively. TTS is not considered injurious and will constitute a Level B take.

Kastak and Schusterman (1995) tested in-air auditory thresholds by exposing a harbor seal inadvertently to broadband construction noise for 6 days, with intermittent exposure averaging 6 to 7 hours per day. When the harbor seal was tested immediately upon cessation of the noise, a TTS of 8 dB at 100 Hz was evident. Following 1 week of recovery, the harbor seal's hearing threshold was within 2 dB of its original level.

Pure-tone sound detection thresholds were obtained in-water for harbor seals before and immediately following exposure to octave-band noise (Kastak et al. 1999). Test frequencies



ranged from 100 Hz to 2 kilohertz (kHz), and octave-band sound exposure levels (SELs) were approximately 60 to 75 dB SEL. Each harbor seal was trained to dive into a noise field and remain stationed underwater during a noise-exposure period that lasted a total of 20 to 22 minutes. The average threshold shift relative to baseline thresholds for the harbor seals following noise exposure was 4.8 dB, and the average shift following the recovery period was 20.8 dB (Kastak et al. 1999). Therefore, PTS and TTS as a result of the Project are not expected to occur in any marine mammal species, because source levels of pile installation are lower than those in the above-referenced TTS studies, and implementation of mitigation measures will help avoid potential close approach of animals to activities that could result in Level A takes (i.e., injury/mortality).

7.1.2 Zone of Masking

This is the area within which noise is strong enough to interfere with the detection of other sounds, including communication calls, prey or predator sounds, and other environmental sounds. Masking is considered Level B harassment and is usually considered 160 dB for impact noise and 120 dB for continuous noise.

Marine mammal signals may be masked by increased noise levels or overlapping frequencies. Research has indicated that the majority of vibratory activity falls within 400 and 2,500 Hz (Blackwell 2005; URS 2007). The frequency range of Steller sea lions' vocalization is unknown; however, Steller sea lions have been documented producing low-frequency vocalizations (Kastelein et al. 2005). Harbor seals produce social calls at 500 to 3,500 Hz and clicks from 8 to 150 kHz (reviewed in Richardson et al. 1995). Harbor porpoises produce acoustic signals in a very broad frequency range, less than 100 Hz to 160 kHz (Verboom and Kastelein 2004). Killer whales produce whistles between 1.5 and 18 kHz, and pulsed calls between 500 Hz and 25 kHz. Echolocation clicks are far above the frequency range of the sounds produced by vibratory pile installation.

The Project is within an existing active harbor area with regular vessel activity, including recreational craft, local ferries and tourist cruises, commercial fishing vessels, and twice-weekly arrivals and departures of an Alaska state ferry. It is likely that marine mammals in the Project area have become habituated to increased noise levels. Implementation of the proposed mitigation measures (Section 11) will reduce impacts on marine mammals, with any minor masking occurring near the sound source, if at all.

7.1.3 Zone of Responsiveness

This is the area within which marine mammals react behaviorally or physiologically from exposure to increased noise levels. The level of effect is dependent on the acoustical characteristics of the noise, current physical and behavioral state of the animals, ambient noise levels and environmental conditions, and context of the sound (e.g., if it sounds similar to a predator; Richardson et al. 1995; Southall et al. 2007). Behavioral effects that are temporary may indicate that the animal has simply heard a sound, and the effect may not be long-term (Southall et al. 2007). Behavioral and physiological effects described here will be considered Level B harassment.

Responses from marine mammals in the presence of pile installation activity might include a reduction of acoustic activity, a reduction in the number of individuals in the area, and avoidance of the area. Of these, temporary avoidance of the noise-impacted area is the most common response. Avoidance responses may be initially strong if the marine mammals move rapidly away from the source or weak if movement is only slightly deflected away from the source. Noise from pile installation could potentially displace marine mammals from the immediate area



of the activity; however, they would likely return after pile installation is completed, as demonstrated by a variety of studies on temporary displacement of marine mammals by industrial activity (reviewed in Richardson et al. 1995). Any masking event that could possibly rise to Level B harassment under the MMPA would occur concurrently within the zones of behavioral harassment already estimated for vibratory and impact pile installation, and have already been considered in the exposure analysis.

7.1.4 Zone of Audibility

This is the area within which the animal might hear the noise; it is the most extensive of the four zones. Marine mammals as a group have functional hearing ranges of 10 Hz to 180 kHz, with thresholds of best hearing near 40 dB (Ketten 1998; Southall et al. 2007). Marine mammals can typically be divided into three groups that have consistent patterns of hearing sensitivity: small odontocetes (e.g., harbor porpoise), medium-sized odontocetes (e.g., killer whale), and pinnipeds (e.g., Steller sea lion and harbor seal). Difficulties in human ability to determine the audibility of a particular noise for other species has so far precluded development of applicable criteria for the zone of audibility. This zone does not fall in the sound range of a "take" as defined by NMFS.

Repeated or sustained disruption of important behaviors (such as feeding, resting, traveling, and socializing) is more likely to have a demonstrable impact than a single exposure (Southall et al. 2007). However, it is likely that marine mammals exposed to repetitious construction sounds will become habituated, desensitized, and tolerant after initial exposure to these sounds. Marine mammals residing in and transiting this area are routinely exposed to sounds louder than 120 dB, and continue to use this area; therefore, they do not appear to be harassed by these sounds, or they have become habituated.

7.2 Conclusions Regarding Impacts to Species or Stocks

Incidental take is expected to result in only short-term changes in behavior, such as avoidance of the Project area, changes in swimming speed or direction, and changes in foraging behavior. Such impacts are unlikely to have any effect on recruitment or survival and, therefore, would have a negligible impact on the affected stocks of Steller sea lions, harbor seals, harbor porpoises, Dall's porpoises, killer whales, humpback whales, and minke whales. Implementation of mitigation measures proposed in Section 11 is likely to minimize most potential adverse underwater impacts to individual marine mammals from pile installation activities. Impacts to individual Steller sea lions, harbor seals, harbor porpoises, Dall's porpoises, killer whales are expected to be small and of short duration. Nevertheless, some level of disturbance impact is unavoidable. The expected level of unavoidable impact (defined as an acoustic or harassment "take") is defined in Section 6.

Requested Level B take of marine mammals would likely include multiple (estimated as daily) takes of the same individual(s), resulting in estimates of take (as percentage of the DPS/stock) that are high compared to actual take.



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8 DESCRIPTION OF POTENTIAL IMPACTS TO SUBSISTENCE USES

Alaska Natives have traditionally harvested subsistence resources in Southeast Alaska for many hundreds of years, particularly large terrestrial mammals, marine mammals, salmon, and other fish (ADF&G 1997). Harbor seals are the marine mammal species most regularly harvested for subsistence by households in Ketchikan and Saxman. Eighty harbor seals were harvested by Ketchikan residents in 2007, which ranked fourth among all communities in Alaska that year for harvest of harbor seals. Thirteen harbor seals were harvested by Saxman residents in 2007. Hunting usually occurs in October and November (ADF&G 2009). In 2008, two Steller sea lions were harvested by Ketchikan-based subsistence hunters, but this is the only record of sea lion harvest by residents of either Ketchikan or Saxman. ADF&G has not recorded harvest of cetaceans from either community (ADF&G 2018). More recent data is not available on the subsistence harvest estimates from either community.

Approximately 17 percent of Ketchikan residents and 51 percent of Saxman residents identify as Alaska Native. There are approximately 10 households in Ketchikan that subsistence hunt, while there are approximately 110 such households in Saxman. Based on data from 1999, marine mammals account for approximately 5.1 percent (6,978 pounds) of all subsistence harvest in Saxman (ADF&G 2018).

All Project activities will take place within the industrial area of Tongass Narrows immediately adjacent to Ketchikan where subsistence activities do not generally occur. The Project will not have an adverse impact on the availability of marine mammals for subsistence use at locations farther away. Some minor, short-term disturbance of the harbor seals could occur, but this is not likely to have any measurable effect on subsistence harvest activities in the region. No changes to availability of subsistence resources will result from Project activities.



