



File Code: 1570

Date: March 15, 2006

Mr. Marc Fink
Attorney
Forest Service Employees for Environmental Ethics
4515 Robinson Street
Duluth, MN 55804

Dear Mr. Fink:

I received your January 27, 2006, appeal, filed on behalf of Forest Service Employees for Environmental Ethics (FSEEE) and Glen Ith. You appealed the Tongass National Forest Supervisor's Decision Notice and Environmental Assessment for the Overlook Project Area on the Petersburg Ranger District.

On March 13, 2006, the Tongass Forest Supervisor signed a letter withdrawing the Decision Notice and Finding of No Significant Impact for the Overlook Project Area (copy of March 13 letter enclosed). Therefore, I am dismissing the appeal pursuant to 36 CFR 215.16(a)(7).

The record indicates that Glen Ith submitted comments on the Overlook Project during the 30-day comment period set forth at 36 CFR 215.6. However, there is no documentation in the record indicating that FSEEE provided comments during this 30-day comment period. In order to be eligible to file an appeal, individuals and organizations must submit substantive written or oral comments during the 30-day comment period [36 CFR 215.13(a)].

This is the final determination of the Department of Agriculture with respect to your appeal (36 CFR 215.18(c)).

Sincerely,

/s/ Paul Brewster, Acting for
DENNIS E. BSCHOR
Appeal Deciding Officer

Enclosure

cc: Tongass Forest Supervisor
Petersburg District Ranger
Tongass Appeals Coordinator





United States
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Forest
Service

Alaska Region
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File Code: 1570 / 2430
Route To:

Date: March 13, 2006

Subject: Overlook Project Area Environmental Assessment

To: Regional Forester

I am withdrawing the November 15, 2005, Decision Notice and Finding of No Significant Impact for the Overlook Project Area Environmental Assessment (EA). My recent review of the Overlook EA indicates that the road maintenance and repair work element of the project could be described more clearly to the public.

We will update the documents associated with this project in the next few months. I expect to release a new decision by mid-summer 2006.

FORREST COLE
Forest Supervisor

Cc: District Ranger, Petersburg RD

