

UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

OKANOGAN-WENATCHEE NATIONAL FOREST LEAVENWORTH, WASHINGTON ORDER NO: 06-17-07-17-05

EMERGENCY ROAD & TRAIL CLOSURES

Pursuant to 16 USC § 551 and 36 CFR § 261.50 (b), the following acts are prohibited upon certain National Forest System Roads and Trails on the Wenatchee River Ranger District within the Okanogan-Wenatchee National Forest as described below and shown in Exhibit "A". This Order will be effective beginning July 11, 2018 until December 31, 2018.

PROHIBITION:

- 1. USE BY ANY TYPE OF TRAFFIC ON NATIONAL FOREST SYSTEM ROADS listed below and shown on Exhibit "A" [36 CFR 261.54(b)]
- 2. BEING ON ANY NATIONAL FOREST SYSTEM TRAILS listed below and shown on Exhibit "A" [36 CFR 261.55(a)]

CLOSED NATIONAL FOREST SYSTEM ROADS AND TRAILS:

For the purposes of this order, any type of travel is prohibited on the following Forest Service Roads (FSR) and Forest Service System Trails due to fire

- Forest Service Road (FSR) 7200 beginning at the Junction with FSR 124, (T.23N, R18E, Sec.28). South to the junction with FSR 140 (T.22N, R.18E, Sec. 4) continuing west northwest on FSR 140 to the junction with FSR 7200 & 250, (T. 23N, R.17E, Sec.6) continuing Northwest on FSR 7204 to the junction with State Highway 97. (T.23N, R.17E, Sec. 36)
- Forest Service Road (FSR) 7104 beginning at the confluence of Poison Creek and Sand Creek (T. 23N, R.18E, Sec.6) in its entirety.
- Forest Service Trail No, 1223 (Red Hill) beginning at the Trailhead (T.18N., R.18E., Sec,2) to the junction with Forest Service Trail No.1223.1 (T. 18N., R.18E., Sec.13)
- Forest Service Trail No. 1221 (Red Devil) beginning at Red Hill Trailhead (T.18N, R.18E, Sec.2) south to Devils Gulch Trailhead (T.22N, R.18E, Sec.18)

See map attached as Exhibit A.

EXEMPTIONS:

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Pursuant to 36 CFR § 261.50(e), the following persons are exempt from this order:

- 1. Persons with a permit specifically authorizing the otherwise prohibited act or omission.
- 2. Any Federal, State, or local officer, or member of any organized rescue or fire fighting force in the performance of an official duty.

This prohibition is in addition to the general prohibitions in 36 C.F.R. Part 261, Subpart A.

Executed in Wenatchee, Washington this \ day of July, 2018.

MICHAEL R.WILLIAMS

Forest Supervisor

Okanogan-Wenatchee National Forest

Violations of this prohibition is punishable as a Class B Misdemeanor, by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both (16 USC § 551; 18 USC § 3559 and 18USC § 3571).

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Assessment of Need and Enforcement Plan

<u>Prohibition Objective:</u> The closure of roads and trails prohibit all motorized public access and is necessary to ensure public health and safety.

<u>Public Notification Plan:</u> Information associated with the closure will be made available to the public through media releases, partner organizations, and at Forest Service offices. The affected area will be posted with signs indicating the road is closed to public entry.

Enforcement Plan:

Action	Responsible Official	<u>Date</u>
Prepare proposed order		iei
	Wenatchee River District Ranger	
Review proposed order (Law Enforcement)		
	Patrol Captain	
Approve proposed order		
	Forest Supervisor	Ju/2018
Post order in accordance with 36 CFR 261.51	Division magnitude	7 51
	District Staff Officer and Staff	
Prepare news release for local media describing the order and management objectives		
	Public Affairs Officer	2
District staff will be responsible for the management and enforcement of this closure. Any enforcement actions will be within normal policies and procedures established by the LEI Patrol		
Captain for the zone.	District Staff	

CIVIL RIGHTS IMPACTS ANALYSIS

UNITED STATES DEPARTMENT OF AGRICULTURE

Forest Service

Okanogan-Wenatchee National Forest Wenatchee River Ranger District CIVIL RIGHTS IMPACT ANALYSIS

ORDER NO: 06-17-07-18-05

<u>Prohibited Act:</u> Using motorized wheeled vehicle on closed Forest Service road. Entering into or being upon National Forest System Lands within the Fire Closure Area or being on any closed road or trail.