9 DESCRIPTION OF POTENTIAL IMPACTS ON MARINE MAMMAL HABITAT

9.1 Effects of Project Activities on Marine Mammal Habitat

The Project will occur within the same footprint as existing marine infrastructure. A relatively small area of new habitat loss will result from the Project. Furthermore, the nearshore and intertidal habitat where the Project will occur is an area of relatively high marine vessel and aircraft traffic. Most marine mammals do not generally use the area within the footprints of the Project components. Temporary, intermittent, and short-term habitat alteration may result from increased noise levels within the Level B harassment zones. Effects on marine mammals, as described above, would be limited to temporary displacement from pile installation noise and effects on prey species (Section 9.2).

Although Southeast Alaska in its entirety is listed as a Biologically Important Area for humpback whales, the Project area does not contain particularly high value habitat and is not unusually important for the species. Furthermore, mitigation measures (Section 11), such as marine mammal monitoring, would limit the number of humpback whales exposed to underwater noise as a result of the Project. Avoidance of the Project area by humpback whales is possible but would be temporary and intermittent in duration.

9.2 Effects of Project Activities on Marine Mammal Prey Habitat

Essential Fish Habitat (EFH) has been designated within the Project area for all five species of salmon (i.e., chum salmon, pink salmon, coho salmon, sockeye salmon, and Chinook salmon; NMFS 2017), which are common prey of marine mammals. Adverse effects on EFH are not expected. Fish populations in the Project area that serve as marine mammal prey could be temporarily affected by noise from in-water pile installation. The frequency range in which fish generally perceive underwater sounds is 50 to 2,000 Hz, with peak sensitivities below 800 Hz (Popper and Hastings 2009). Fish behavior or distribution may change, especially with strong and/or intermittent sounds that could potentially harm fish. High underwater SPLs have been documented to alter behavior, cause hearing loss, and injure or kill individual fish by causing serious internal injury (Hastings and Popper 2005).

Drilling of rock sockets and pile installation and removal may result in a small increase in sedimentation within a few feet of the piles. A small amount of sediment and drill tailings may be deposited in proximity to each pile. Minor and temporary increases in turbidity may result from this process, but the effects on fish and marine mammal prey would be negligible. Indirect effects to prey would be insignificant and discountable due to the temporary nature of the activity, and are expected to be undetectable to marine mammals.

In general, impacts on marine mammal prey species are expected to be minor and temporary. The area likely impacted by the Project is relatively small compared to the available habitat in Tongass Narrows and throughout Southeast Alaska. The most likely impact on fish from the Project would be temporary behavioral avoidance of the immediate area, although any behavioral avoidance of the disturbed area would still leave significantly large areas of fish and marine mammal foraging habitat. Therefore, the impact on marine mammal prey during the Project is expected to be negligible.



10 DESCRIPTION OF POTENTIAL IMPACTS FROM LOSS OR MODIFICATION OF HABITAT ON MARINE MAMMALS

The potential impacts of the Project on marine mammal habitat are discussed in Section 9. The effects of the Project on marine mammal habitat are expected to be short-term and minor. Permanent loss of habitat is limited to the footprint of the piles and areas of fill placement. Only the two new ferry berths (Revilla Island and Gravina Island new ferry berths; see Section 1) would be located in areas without existing facilities. The other three Project components would generally be located in the same locations as existing facilities, with limited amounts of new fill and numbers of piles. One potential impact on marine mammals associated with the Project could be a temporary loss of habitat because of elevated noise levels. Displacement of marine mammals by noise would not be permanent and would not have long-term effects. The Project is not expected to have any habitat-related effects that could cause significant or long-term consequences for individual marine mammals or their populations, because pile installation/removal and other noise sources will be temporary and intermittent.



11 MITIGATION MEASURES

The exposures outlined in Section 6 represent the maximum potential number of marine mammals, including multiple takes of the same resident individuals, that could be exposed to acoustic sources reaching Level B harassment levels. The DOTP&F proposes to employ a number of mitigation measures to minimize the number of marine mammals affected. Mitigation measures will include those that are specific to physical pile installation/removal, those that pertain to Level A and Level B harassment zones, and those that involve observation of marine mammals in the Project area. Marine mammal monitoring and mitigation methods are described in more detail in the Marine Mammal Monitoring Plan (Appendix B).

11.1 Pile Installation and Associated Activities

Pile installation mitigation measures include:

- The Project was re-designed in 2018 to reduce the diameter of piles and use relatively small-diameter piles, which will avoid the elevated noise impacts and large harassment zones associated with larger piles.
- Although construction of more than one component may occur during the same time frame, pile installation/removal (including use of vibratory or impact hammers, and rock socket drilling) will not occur simultaneously at more than one component location.
- MMOs will be employed as described in Section 13.
- If a marine mammal approaches within 10 meters of a Project vessel (e.g., barge, tugboat), the vessel shall reduce speed to the minimum level required to maintain safe steerage and working conditions until the marine mammal is at least 10 meters away from the vessel.
- Pile installation, proofing, and removal will occur only during daylight hours, when visual monitoring of marine mammals can be conducted.
- Before impact proofing occurs, the Contractor will employ a ramp-up procedure to minimize impacts. The following guidelines will be employed by the Contractor:
 - If a marine mammal is present within the Level A harassment zone, ramping up will be delayed until the animal(s) leaves the Level A harassment zone. Activity will begin only after the MMO has determined, through sighting, that the animal(s) has moved outside the Level A harassment zone.
 - To avoid unauthorized Level A take, if Level A take numbers are approaching authorized levels, shutdown will be implemented before individuals reach the Level A zones.
 - If a marine mammal is present in the Level B harassment zone, ramping up may begin and a Level B take will be recorded. Ramping up may occur when these species are in the Level B harassment zone, whether they enter the Level B zone from the Level A zone or from outside the Project area.
 - If a marine mammal is present in the Level B harassment zone, the Contractor may elect to delay ramping up to avoid a Level B take. To avoid a Level B take, ramping



up will begin only after the MMO has determined, through sighting, that the animal(s) has moved outside the Level B harassment zone.

- No vibratory soft start is required.
- A minimum 30-meter shutdown zone will be implemented for all species and activity types to prevent direct injury of marine mammals.
- Shutdown zones have been rounded up relative to the calculated Level A harassment zones (Table 6-5) to assist MMOs in effectively shutting down before individuals could cross into their respective Level A zones.
- If a marine mammal is entering or is observed within a shutdown zone, pile installation and removal must be halted or delayed. Pile driving may not commence or resume until either the animal has voluntarily left and been visually confirmed beyond the shutdown zone; or 15 minutes have passed without subsequent detections of the animal.

11.2 Harassment Zones

Modeling results for Level A and Level B harassment zones discussed in Section 6 were used to develop mitigation measures for pile installation and removal. During pile installation and removal, the shutdown zone shall include all areas where the underwater SPLs are anticipated to equal or exceed the Level A (injury) harassment criteria (see Table 6-5). In addition, a 30-meter shutdown zone will be implemented for all species and all activity types to prevent direct contact and injury of marine mammals with construction equipment.

At the beginning of each day, the Contractor will determine how many piles are expected to be installed that day, and the corresponding Level A zones (Table 6-5) will be enacted. For example, if the Contractor expects to install three piles using an impact hammer, then the Level A zones for this installation method, pile size, and number of piles will be enacted. If, after the first pile, no marine mammals have been observed within their respective Level A zones, the zones enacted during installation of the second pile would be those for a two-pile day. Since no marine mammal would have been exposed to noise during the first pile, no marine mammal would experience noise accumulation. Likewise, if no marine mammals have been observed within their respective Level A zones enacted during installation of the second pile day. If a marine mammal is exposed to Level A noise levels, Level A take will be documented, and the larger zones will continue to be enacted. The full Level B zone will continue to be monitored during all pile installation or removal events, only the Level A zone distance will vary using this method.

For those marine mammals for which Level B take has not been requested, in-water pile installation/removal and drilling will shut down immediately when the animals are sighted in or approaching the Level B zone. If a marine mammal authorized for Level B take is present in the Level B harassment zone, in-water activities may continue, and a Level B take will be recorded. Pile installation and rock socket drilling may occur when these species are in the Level B harassment zone (Table 6-5), whether they entered the Level B zone from the Level A zone (if relevant), or from outside the Project area. If Level B take reaches the authorized limit, then pile installation will be stopped as these species approach to avoid additional take of these species.

Implementation of the above mitigation measures will be completed by MMOs as described in Section 13.



