

**From:** [Meredith Griffin](#)  
**To:** [Peggy Fry](#)  
**Subject:** FW: Fwd: RE: WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE  
**Date:** Wednesday, February 06, 2013 8:20:42 AM

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**From:** Joseph Incardine [mailto:jincardi@blm.gov]  
**Sent:** Monday, February 04, 2013 11:26 PM  
**To:** KDepukat@blm.gov; Ellen Carr; Meredith Griffin  
**Subject:** Fw: Fwd: RE: WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE

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**From:** [REDACTED]  
**Sent:** Monday, February 04, 2013 10:00 PM  
**To:** [mpool@blm.gov](mailto:mpool@blm.gov) <[mpool@blm.gov](mailto:mpool@blm.gov)>; [jvelasco@blm.gov](mailto:jvelasco@blm.gov) <[jvelasco@blm.gov](mailto:jvelasco@blm.gov)>; [nkornze@blm.gov](mailto:nkornze@blm.gov) <[nkornze@blm.gov](mailto:nkornze@blm.gov)>; [jhlin@blm.gov](mailto:jhlin@blm.gov) <[jhlin@blm.gov](mailto:jhlin@blm.gov)>; [rojda@azland.gov](mailto:rojda@azland.gov) <[rojda@azland.gov](mailto:rojda@azland.gov)>  
**Cc:** [stump-web@azcc.gov](mailto:stump-web@azcc.gov) <[stump-web@azcc.gov](mailto:stump-web@azcc.gov)>; [vhickman@azland.gov](mailto:vhickman@azland.gov) <[vhickman@azland.gov](mailto:vhickman@azland.gov)>; [debra.scordato@azag.gov](mailto:debra.scordato@azag.gov) <[debra.scordato@azag.gov](mailto:debra.scordato@azag.gov)>; [jincardi@blm.gov](mailto:jincardi@blm.gov) <[jincardi@blm.gov](mailto:jincardi@blm.gov)>; [dgodfrey@blm.gov](mailto:dgodfrey@blm.gov) <[dgodfrey@blm.gov](mailto:dgodfrey@blm.gov)>; [Joy.Hernbrode@azag.gov](mailto:Joy.Hernbrode@azag.gov) <[Joy.Hernbrode@azag.gov](mailto:Joy.Hernbrode@azag.gov)>; [medelman@azland.gov](mailto:medelman@azland.gov) <[medelman@azland.gov](mailto:medelman@azland.gov)>; [cvencill@azland.gov](mailto:cvencill@azland.gov) <[cvencill@azland.gov](mailto:cvencill@azland.gov)>; [kdepukat@blm.gov](mailto:kdepukat@blm.gov) <[kdepukat@blm.gov](mailto:kdepukat@blm.gov)>; [JAdams@azland.gov](mailto:JAdams@azland.gov) <[JAdams@azland.gov](mailto:JAdams@azland.gov)>  
**Subject:** Fwd: RE: WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE

[REDACTED]

[REDACTED]

--- Begin forwarded message:

**From:** [REDACTED]  
**To:** <[jincardi@blm.gov](mailto:jincardi@blm.gov)>, <[dgodfrey@blm.gov](mailto:dgodfrey@blm.gov)>, <[sunvalley-morgan@blm.gov](mailto:sunvalley-morgan@blm.gov)>  
**Cc:** <[mpool@blm.gov](mailto:mpool@blm.gov)>, <[stump-web@azcc.gov](mailto:stump-web@azcc.gov)>, <[vhickman@azland.gov](mailto:vhickman@azland.gov)>, <[debra.scordato@azag.gov](mailto:debra.scordato@azag.gov)>, <[jvelasco@blm.gov](mailto:jvelasco@blm.gov)>  
**Subject:** Fwd: RE: WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE  
**Date:** Mon, 4 Feb 2013 20:07:33 -0800

Hello Joe-----

Based on the information below-----from the Peoria City Attorney-----  
Hope you did all of this and if you did---or the developers did what they are required to do and did --

and if they did-----please provide us the details and information-copies of-----IF NOT NEW HEARINGS FOR THIS ISSUE AND ALL THE OTHER ISSUES WE HAVE RAISED THAT YOU DID NOT PROVIDE AT ANY PUBLIC HEARINGS OR EVEN NOW THESE LAST FEW MONTHS WE HAVE BEEN ASKING FOR THEM, AND NOW WE HAVE TO ASK THE DEPARTMENT OF INTERIOR FOR THE INFORMATION OF WHAT THE DEVELOPERS DID AND DID NOT FILE. ??????????

