



**UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE  
CIBOLA NATIONAL FOREST  
SANDIA RANGER DISTRICT**

**OCCUPANCY AND USE RESTRICTIONS**

**PROHIBITIONS**

Pursuant to 16 USC 551 and 36 CFR 261.50(a) the following acts are prohibited on the area as described in this Order, and as depicted on the attached map hereby incorporated into this Order as Exhibit B, within the Sandia Ranger District, Cibola National Forest, Sandoval County, New Mexico.

1. Entering into or being upon the described area which is closed for the protection of sensitive natural resources. 36 CFR 261.53(e)

**EXEMPTIONS**

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

1. Persons with a permit specifically exempting them from the effect of this Order.
2. Owners or lessees of private land to the extent necessary to gain access to their land.
3. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

**AREA DESCRIBED**

Area known as the Kiwanis Meadow containing approximately 16.5 acres within Projected Section 6, T11N, R5E, NMPM, Bernalillo County, New Mexico. The enclosure boundary parallels the Kiwanis Meadow Rd on the west side, the Crest Trail on the east side, is set back approximately 100 feet from the physical edge of the Sandia Crest on the south side, and the north apex of the enclosure is adjacent to where the Kiwanis meadow Rd and Crest Trails link (see attached map).

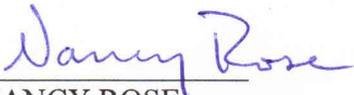
## PURPOSE

For the purpose of minimizing the human impacts to a fragile alpine meadow ecosystem, and pursuant to Title 36 code of Federal Regulations (CFR) 261.50 (a) and (e), human use and entry is restricted in those areas of the Cibola National Forest as shown on the attached map (Exhibit B) and hereby made part of this Order.

## IMPLEMENTATION

1. This Order is effective when signed and shall remain in effect until December 31, 2010 or rescinded, whichever occurs first.
2. Any violation of this prohibition is punishable as a Class B misdemeanor by a fine of not more than \$5,000.00 for individuals and \$10,000.00 for organizations or by imprisonment for not more than six (6) months, or both. [Title 16 USC 551, Title 18 USC 3559, 3571, and 3581]
3. This Order supersedes, rescinds, and replaces any previous orders prohibiting the same acts covered by the Order.

Done at Albuquerque, New Mexico, this 7<sup>th</sup> day of August, 2009



NANCY ROSE

Forest Supervisor

Cibola National Forest

Assessment of Need (Justification) and Enforcement Plan

1. Background. This order is being prepared to update the informal closure of the Kiwanis Meadow on the Sandia Ranger District. The purpose of this order is to minimize human impacts to a fragile alpine meadow ecosystem and preserve the area as a big horn sheep lambing area. The area has been fenced off and signed as "closed" but has not been backed up by a Forest Order to enforce the closure. Intrusion into the meadow was common and the area is criss-crossed with unauthorized trails. Since construction of the fence and placement of signage, the area is beginning to recover. The special closure will allow for enforcement of the informal closure and continuation of the meadow's recovery. An order is needed to be able to cite persons unwilling to comply with the special closure.

2. Intent of Subpart B order. This order is written to minimize conflicts and provide protection of a fragile high alpine meadow ecosystem in the Sandia Ranger District.

3. Enforcement Plan. The following activities will occur in order to implement this special order in a manner that results in public acceptance and safety:

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	Bill Falvey, Wildlife Biologist, Sandia Ranger District, Cibola National Forest	06/15/2009
Review proposed order (Law Enforcement)	Aban Lucero, Patrol Captain, Southwest Region, USFS	07/30/2009
Approve proposed order	Nancy Rose, Forest Supervisor, Cibola National Forest	
Post order in accordance with 36 CFR 261.51	Volunteers, Forest Service LEOs and FPOs, and all available staffs	
Prepare news release for local media describing the order and management objectives/post to website/notify COIDC/copy to each receptionist/frontliners	PAO	
Notices will be used at access points advising of the closure for implementation in 2009.	Appropriate Staff Law Enforcement Officers Forest Protection Officers Cibola National Forest employees Volunteers	

Enforcement Plan approved for implementation:

Nancy Rose  
FOREST SUPERVISOR

DATE 8/7/09