12 MEASURES TO REDUCE IMPACTS TO SUBSISTENCE USERS

The Project is not known to occur in an important subsistence hunting area. It is a developed area with regular marine vessel traffic. However, DOT&PF plans to provide advance public notice of construction activities to reduce construction impacts on local residents, ferry travelers, adjacent businesses, and other users of Tongass Narrows and nearby areas. This will include notification to local Alaska Native tribes that may have members who hunt marine mammals for subsistence. Of the marine mammals considered in this IHA application, only harbor seals (and sea lions, to a lesser extent) are known to be used for subsistence in the region. If any tribes express concerns regarding Project impacts to subsistence hunting of marine mammals, further communication with DOT&PF will take place, including provision of any Project information and clarification of any mitigation and minimization measures that may reduce potential impacts to marine mammals.



13 MONITORING AND REPORTING

Monitoring measures will be implemented along with mitigation measures (Section 11) to avoid and minimize impacts on marine mammals during the Project, as discussed in detail in the Marine Mammal Monitoring Plan (Appendix B), which will be submitted prior to issuance of the IHA. The monitoring plan will focus on visual observations.

Trained MMOs will collect sighting data and behavioral responses to construction for all marine mammals observed within the harassment zones during construction. In-water pile installation/removal and rock socket drilling will be shut down if marine mammals for which no take has been authorized are observed approaching the Level B harassment zone. In-water work will remain shut down until marine mammals for which no take has been authorized have left the harassment zone. For marine mammals for which take has been authorized, pile installation may continue if the marine mammal enters the Level B harassment zone and take is documented.

Trained or experienced observers will be present during all pile installation and removal using impact and vibratory methods and rock socket drilling. Observers must be able to positively identify the marine mammals in the area and have prior training or expertise in monitoring and surveying marine mammals, with credentials available for review. Observers must maintain verbal contact with construction personnel to immediately call for a halt of pile installation operations to avoid exposures to noise, as described in Section 11.2.

13.1 MMO Qualifications

Marine mammal monitoring will be conducted by MMOs who meet or exceed the minimum qualifications identified by NMFS in the final IHA. These will include the following:

- MMOs will be independent observers (i.e., not construction personnel).
- At least one MMO must have prior experience working as an observer.
- Other observers may substitute education (undergraduate degree in biological science or related field) or training for experience.
- Two or more MMOs will be responsible for monitoring each Project component. One MMO will be designated as the lead MMO or monitoring coordinator. The lead MMO must have prior experience working as an observer.
- MMOs must have:
 - Experience or training to conduct field observations and collect data according to assigned protocols.
 - Experience or training in the field identification of marine mammals, including the identification of behaviors.
 - Sufficient training, orientation, or experience with construction operations to provide for personal safety during observations.
 - Writing skills sufficient to prepare a report of observations, including, but not limited to:
 - The number, species, and behavior of marine mammals observed



- Dates and times when in-water construction activities were suspended to avoid potential harassment of marine mammals observed within the harassment zone
- The ability to communicate orally, by radio, or in person with Project personnel to provide real-time information on marine mammals observed in the area.

13.2 Observations

MMOs will be positioned at the best practical vantage point(s). Observation points are available from the Tongass Highway and Gravina Airport Access Road. It is possible to observe the entire width of Tongass Narrows with unaided eyes. MMOs will monitor for any humpback whales or other marine mammals entering the given monitoring zones from the north or south. The position(s) may vary based on construction activity and location of piles or equipment. At least one of the monitoring locations will have the following characteristics:

- An unobstructed view of the pile being driven, and
- An unobstructed view of the Level A harassment zones.

This central position will generally be staffed by the lead MMO, who will monitor the shutdown zones and communicate with construction personnel about shutdowns and take management. The MMO at this location will be able to see at least a 600-meter radius, which exceeds the largest Level A zone, around the construction site. Walking or otherwise moving around the construction site may be helpful for monitoring the shutdown zones in their entirety. MMOs stationed along the road system will watch for marine mammals entering and leaving Tongass Narrows and will alert the lead MMO of the number and species sighted, so that no unexpected marine mammals will approach the construction site. This will avoid and minimize Level A take of all species.

The MMOs will begin observations 30 minutes prior to the start of pile installation/removal. At least two MMOs will be available to observe during rotating shifts of 4–6 hours, or as needed, each day to prevent fatigue.

MMOs will have no other construction-related tasks or responsibilities while monitoring for marine mammals. MMOs will understand their roles and responsibilities before beginning observations. Each MMO will be trained and provided with reference materials to ensure standardized and accurate observations and data collection. A clear authorization and communication system will be in place to ensure that MMOs and construction crew members understand their respective roles and responsibilities.

Specific aspects and protocols of observations will also include:

- If waters exceed a sea-state that restricts the MMO's ability to make observations within the Level A harassment zone of pile driving (e.g., excessive wind or fog), pile installation and removal will cease. Pile driving will not be initiated until the entire Level A harassment zone is visible.
- If any marine mammal species not authorized for take is encountered during pile installation or removal and is likely to be exposed to Level B harassment, then in-water pile installation or removal will cease and the observations will be reported to NMFS' Office of Protected Resources.

- When a marine mammal is observed, its location will be determined using a rangefinder to verify distance and a GPS or compass to verify heading.
- The MMOs will record any authorized cetacean or pinniped present during monitoring and the harassment zone within which it is located, if applicable. The harassment zones are shown in Table 6-5 and Table 6-6 and Figure 6-1.
- Ongoing in-water pile installation/removal and drilling may be continued during periods when conditions such as low light, high sea state, fog, ice, rain, glare, or other conditions prevent effective marine mammal monitoring of the entire Level B harassment zone.
 MMOs will continue to monitor the visible portion of the Level B harassment zone throughout the duration of pile installation and removal.

13.3 Data Collection

NMFS requires that the MMOs use NMFS-approved sighting forms (see Appendix B) that contain the following information:

- Date and time that pile installation begins or ends
- Construction activities occurring during each observation period
- Weather (wind, precipitation, fog)
- Tide state and water currents
- Visibility
- Species, numbers, and, if possible, sex and age class of marine mammals
- Marine mammal behavior patterns observed, including bearing and direction of travel, and, if possible, the correlation to SPLs
- Distance from pile installation site to marine mammals, if pile installation is occurring during marine mammal observations; and
- Other human activity in the area.

13.4 Reporting

A draft report will be submitted to NMFS within 90 calendar days of the completion of marine mammal monitoring. A final report will be prepared and submitted to NMFS within 30 days following receipt of comments on the draft report from NMFS. To the extent practicable, the MMOs will record behavioral observations that may make it possible to determine if the same or different individuals are being "taken" as a result of Project activities over the course of a day.

In general, reporting will include:

- Descriptions of any observable marine mammal behavior in the Level A and Level B harassment zones
- Descriptions of in-water and in-air construction activities occurring at the time of the observable behavior
- Actions performed to minimize impacts to marine mammals (e.g., shutdowns)



- Times when work was stopped and resumed due to the presence of marine mammals
- Results, which include the detections of marine mammals, species and numbers observed, sighting rates and distances, and behavioral reactions within the Level A and Level B harassment zones
- A refined take estimate based on the number of marine mammals observed during the course of construction

See the Marine Mammal Monitoring Plan (Appendix B) for more detail.

14 SUGGESTED MEANS OF COORDINATION

To minimize the likelihood that impacts will occur to the species, stocks, and subsistence use of marine mammals, all Project activities will be conducted in accordance with all federal, state, and local regulations. To further minimize potential impacts from the planned Project, DOT&PF will continue to cooperate with NMFS and other appropriate federal agencies (e.g., U.S. Fish and Wildlife Service, USACE, FHWA), and the State of Alaska.

DOT&PF will cooperate with other marine mammal monitoring and research programs taking place in the Ketchikan area. DOT&PF will also assess mitigation measures that can be implemented to eliminate or minimize any impacts from these activities. DOT&PF will make available its field data and behavioral observations on marine mammals that occur in the Project area. Results of monitoring efforts will be provided to NMFS in a draft summary report within 90 calendar days of the conclusion of monitoring. This information will be made available to regional, state, and federal resource agencies; universities; and other interested private parties upon written request to NMFS.



