

Assessment of Need and Enforcement Plan

- 1. Background: Description of problem and why the order is proposed. The appropriate staff prepares the order and ensures all other required documentation is completed.**

Due to the nature of the Tower Fire and the significant potential for rolling debris, landslides, and fire weaken trees it's not safe for hikers or any type of traffic. The large number of hazards associated with the fire makes the roads in this area unsafe for the public.

The Tower Fire Closure Area is described as the NFS Lands within the area described below and on the attached map:

- South of Middle Creek.
- West of the Idaho Panhandle/Colville National Forest Boundary.
- North of County Road 3389 and NFS Road 5000000 from intersection of NFS Road 5000128 to intersection of NFS Road 5080000 North of Ojibway Knoll.
- North of the intersection of NFS Road 5030000 and NFS Road 1921000 to Private Boundary (T34N R45E Section 19).
- East of NFS Road 5000128 to Private boundary (T34N R45 Section 19).
- East of NFS Road 1920000 after intersection with NFS 1920037
- East of NFS Road 1920051 North to NFS Road 1200000, East of the junction of NFS Road 1200000 and Wanless Creek to NFS Road 1200250 to Middle Creek as shown on the attached map.

- 2. Intent of Subpart B order: The rationale behind the order and what should be accomplished.** Provide for public safety by controlling vehicle movement and activities including hunting, hiking, camping, and forest product collection in the indicated area. There are significant amounts of fire weaken trees, increased potential for landslides, and rolling debris found within the burn area associated with the Tower Fire. These restrictions will be in effect from October 6th, 2015 until the fire under control and/or the area is safe.

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

Action	Responsible Official	Date
Prepare proposed order(s)	Rick Hall	10/05/2015
Law Enforcement	Will Markwardt	10/05/2015
Approve proposed order(s)	Rodney Smoldon, Forest Supervisor	
Post Order in accordance with 36 CFR 261.51.		
Prepare news release for local media describing the order and management objectives	Franklin Pemberton	
Describe implementation/action taken for order, such as planned patrols, enforcement strategies, tolerance, contacts to local public agencies. Implement plan.	Monitor/enforce orders through routine patrols conducted by Law Enforcement Officers assigned to the Colville NF and Sullivan Lake RD FPOs. Post signs (type III barricades with "area Closed" signs) at road junctions to notify users of changed conditions and closures.	Ongoing

Enforcement Plan approved for implementation:


Rodney Smoldon
Forest Supervisor

10/06/15
Date

COLVILLE NATIONAL FOREST
Newport Ranger District
Newport, Washington

Order No. 15-21-17
FOREST ORDER
FIRE CLOSURE

Pursuant to 16 U.S.C. 551 and 36 CFR 261.50(a) and (b), and to provide for public safety, the following acts are prohibited on National Forest System (NFS) Lands as shown on the attached map and described below within the Newport Ranger District of the Colville National Forest. This closure is effective beginning October 6th, 2015, and will remain in effect until this closure order is terminated.

1. **Going into or being upon NFS lands within the Fire Closure Area.** [36 CFR 261.53(e)]
The Tower Fire Closure Area is described as the NFS Lands within the area described below and on the attached map:
 - South of Middle Creek.
 - West of the Idaho Panhandle/Colville National Forest Boundary.
 - North of County Road 3389 and NFS Road 5000000 from intersection of NFS Road 5000128 to intersection of NFS Road 5080000 North of Ojibway Knoll.
 - North of the intersection of NFS Road 5030000 and NFS Road 1921000 to Private Boundary (T34N R45E Section 19).
 - East of NFS Road 5000128 to Private boundary (T34N R45 Section 19).
 - East of NFS Road 1920000 after intersection with NFS 1920037
 - East of NFS Road 1920051 North to NFS Road 1200000, East of the junction of NFS Road 1200000 and Wanless Creek to NFS Road 1200250 to Middle Creek as shown on the attached map.
2. **Being on any NFS road within the Fire Closure Area.** [36 CFR 261.54(e)]
3. **Being on any NFS trail within the Fire Closure Area.** [36 CFR 261.55(a)].

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

1. Persons with a permit from the Forest Service specifically authorizing the otherwise prohibited act or omission.
2. Owners or lessees of land in the Fire Closure Area, to the extent necessary to access their land.
3. Residents in the Fire Closure Area, to the extent necessary to access their residences.
4. Any Federal, State or local officer, or member of any organized rescue or firefighting force in the performance of an official duty.

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

Violation of these prohibitions is punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, imprisonment for not more than 6 months, or both. (16 U.S.C. 551 and 18 U.S.C. 3559, 3571, and 3581).

Executed in Colville, Washington this 6th day of October, 2015.


Rodney Smoldon
Forest Supervisor
Colville National Forest