Purpose

The purpose for developing a civil rights impact analysis is to provide the Forest Service decision maker information concerning potential civil rights impacts of the proposed action. Civil rights impacts are those which could affect the agency's ability to ensure equal opportunity in employment and in delivery of programs and services.

Favorable Impacts

The proposed action would:

- Prohibitions provide resource protection and protect public health and safety from unacceptable activities on National Forest System lands. (See this Order Number 06-17-04-18-05 for a list of all prohibited acts that are being incorporated into this closure order. This order would be posted on the ground along with regulatory signs, where applicable.)
- Allow for wildfire suppression, containment and restoration activity to proceed unimpeded by the presence of members of the public.
- Enhance Forest visitor safety.
- Ensure consistency with policy by ensuring OGC review and FSH direction is followed.

Unfavorable Impacts

The proposed action would:

• Restricts some activities on the National Forest System lands pertaining to occupancy.

Mitigation Measures

No mitigation measures are proposed because the purpose of this order is to prevent activities that create unreasonable resource damage or threaten public health and safety.

Social Impacts

The proposed action does not impose any unreasonable adverse impacts on the civil rights of any individuals because the closure catagories are of general applicability. Other areas within the National Forest system lands, including wilderness areas, would still be available for use. The overall benefits are reasonable, as compared to the unfavorable impacts.

Net Civil Rights Impact

No net negative Civil Rights Impacts because the closure catagories are general in applicability.

MICHAEL R. WILLIAMS

Forest Supervisor

Okanogan-Wenatchee NF

215 Melody Lane Wenatchee, WA 98801 TTY (509) 664-9201 Voice (509)664-9200

July 11, 2018

MEMORANDUM

FROM:

MICHAEL R. WILLIAMS

FOREST SUPERVISOR

TO:

FILE

SUBJECT:

Public Safety Closure Order Justification, Wenatchee River Ranger District

FILE CODE:

1950

ORDER NO: 06-17-07-18-05

The intent of this memorandum is to describe the need for a temporary closure of National Forest Lands and associated National Environmental Policy Act (NEPA) compliance.

BACKGROUND AND NEED:

Little Camas Fire started on July 5th. Trail and road closures are necessary for Public and Firefighter Safety.

The roads and trails in the vicinity of the fire would be closed to all traffic except for administrative use. The temporary order would be pursuant to 36 CFR § 261.54(b) and 36 CFR § 261.55(a).

SCOPING:

Information associated with the closure will be made available to the public through media releases, and at Forest Service offices. This closure will be posted at all closed and barricaded roads. FSR 7200 will have two road guards at each entry point, and all trailheads accessing closed trails will be posted.

REASONS FOR CATEGORICALLY EXCLUDING THE ACTION:

Based on a review of the proposed order and consultation with the District and Forest resource specialists, I have concluded that this decision may be categorically excluded from documentation in an Environmental Impact Statement (EIS) or Environmental Assessment IEA) under the National Environmental Policy Act.

This action falls within the category identified in 36 C.F.R. § 220.6(d)(1) - prohibitions to provide short-term resource protection or to protect health and safety – and does not require





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documentation in a decision memo, decision notice, or record of decision. Pursuant to 36 C.F.R. § 25.12(f), this decision is not subject to administrative appeal. I have determined that there are no extraordinary circumstances associated with this temporary closure and procedures for legal notice and opportunity to comment (36 CFR 215.4) do not apply to this project. Implementation of the decision may begin immediately.

MICHAEL R. WILLIAMS

Forest Supervisor

Okanogan-Wenatchee NF