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Appendix A Project Site Plan Drawings























Revilla Airport Shuttle Ferry Berth SFHWY00085





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Appendix B

Marine Mammal Monitoring and Mitigation Plan

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FSS

Marine Mammal Monitoring and Mitigation Plan

Tongass Narrows Project (2023)

State Project #: SFHWY00085, SFHWY00150, SFHWY00109, SFHWY00153, SFHWY00154

Prepared for: Alaska Department of Transportation & Public Facilities 6860 Glacier Highway Juneau, Alaska 99801

Prepared by: HDR, Inc. 582 E 36th Ave, Suite 500 Anchorage, AK 99503 This page intentionally left blank.
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Attachments

Attachment 1: Example Data Forms

Acronyms and Abbreviations

BiOp	Biological Opinion
DOT&PF	Alaska Department of Transportation & Public Facilities
DPS	Distinct Population Segment
DTH	Down-the-Hole
ESA	Endangered Species Act
FR	Federal Register
IHA	Incidental Harassment Authorization
MMO	Marine Mammal Observer
MMPA	Marine Mammal Protection Act
NMFS	National Marine Fisheries Service
PSO	Protected Species Observer
QA	Quality Assurance
QC	Quality Control
wDPS	western Distinct Population Segment



1 INTRODUCTION

The purpose of this Marine Mammal Monitoring and Mitigation Plan is to describe monitoring procedures for affected marine species and mitigation actions that will be implemented by the Alaska Department of Transportation & Public Facilities (DOT&PF) during pile installation and removal associated with the Tongass Narrows Project (Project; see Figure 1-1 and Figure 1-2). This Marine Mammal Monitoring and Mitigation Plan was prepared as part of the application for an Incidental Harassment Authorization (IHA) under the Marine Mammal Protection Act (MMPA) and in support of formal consultation with the National Marine Fisheries Service (NMFS) under Section 7 of the Endangered Species Act (ESA).

The overall goal of the Marine Mammal Monitoring and Mitigation Plan is to comply with the Project IHA and Biological Opinion (BiOp) during in-water pile installation and removal by monitoring the Project area and documenting all marine mammals potentially exposed to noise at or above established thresholds; minimizing impacts on marine mammals through mitigation measures; and collecting data pertaining to marine mammal exposures (takes), occurrence, and behavior of marine mammals in the Project area.

1.1 Project Description

The in-water portion of the Project includes four methods of pile installation. These include vibratory and impact hammers, down-hole drilling of rock sockets, and installation of tension anchors at some locations. Most piles will be installed vertically (plumb), but some will be installed at an angle (battered). Tension anchors will be used to secure some piles to the bedrock to withstand uplift forces. Rock sockets will be drilled at other locations where overlying sediments are too shallow to adequately secure the bottom portion of the pile. Some piles will be used to install or remove up to 84 temporary template piles, either steel H piles or 24-inch pipe piles, to a depth of 25 feet or less. Up to 26 previously installed piles will be installed using vibratory hammer and reinstalled using vibratory, impact, or down-the-hole (DTH) methods, or a combination of methods. Up to 51 not-yet-installed permanent piles will be installed using vibratory, impact, or DTH methods, or a combination of methods. In total, up to 271 installation and removals for permanent and temporary piles are included in this Project (see the Project IHA, Table 1-2).

In addition, above-water construction will consist of the installation of concrete or steel platform decking panels, transfer bridges, dock-mounted fenders, pedestrian walkways, gangways, and utility lines. Upland construction activities will consist of new terminal facilities, staging areas, parking lot expansions, new roadways, retaining walls, stairways, and pedestrian walkways. No in-water noise is anticipated in association with above-water and upland construction activities, and no marine mammal monitoring will be required during above-water work.

The marine construction associated with the Project is ongoing, although issued IHAs are expected to expire prior to the issuance of this new authorization. A renewal has been requested for the current IHAs; however, DOT&PF is requesting issuance of this new IHA as soon as possible. See the Project IHA application for further design and construction details.

The Project has the potential to generate elevated levels of underwater noise that could exceed Level A (injury) and Level B (disturbance) harassment thresholds established by NMFS under the revised Technical Guidance for Assessing the Effects of Anthropogenic Sound on Marine Mammal Hearing (Technical Guidance; NMFS 2018) and the interim criteria (70 *Federal*



Register [FR] 1871–1875), respectively. Level A harassment means any act of pursuit, torment, or annoyance that has the potential to injure a marine mammal or marine mammal stock in the wild. Level B harassment means any act of pursuit, torment, or annoyance that has the potential to disturb a marine mammal or marine mammal stock in the wild by causing disruption of behavioral patterns, including, but not limited to, migration, breathing, nursing, breeding, feeding, or sheltering, but that does not have the potential to injure a marine mammal or marine mammal stock in the wild.



Figure 1-1. Site Location and Vicinity





Figure 1-2. Tongass Narrows Project Area



1.2 Protected Marine Mammals

Steller sea lion (*Eumetopias jubatus*), harbor seal (*Phoca vitulina*), northern elephant seal (*Mirounga angustirostris*), harbor porpoise (*Phocoena phocoena*), Dall's porpoise (*Phocoenoides dalli*), Pacific white-sided dolphin (*Lagenorhynchus obliquidens*), killer whale (*Orcinus orca*), gray whale (*Eschrichtius robustus*), minke whale (*Balaenoptera acutorostrata*), and humpback whale (*Megaptera novaeangliae*), including the ESA-listed Mexico Distinct Population Segment (DPS) of humpback whales, may occur in the Project area; a number of Level B exposures was authorized for these marine mammal species under the MMPA (see Project IHA, NMFS 2023a). Additionally, a small number of Level A exposures was authorized for harbor seals, harbor porpoises, Dall's porpoise, and Steller sea lions under the MMPA (NMFS 2023a). Authorization for a small number of Level B exposures of the ESA-listed Mexico DPS of humpback whales was also granted in the Project BiOp and Incidental Take Statement (NMFS 2023b).

The analysis of marine mammal exposures for the Project predicts 2,913 potential exposures of marine mammals to Level B harassment and 258 potential exposures of marine mammals to Level A harassment, for a total of 3,171 potential exposures (Table 1-1).

Species	DPS/Stock	Estimated Number of Exposures to Level B Harassment	Estimated Number of Exposures to Level A Harassment	Total Estimated Exposures (Level A and Level B)	Stock Abundance	Percent of Population
Steller sea lion	Eastern DPS	1,444	76	1,520	43,201	3.5
Harbor seal	Clarence Strait	760	152	912	27,659	3.3
Northern elephant seal	California Breeding Stock	24	0	24	187,386	<0.1
Harbor porpoise	Southeast Alaska Inland Waters Stock	105	15	120	1,302	9.2
Dall's porpoise	Gulf of Alaska	165	15	180	13,110	1.4
Pacific white-sided dolphin	North Pacific	50	0	50	26,880	0.2
Killer whale	Alaska Resident Northern Resident West Coast Transient	180	0	180	2,347 302 349	7.7ª 59.6ª 51.6ª
Gray whale	Eastern North Pacific	24	0	24	26,960	0.1
Minke whale	Alaska	9	0	9	Unknown	N/A
Humpback	Hawaii DPS	148	0	148	11,540	1.3 ^b
whale	Mexico DPS	4	0	4	2,913	0.2 ^b
Total	N/A	2,913	258	3,171	N/A	N/A

Table 1-1. Summary of the Numbers of Marine Mammal Level A and B Takes Authorized by NMFS

Note: DPS = distinct population segment.

^a These percentages assume that all takes come from each individual killer whale stock; thus, the percentage should be adjusted down if multiple stocks are actually affected.

^b Assumes that 2.4 percent of humpback whales exposed are members of the Mexico DPS (Wade et al. 2021).

2 MARINE MAMMAL MONITORING AND MITIGATION MEASURES

The complete list of required avoidance, minimization, and mitigation measures can be found in the Project IHA (NMFS 2023a) and BiOp (NMFS 2023b). Avoidance and minimization measures described here include establishment of Level A and Level B harassment zones, marine mammal monitoring, and specific mitigation measures that will be implemented during in-water pile installation and removal.