SUGGEST YOU AND MR. GODFREY CONTACT THE DEPARTMENT OF INTERIOR BLM TO SEE IF THE DEVELOPERS FILED ANYTHING REGARDING THE SOUTH SIDE AND THE DESERT TORTOISE AND ITS HABITAT --ALSO OTHER ANIMAL AND PLANT SPECIES WHICH YOU ARE REQUIRED BY LAW TO PROTECT THIS WAS YOUR RESPONSIBILITY FROM DAY ONE AND TO PRESENT IN PUBLIC HEARINGS YOU DID NOT.

AND IF YOU WANT TO SAY YOU ARE NOT INVOLVED WITH PRIVATE LAND-I WOULD SUGGEST THAT IS NOT TRUE AS THE BLM MADE A LAND SWAP SOME YEARS AGO WITH THESE SAME DEVELOPERS----FOR A PAY BACK---- WHICH WE STILL KNOW NOTHING ABOUT-----BUT KNOWING THIS LAND ON THE SOUTH SIDE WILL BE FULLY DESTROYED-THE BLM CAN NOT ALLOW THESE TOWERS--THEY--APS-- HAVE OPTIONS-YOUR WORDS JOE. AND YOU FORCED --THE BLM FORCED A PRIVATE BUILDER TO BUY LAND AND OTHER THINGS FOR THE DESERT TORTOISE AND ITS HABITAT-WHAT ELSE ARE WE MISSING.

YOU HAVE TO PROTECT THE NORTH SIDE AND REFUSE USE OF THIS BLM LAND -AS YOU DID ONCE BEFORE-----TO PROTECT THESE AND OTHER SPECIES THAT ARE ENDANGERED AS YOU ARE REQUIRED TO BY LAW.

THERE IS SO MUCH INFORMATION MISSING, LIED ABOUT, HIDDEN AND THINGS NOT DONE PROPERLY AND ACCORDING TO LAW-----IT IS MIND BOGGLING

YOU HAVE NO CHOICE BUT TO HAVE NEW HEARINGS, EXTEND THE COMMENT PERIOD AND OR REFUSE USE OF BLM LAND TO THE NORTH OF RTE 74.

regards,

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--- Begin forwarded message:

From: Steve Kemp <[Steve.Kemp@peoriaaz.gov](mailto:Steve.Kemp@peoriaaz.gov)>

To: █

Subject: RE: WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE

Date: Mon, 4 Feb 2013 15:56:52 -0700

Dear Mr. █: Arizona law does not require an Environmental Impact Study or Analysis for

private land. The developer is required to determine if there is any historic sites on the land. If there are protected species on the land, developer may be required to provide the US Department of the Interior with a mitigation plan on how they will be protected. That is between the developer and the department of the interior. The City may not have such a study unless the lands have been designated under our desert conservation ordinance. You can contact Mr. Jacques to see if such designation exists.

**Steve Kemp, City Attorney**  
**City of Peoria, Arizona**  
**(623) 773-7330**  
[Steve.kemp@peoriaaz.gov](mailto:Steve.kemp@peoriaaz.gov)

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**From:** [REDACTED]  
**Sent:** Wednesday, January 30, 2013 5:50 AM  
**To:** Steve Kemp; Lisa Neely  
**Cc:** [jincardi@blm.gov](mailto:jincardi@blm.gov); [dgodfrey@blm.gov](mailto:dgodfrey@blm.gov)  
**Subject:** WAS AN EIS STUDY DONE REGARDING THE ENDANGERED PROTECTED DESERT TORTOISE

Hello,

Was an EIS study-----Environmental Impact Study done for the property just north of present day Vistancia going north to RTE 74 --encompassing the properties of Saddleback Heights and the new Vistancia???????? This would include all properties of Diamond ventures and Sun Belt Holdings running along the south side of RTE 74 and all property south ----east and west-----to Blackstone and present day Vistancia.????????????

Please provide a copy of the complete EIS done by the City of Peoria and / or the developers and land owners and if it was filed with the United States Government regarding the desert tortoise as an endangered species and is protected by the Federal government and the agencies responsible.

Also-----was this EIS study===if done----- shared with the BLM offices both locally, in Utah and in Washington D.C. ---and if it was -when and to whom and what offices.....???? If not done and was not shared a simple no will suffice

thank you