2.1 Shutdown Zones

During in-water pile installation or removal, the Contractor will monitor for all marine mammals within or approaching the Level A and Level B harassment zones. Monitoring all harassment zones, including the outer margins, enables trained Marine Mammal Observers (MMOs; also known as Protected Species Observers or PSOs) to be aware of and communicate the presence of marine mammals in the Project area and thus prepare for potential shutdown of activity and documentation of potential exposures (takes).

Distances to the Level A and Level B harassment thresholds, as defined by sound isopleths, vary by marine mammal functional hearing group, pile size, duration of installation, and pileinstallation method (Table 2-1). Figures illustrating the maximum anticipated Level A and anticipated Level B harassment zones for the different numbers and types of piles, as well as installation methods, are provided in Figure 2-1 through Figure 2-5.

Note that the actual pile installation and removal durations may be longer or shorter than the numbers used for calculations in Table 2-1. Estimated durations of pile installation and removal methods are used to predict harassment zone sizes and are not intended to be caps or limits on these activities. It is anticipated that the actual durations will be determined based on the engineering specifications for the Project as determined by the Contractor.

For those marine mammal species for which Level B exposures have not been requested, inwater pile installation and removal will shut down immediately when the animals are sighted approaching or within the Level B zone. If a marine mammal authorized for Level B exposure is present in the Level B harassment zone, in-water pile installation and removal may continue, and a potential Level B exposure will be recorded. Pile installation by vibratory and impact methods may occur when marine mammals for which Level B exposure has been authorized are in the Level B harassment zone, whether they entered the Level B zone from the Level A zone (if relevant) or from outside the Project area. If the number of potential Level B exposures reaches the authorized limit, pile installation will be stopped as these species approach the relevant isopleths to avoid additional exposures of these species. Additionally, MMOs will alert the Project Engineer and DOT&PF if Level A or B exposures reaches 80 percent of the authorized limit.

A 30-meter minimum shutdown zone will be implemented for all species and all pile installation and removal methods to prevent direct contact and injury of marine mammals with construction equipment (Table 2-1). Shutdown zones shown in Table 2-1 have been rounded up to simplify management of monitoring.



	Pile Size						Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile Pile Size or	Piles Installed or			R	ounded L	evel A Zones a	and Minim	um Shutdowr	n Zones (m	ו)			
Activity		or Strikes per Pile	or Removed per day	LF		MF		HF			PW		ow		Zones														
							Humpback Minke W	Whale, hale	Killer Whale, White-Sided D	Pacific Oolphin	Harbor Po Dall's Po	orpoise, rpoise	Harbor	Seal	Northern Elephant Seal	Steller Sea	a Lion	All Species											
				No Level A	Take	No Level A	Take	Level A Author	Take ized	Level A Author	Take ized	No Level A Take	Level A 1 Authori	ake zed															
				Shutdown Zone to Avoid Take	Level A Zone	Shutdown Zone to Avoid Take	Level A Zone	Shutdown Zone	Level A Zone	Shutdown Zone	Level A Zone	Shutdown Zone to Avoid Take	Shutdown Zone to Avoid Take	Level A Zone															
	20 inch	30 Minutes	1 Pile	30	4	30	1	30	5	30	2	30	30	1	2 0 9 1														
Vibratory Installation	30-inch	60 Minutes	3 Piles	30	11	30	1	30	16	30	7	30	30	1	3,981														
or Removal	24- and 20-inch, and H- pile	30 Minutes	1 Pile	30	2	30	1	30	3	30	1	30	30	1	1 0 4 0														
		120 Minutes	3 piles	30	8	30	1	30	12	30	5	30	30	1	1,040														
		60 Minutes		260	259	30	19	300	298	160	157	160	30	20															
		120 Minutes		380	374	30	27	430	430	230	227	230	30	29															
DTH (Pock	30-inch	20 is sh	20 is sh	180 Minutes	Based on	470	464	40	33	540	534	290	282	290	40	35	7 452												
Socket)		240 Minutes	of DTH	550	541	40	38	630	622	330	329	330	50	41	7,435														
		300 Minutes		610	609	50	43	700	700	370	370	370	50	46															
		360 Minutes		680	671	50	47	780	771	410	408	410	60	51															

Table 2-1. Distances to Level A and B Harassment Isopleths and Shutdown Zones during Pile Installation and Removal

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	Pile Size	Pile Size				Minutes per Pile	Minutes per Pile	Piles Installed			R	ounded L	evel A Zones	and Minim	um Shutdowi	n Zones (m	n)			
Activity			ze or Strikes per Pile	or Strikes per Pile	or Strikes per Pile	or Removed per day	LF		MF		HF	:		PW		ow		Zones		
		420 Minutes		730	728	60	51	840	837	450	442	450	60	55						
		480 Minutes		790	782	60	55	900	899	480	475	480	60	59						
		540 Minutes		840	832	60	59	960	957	510	506	510	70	63						
		600 Minutes		880	880	70	62	1,100	1,012	540	535	540	70	67						
		60 Minutes		150	141	30	10	170	162	90	86	90	30	11						
		120 Minutes		210	203	30	15	240	233	130	124	130	30	16						
		180 Minutes		260	252	30	18	290	289	160	153	160	30	19						
DTH (Bock	20- and	240 Minutes		300	293	30	21	340	337	180	178	180	30	22	3 162					
Socket)	24-inch	300 Minutes		330	330	30	24	380	380	210	201	210	30	25	3,102					
		360 Minutes		370	364	30	26	420	418	230	221	230	30	28						
		420 Minutes		400	395	30	28	460	454	240	240	240	30	30						
		480 Minutes		430	424	30	30	490	487	260	258	260	40	32						
DTH (Tension	8-inch	60 Minutes		50	41	30	3	50	47	30	25	30	30	4	088					
(Tension Anchor)	8-inch	120 Minutes		60	58	30	5	70	67	40	36	40	30	5	500					

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		Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile	Minutes per Pile or	Piles Installed			R	ounded L	evel A Zones	and Minim	um Shutdowi	n Zones (n	n)			level B
Activity	Pile Size	or Strikes per Pile	or Removed per day	LF		MF		HF	:		PW		ow		Zones					
		180 Minutes		80	72	30	6	90	83	50	44	50	30	6						
		240 Minutes		90	84	30	6	100	97	60	51	60	30	7						
		300 Minutes		100	95	30	7	110	109	60	58	60	30	8						
		360 Minutes		110	105	30	8	120	120	70	64	70	30	8						
		420 Minutes		120	113	30	8	130	130	70	69	70	30	9						
		480 Minutes		130	122	30	9	140	140	80	74	80	30	10						
		ch 200 Strikes	1 pile	140	136	30	5	170	162	80	73	80	30	6						
	30-inch		2 piles	220	216	30	8	260	258	120	116	120	30	9						
			3 piles	290	283	30	11	340	337	160	152	160	30	12						
			1 pile	140	136	30	5	170	162	80	73	80	30	6						
Impact		200 Strikes	2 piles	220	216	30	8	260	258	120	116	120	30	9	1,000					
	24-, 20- inch,		3 piles	290	283	30	11	340	337	160	152	160	30	12						
	and H- pile		1 pile	60	54	30	2	70	65	30	29	30	30	3						
		50 Strikes	2 piles	90	86	30	4	110	103	50	46	50	30	4						
				3 piles	120	113	30	4	140	134	70	61	70	30	5					

Note: Actual pile installation and removal durations may be longer or shorter. Estimated durations of pile installation and removal methods are not intended to be caps or limits on these activities. It is anticipated that the actual durations will be determined based on the engineering specifications for the Project as determined by the Contractor. HF = high frequency; LF = low frequency; m = meters; MF = mid-frequency; OW = otariid in water; PW = phocid in water.





Figure 2-1. Level A Zones and 30-meter Shutdown Zone during Impact and Vibratory Pile Installation and Removal at Representative Project Components

Note: All Level A vibratory zones contained within 30-meter minimum shutdown zone. Zones less than 30 meters not shown.





Figure 2-2. Level B Harassment Zones during Pile Installation and Removal at Representative Project Components





Figure 2-3. Largest Level A Harassment Zones during DTH Installation of 8-inch Tension Anchors for 480 Minutes at Representative Project Components

Note: Zones less than 30 meters not shown.





Figure 2-4. Largest Level A Harassment Zones during DTH Installation of 20- and 24-inch Rock Sockets for 480 Minutes at Representative Project Components





Figure 2-5. Largest Level A Harassment Areas during DTH Installation of 30-inch Rock Sockets for 600 Minutes at Representative Project Components



2.2 Marine Mammal Monitoring

To minimize potential impacts of Project activities on marine mammals, MMOs will be present during all in-water pile installation and removal using impact, vibratory, and DTH methods. The MMOs' primary responsibilities will be to search for, monitor, document, and track marine mammals.

MMOs will have no other construction-related tasks or responsibilities while monitoring for marine mammals. MMOs will understand their roles and responsibilities before beginning observations. A clear authorization and communication system will be in place to ensure that MMOs and construction crew members understand their respective roles and responsibilities.

2.2.1 Positioning

A minimum of two MMOs during impact installation and a minimum of three MMOs during DTH installation or vibratory installation/removal will monitor the construction area and will be positioned at the best practical vantage point(s). Locations from which MMOs will be able to monitor for marine mammals are readily available from publicly accessible areas along the Tongass Highway and Gravina Airport Access Road. Monitoring locations will be selected by the Contractor during pre-construction. MMOs will monitor for marine mammals entering the Level B harassment zones; the position(s) may vary based on construction activity and location of piles or equipment. At least one of the monitoring locations will have the following characteristics:

- An unobstructed view of the pile being driven and
- An unobstructed view of the Level A harassment zones.

This central position will be staffed by the lead MMO, who will monitor the shutdown zones and communicate with construction personnel about shutdowns and management of take. The MMO at this location will be able to see at least a 1,100-meter radius, which exceeds the largest Level A zone, around the construction site. Walking or otherwise moving around the general construction site may be helpful for monitoring the shutdown zones in their entirety. The other MMO(s) will watch for marine mammals entering and leaving Tongass Narrows and will alert the lead MMO of the number and species sighted so that no unexpected marine mammals will approach the construction site. This will avoid and minimize Level A take of all species.

2.2.2 Daily Monitoring Protocols

At the start of each day, the Contractor(s) will hold a briefing with the Lead MMO to outline the activities planned for that day. The MMOs will begin observations 30 minutes prior to the start of pile installation/removal and continue observations for 30 minutes following completion each day. Pile installation/removal may commence when MMOs have declared the shutdown zones clear of marine mammals. In the event of a delay or shutdown resulting from marine mammals in the shutdown zones, their behavior must be monitored and documented until they leave of their own volition, at which point pile installation or removal may begin.

At least two MMOs during impact installation and at least three MMOs during DTH installation, vibratory installation or removal will be available to observe during rotating shifts of no more than 4 hours without a break and no more than 12 hours each day to prevent fatigue. While the 4-hour time limit is required by NMFS, pile driving is intermittent in nature, and it is expected that MMOs on watch will be able to take frequent breaks as needed while still maintaining sufficient coverage of the Project area.

Specific aspects and protocols of observations will include:

- If any marine mammal species not authorized for take is encountered during pile installation or removal and is likely to be exposed to Level B harassment, in-water pile installation or removal will be halted. If take occurs, contact the Project Engineer immediately so that the observation can be reported to NMFS Office of Protected Resources by the Department.
- When a marine mammal is observed, its location will be determined using tools to verify distance and heading (e.g., rangefinder, reticle binoculars, GPS, compass).
- The MMOs will record any authorized cetacean or pinniped present during monitoring and the harassment zone within which it is located, if applicable. The harassment zones are described in Table 2-1 and shown on Figure 2-2 through Figure 2-5.
- Ongoing in-water pile installation and removal may be continued during periods when conditions such as low light, high sea state, fog, ice, rain, glare, or other conditions prevent effective marine mammal monitoring of the entire Level B harassment zone.
 MMOs will continue to monitor the visible portion of the Level B harassment zone throughout the duration of pile installation and removal.
- If waters exceed a sea state that restricts the MMOs' abilities to make observations within the Level A harassment zones (e.g., heavy rain, excessive wind or fog), pile installation and removal will cease. Pile driving will not be re-initiated until the entire relevant Level A harassment zones are visible.
- If zones are unable to be monitored for a period of 30 minutes or more due to environmental conditions, MMO breaks, or other circumstances, the 30-minute observation period prior to pile installation or removal will need to be completed again.

2.3 Mitigation Measures for In-water Pile Installation and Removal

DOT&PF intends to implement the general monitoring approach that was analyzed in the Project BiOp and the *Federal Register* Notice of Proposed IHA. DOT&PF also intends to adhere to the monitoring and mitigation measures as outlined in the final BiOp, Incidental Take Statement, and IHA. The complete list of required avoidance, minimization, and mitigation measures can be found in the Project IHA. Avoidance and minimization measures described here include soft starts, establishment of shutdown zones, and marine mammal monitoring. To minimize the effects of in-water pile installation and removal on marine mammals, the following measures will be observed:

- Pile installation, proofing, and removal will occur only during daylight hours, when visual monitoring of marine mammals can be conducted.
 - Daylight hours, for the purposes of monitoring, are defined as the time between civil dawn and civil dusk. Exact times for civil dawn and dusk for various locations can be found online.
- A 30-meter shutdown zone will be implemented for all species and all pile installation and removal methods to prevent direct contact and injury of marine mammals with construction equipment.
- Shutting down pile installation or removal when a marine mammal is approaching or observed within a defined shutdown zone will be used to avoid exposure.

- If a marine mammal authorized for Level B exposure is present in the Level B harassment zone, in-water pile installation and removal may continue, and a Level B exposure will be recorded. Pile installation may occur when these species are in the Level B harassment zone, whether they entered the Level B zone from the Level A zone (if relevant) or from outside the Project area.
- If Level A or Level B exposure for a species reaches the authorized limit, pile installation and removal will be stopped as individuals of this species approach the relevant zones to avoid additional exposure of this species.
 - The Project Engineer will be alerted immediately if a potential unauthorized Level A take occurs.
 - The Project Engineer will be alerted immediately if authorized Level A or Level B exposure for a species reaches 80 percent of the authorized limit.
- For those marine mammal species for which Level B exposure has not been requested, in-water pile installation and removal will shut down before they enter the Level B harassment zone to avoid unauthorized Level B exposure.
- If a marine mammal is entering or is observed within an established shutdown zone, pile installation and removal must be halted or delayed. Pile driving may not commence or resume until either the animal has voluntarily left and been visually confirmed beyond the shutdown zone or 15 minutes have passed without subsequent detections of the animal.
- For impact pile installation, the Contractor will provide an initial set of three strikes from the impact hammer at reduced energy, followed by a 1-minute waiting period and then two subsequent three-strike sets. This soft start will be applied prior to the beginning of pile installation each day or after an impact hammer has been idle for more than 30 minutes. No vibratory soft start is required.
- If a marine mammal is present within the Level A harassment zone, ramping up will be delayed until the animal leaves the Level A harassment zone. Ramping up and pile installation or removal will begin only after the MMO has determined, through sighting, that the animal has moved outside the Level A harassment zone.
- If a marine mammal authorized for exposure is present in the Level B harassment zone, ramping up may begin, and a potential Level B exposure will be recorded. Ramping up may occur when these species are in the Level B harassment zone, whether they enter the Level B zone from the Level A zone or from outside the Project area.
- If a marine mammal is present in the Level B harassment zone, the Contractor may elect to delay ramping up to avoid a Level B exposure. To avoid a Level B exposure, ramping up will begin only after the MMO has determined, through sighting or if 15 minutes has passed without a re-sighting, that the animal has moved outside the Level B harassment zone.
- No vibratory ramping up is required.
- If a marine mammal approaches within 10 meters of a Project vessel (e.g., barge, tugboat), the vessel shall reduce speed to the minimum level required to maintain safe steerage and working conditions until the marine mammal is at least 10 meters away from the vessel.

- The Level A harassment zones for each pile will be monitored and implemented according to pile size, type, duration of installation, installation method, and functional hearing group as analyzed in the project BiOp and *Federal Register* Notice of Proposed IHA.
- The Level B harassment zone for each pile will be monitored and implemented according to pile size, type, and installation method as outlined in the BiOp and *Federal Register* Notice of Proposed IHA.
- A minimum of two MMOs during impact installation and a minimum of three MMOs during DTH installation or vibratory installation/removal. MMO teams will be staffed as needed (more or fewer MMOs) to effectively monitor the exposure zones.

3 MARINE MAMMAL OBSERVER QUALIFICATIONS

All MMOs will undergo project-specific training in monitoring, data collection, and mitigation procedures specific to the Project. This training will also include communication protocols.

Marine mammal monitoring will be conducted by two or more MMOs who meet or exceed the minimum qualifications identified by NMFS in the final IHA. These include the following:

- MMOs will be independent observers (i.e., not construction personnel).
- One MMO will be designated as the lead MMO or monitoring coordinator. The lead MMO must have prior experience working as an observer.
- Other observers may substitute education (undergraduate degree in biological science or related field) or training for experience.
- MMOs must have:
 - Experience or training to conduct field observations and collect data according to assigned protocols.
 - Experience or training in the field identification of marine mammals, including the identification of behaviors.
 - Sufficient training, orientation, or experience with construction operations to provide for personal safety during observations.
 - Lead MMOs must have writing skills sufficient to prepare a report of observations, including, but not limited to:
 - The number, species, and behavior of marine mammals observed;
 - Dates and times when in-water pile installation and removal were conducted; and
 - Dates and times when in-water pile installation and removal were suspended to avoid potential harassment of marine mammals observed within the harassment zones
 - The ability to communicate orally, by radio, or in person with Project personnel to provide real-time information on marine mammals observed in the area.

All MMOs must be capable of spotting and identifying marine mammals and documenting applicable data during all types of weather, including rain, sleet, snow, and wind. At a minimum, all MMOs will have or meet the following qualifications:

- MMOs will be independent observers not engaged in construction activities.
- MMOs' visual acuity (correction is permissible) will be sufficient to allow detection and identification of marine mammals at the water's surface; use of binoculars may be necessary to correctly identify a sighting to species.
- MMOs will demonstrate ability to conduct field observations and collect data according to assigned protocols (this may include academic training and/or previous field experience).
- MMOs will have documented marine mammal monitoring experience or training, or an undergraduate degree in biological science or a related field. Project-specific training for

this Project will meet the training requirement if the MMO has experience identifying marine mammals to species.

- MMOs will have sufficient training, orientation, or experience with construction operations to provide for personal safety during observations.
- MMOs will have the ability to communicate orally, by radio or in person, with project personnel about marine mammals observed in the area.
- MMOs will have the ability to collect the required marine mammal observation data as detailed in Section 4.

A designated Lead MMO will always be on-site and will remain responsible for implementing the Monitoring Plan for in-water pile installation and removal for the Project.

The Lead MMO must have education and experience that demonstrate qualifications to serve as the lead, including the following minimum requirements:

- Education in wildlife observation techniques from a university, college, or other formal education program;
- Writing skills sufficient to prepare daily activity logs and monthly and final reports; and
- Previous professional marine mammal observation experience during construction.

MMO curricula vitae (CVs) will be submitted to NMFS for approval prior to the onset of pile driving. NMFS will review submitted MMO CVs and indicate approval as warranted. Approval must be granted by NMFS within 7 days; if no notice is received from NMFS with 7 days, it will be considered tacit approval.

4 DATA COLLECTION

4.1 Environmental Conditions and Construction Activity

MMOs will use the environmental conditions and construction activities log to document environmental conditions, types of construction activities, and other human activity in the area (Attachment 2). Environmental conditions will be recorded at the beginning and end of every monitoring period and at every half hour or as conditions change. Data collected will include MMO names, location of the observation station, time and date of the observation, weather conditions, air temperature, sea state, cloud cover, visibility, glare, tide, and ice coverage (if applicable).

MMOs will record the time that observations begin and end as well as the durations of shutdowns and delays. MMOs will document the reason(s) for stopping work, time of shutdown, and type of pile installation or other in-water work taking place. MMOs will document other, non-Project-related activities that could disturb marine mammals in the area, such as the presence of large and small vessels. Additionally, all communications between MMOs and the construction crew will be documented.

Data concerning environmental conditions, marine mammal sightings, and mitigation measures will be entered into a spreadsheet. Each data entry will be checked for quality assurance and quality control (QA/QC). Upon request, the data will be submitted to NMFS along with the final monitoring report.

4.2 Sightings

Each marine mammal observation will be documented on a paper or electronic Marine Mammal Sighting Form consisting of a data page/table and a schematic map of the location of the observed animal (Attachment 1). Sightings data will include start and end times of each sighting; species; number of individuals; sex and age class, if possible; behavior and movement; distances from Project activities to the sighting; initial and final heading of the animal; type of inwater activity at the time of sighting; and if and when Project activities were stopped in response to the sighting (Table 4-1). MMOs will record whether no exposures occurred or a potential Level A and/or Level B exposure occurred, including the number of marine mammals and species potentially exposed. To the extent practicable, the MMOs will record behavioral observations that may make it possible to determine if the same or different individuals are exposed as a result of Project activities over the course of a single day. When marine mammals are sighted, MMOs should delegate responsibilities so that one or more MMOs continue to scan the water to identify other marine mammals that may enter the area while another MMO continues to monitor and track the first sighting.

Table 4-1.	Data	Attributes	and	Definitions
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Data Attribute	Attribute Definition and Units Collected
Start and end times of monitoring period	Time that monitoring by MMOs/PSOs began and ended, without interruption
Environmental Conditions	
Weather conditions	Dominant weather conditions, collected every 30 minutes: sunny (S), partly cloudy (PC), light rain (LR), steady rain (R), fog (F), overcast (OC), light snow (LS), snow (SN)
Wind speed	In knots
Wind direction	From the north (N), northeast (NE), east (E), southeast (SE), south (S), southwest (SW), west (W), northwest (NW)
Wave height	Calm, ripples (up to 4 inches), small wavelets (up to 8 inches), large wavelets (up to 2 feet), small waves (up to 3 feet), moderate waves (up to 6 feet), large waves (up to 9 feet)
Cloud cover	Amount of cloud cover (0–100%)
Visibility	Maximum distance at which a marine mammal could be sighted
Glare	Amount of water obstructed by glare (0–100%) and direction of glare (from south, north, or another direction)
Tide	Predicted hourly data information gathered from National Oceanic and Atmospheric Administration will be available on-site
Construction and Communica	tion Activities
Time of event	Time that construction activities and all communications between MMOs/PSOs and construction crews take place
Type of construction activity	Type of construction activity occurring, including ramp-up, startup, shutdown, and type of pile installation technique
Communication	Information communicated between MMOs/PSOs and construction crew
Marine Mammal Sighting Data	
Time of initial and last sightings	Time the animals are initially and last sighted
Species	Species (use unidentified mysticete, odontocete, cetacean, or pinniped if unknown); sex and age class, if possible
Number of individuals	Minimum and maximum number of animals counted; record the count the MMO believes to be the most accurate (i.e., best estimate)
Sex and age, if possible	Generally, numbers of females with pups or calves
Initial and final heading	Direction animals are headed when initially and last sighted
In-water construction activities at time of sighting	Types of construction activities occurring at time of sighting and mitigation measures implemented
Distance from marine mammal to construction activities	Distance from marine mammal to construction activities when initially sighted, at closest approach to activities, and at final sighting (include location relative to monitoring and shutdown zones)
Commercial activities at time of sighting	Description of nearby commercial or anthropogenic activities occurring at time of sighting not associated with the Project
Behavior	Behaviors observed; indicate primary and secondary behaviors
Change in behavior	Changes in behavior; indicate and describe
Group cohesion	Orientation of animals within the group and the distance between animals

Notes: MMO = Marine Mammal Observer; PSO = Protected Species Observer.
4.3 Equipment

The following equipment and information will be required on-site for marine mammal monitoring:

- Portable radios for the MMOs to communicate with the Construction Contractor point of contact and other MMOs, or cellular phones and phone numbers for all MMOs and the Construction Contractor point of contact
- Daily tide tables
- Hand-held binoculars (7X or better) with built-in rangefinder or reticles
- Rangefinder
- Paper data forms or electronic data collection system (e.g., Toughbook or iPad) and backup paper forms
- Large (11- by 17-inch or similar) waterproof maps of the Project area and monitoring zones

4.4 Quality Assurance and Quality Control

Electronic data collection or paper data sheets will be QA/QC'd by the Lead MMO at the end of each monitoring day. No cells or information will be left blank. If information is not available or not applicable, the field will be populated with an "NA" or dash. The data will also be QA/QC'd once it is entered electronically.

4.5 Marine Mammal Monitoring Data Management

All marine mammal monitoring data will be entered into and stored in an electronic database or spreadsheet. The database or spreadsheet will be set up and structured for easy access and management of data and will be used to develop the marine mammal monitoring report. An electronic copy of the data spreadsheet will be available to NMFS upon request.



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5 REPORTING

5.1 Notification of Intent to Commence Construction

DOT&PF will inform the NMFS Office of Protected Resources and the NMFS Alaska Region Protected Resources Division 1 week prior to commencing pile installation and removal ([analyst contact info placeholder]).

5.2 Reporting

During construction, MMOs/PSOs will maintain daily activity logs that include the following information:

- Time that each monitoring period begins and ends
- Prevailing environmental conditions
- In-water construction activities occurring during each monitoring period (including number, type, and size of piles)
- Indication of whether marine mammals were sighted

Within 90 days of the completion of the project, DOT&PF will submit to the NMFS Office of Protected Resources (Silver Spring, MD) a draft final report of all monitoring conducted during the Project. Within 30 days of receiving comments from NMFS on the draft final report, DOT&PF will submit the final report to NMFS.

To the extent practicable, the MMOs will record behavioral observations that may make it possible to determine if the same or different individuals are being "taken" (or exposed) as a result of Project activities over the course of a day.

The monitoring reports will include a description of the monitoring protocol, a summary of the data recorded during monitoring, and an estimate of the number of marine mammals that may have been harassed, including the total number extrapolated from observed animals across the entirety of relevant monitoring zones. The data will include:

- Dates and times of monitoring and total number of days and hours of observations
- Weather and water conditions during each monitoring period
- Locations of observation stations used and dates/times when each location was used
- Numbers, species, group sizes, dates/times, and locations of marine mammals observed
- Sex and age classes of marine mammals observed, if possible
- Distances to marine mammal sightings relative to construction location(s), including closest approach to construction activities
- Details of all recorded marine mammal exposures, including the species, number of individuals, date/time, location, and type of pile installation/removal occurring at the time of exposure
- Descriptions of observable marine mammal behavior in the Level A and Level B harassment zones

- Times of shutdown and delay events, including when work was stopped and resumed due to the presence of marine mammals or other reasons
- Descriptions of the type and duration of any pile installation work occurring and soft start procedures used while marine mammals were being observed
- Description of all non-Project-related human activities in the area
- Details of all shutdown and delay events and whether they were due to the presence of marine mammals, inability to clear the hazard area due to low visibility, or other reasons
- Tables, text, and maps to clarify observations

5.3 Notification of Injured or Dead Marine Mammals

In the unanticipated event that the specified activity (pile installation and removal) clearly causes the exposure of a marine mammal for which authorization has not been granted, such as a serious injury or mortality, DOT&PF will immediately cease pile installation and removal and report the incident to the NMFS Office of Protected Resources (301-427-8401), the NMFS Alaska Region Protected Resources Division (907-271-5006), and the NMFS Alaska Regional Stranding Coordinator (907-271-3448) or hotline (1-877-925-7773).

The report will include the following information:

- Time, date, and location (latitude/longitude) of the incident
- Detailed description of the incident
- Description of vessel involved (if applicable), including the name, type of vessel, and vessel speed before and during the incident
- Status of all sound source use in the 24 hours preceding the incident
- Environmental conditions (wind speed and direction, wave height, cloud cover, and visibility)
- Description of marine mammal observations in the 24 hours preceding the incident
- Species identification, description, condition, and fate of animal(s) involved
- Photographs or video footage of animal(s) or equipment (if available)

Pile installation and removal shall not resume until NMFS is able to review the circumstances of the prohibited exposure. NMFS shall work with DOT&PF to determine what is necessary to minimize the likelihood of further prohibited exposures and ensure MMPA compliance. DOT&PF may not resume pile installation and removal until notified by NMFS' MMPA program via letter, email, or telephone.

In the event that DOT&PF discovers an injured or dead marine mammal and the Lead MMO determines that the cause of the injury or death is unrelated to the Project, DOT&PF will immediately report the incident to the Alaska Regional Stranding hotline (877-925-7773).

The report will include any applicable information listed above. Activities may continue while NMFS reviews the circumstances of the incident. NMFS will work with DOT&PF to determine whether modifications to the activities are appropriate.

6 LITERATURE CITED

- NMFS (National Marine Fisheries Service). 2018. Technical Guidance for Assessing the Effects of Anthropogenic Sound on Marine Mammal Hearing (Version 2.0): Underwater Thresholds for Onset of Permanent and Temporary Threshold Shifts, 2018 Revision. U.S. Department of Commerce, NOAA. NOAA Technical Memorandum NMFS-OPR-59.
- NMFS. 2023a. Incidental Harassment Authorization Tongass Narrows Project (2023). U.S. Department of Commerce, National Oceanic and Atmospheric Administration, NMFS, Silver Spring, MD. Date.
- NMFS. 2023b. Endangered Species Act Section 7(a)(2) Biological Opinion for Construction of the Tongass Narrows Project (2023). NMFS Consultation Number: AKRO-XXXX. Date.



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Auke Bay East Terminal Improvements Project | Marine Mammal Monitoring and Mitigation Plan Alaska Department of Transportation & Public Facilities

ATTACHMENT 1: EXAMPLE DATA FORMS

Project:		Sighting #:									
Date:	Obser	(1st sightin	ng of the da	ay is Sighti	ng#: 1)						
Time (military)	Species (circle)	Dista (animal to	nce o activity)	Number of Animals		Number of Animals in Each Class (if possible)					
Initial Sighting Time Final	Steller Sea Lion Harbor Seal	Initial Distance		Min Count		Adults		Calves/ Pups			
Sighting Time Time Entered H-Zone B	Harbor Porpoise Dall's Porpoise	Closest Distance		Max Count		Juveniles		Unkn. Age			
Time Exited H-Zone B Time Entered	Killer Whale Humpback	Final Distance		Best Count		Male		Female			
H-Zone A Time Exited H-Zone A	Fin Whale Gray Whale Minke Whale					Unknown Sex					
	other:										
Behavior of Marine Mammal check all observed behaviors; place a 1 next to primary, 2 next to secondary activity Indicate any changes in behavior in the Additional Information section									y): 		
Group Cohesion (Orientation of animals within the group and the approx. distance between animals) :											
Project Activities and Harassment Zone Entered Harassment Zone A? Y or N Entered Harassment Zone B? Y or N In-Water Work was occuring at initial sighting? Y or N List In-water Activites:											
SHUT DOWN or DELAYED from to (time) NO SHUT DOWN, EXPLANATION REQUIRED :											
Describe Commerical Activities (# and type of vessels offloading at sea food processing dock, traveling by, refueling at dock):											
Additional Information (include more detailed information on behavior):											

Marine Mammal Sighting Form

Draw locations on hardcopy map



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Daily Environmental Conditions, Construction, and Communication Activity Log

Page _____ of _____

Project: Location:							Loca	ation:	Observer(s): Date:				
Environmental Conditions (Recorded every 30 minutes or as conditions change)								ditions conditions change)	Construction and Communication Activities (include all start up and shut-down activities and all communication to construction crew)				
Time	Weather Conditions	Wind Speed	Wind Direction	Beaufort Sea State	Glare (%)	Visibility (m)	Cloud Cover (%)	Comments	Time	Type of Construction Activity (Ramp up, Startup, shutdown, type of pile driving)	Communication/Comments		
	2												
0													
Weathe Beaufor ft (6) lar	Weather Conditions: (S) Sunny, (PC) Partly Cloudy, (L) Light Rain, (R) Steady Rain, (F) Fog, (OC)Overcast, (LS) Light Snow, (SN) Snow Beaufort Scale: (0) Calm (1) ripples- up to 4 in (2) small wavelets- up to 8 in (3) large wavelets- up to 2 ft, (4) small waves- up to 3 ft (5) moderate waves- up to 6 ft (6) large waves- up to 9 ft												