

**File Code:** 2300; 5300**Date:** May 17, 2016**Route To:****Subject:** Closure Order- Sultana Mine, Fairview Lookout, & Musick Guard Station**To:** Files

This letter documents my decision to issue a Code of Federal Regulation Closure Order for the use of motor vehicles behind locked gates for public health and safety. The Sultana Mine Closure Area consists of Road Number NF 2212-098 & NF 2212-099, Township 22 South, Range 1 East, Section 26, as shown on attached map (Exhibits A). The Fairview Lookout and Musick Guard Station Closure Area consists of Road Number NF 2460-773 & 2460-480, Township 23 South, Range 1 East, Section 11, as shown on attached map (Exhibits B). 36 CFR § 261.54(a)(b). Closures begin at the gate and end as shown on attached maps.

The Order is needed to protect equipment that is needed for emergency and non-emergency radio communications and weather analysis during severe weather and wildfires. The Order will also protect users of the Fairview Lookout, the Sultana Mine and the Musick Guard Station from potential motor vehicle safety concerns.

The closure order will be posted on the ground near the gates and this closure will be in effect until May 17, 2018, or until rescinded.

I have concluded that this decision may be categorically excluded from documentation in an Environmental Impact Statement (EIS) or Environmental Assessment (EA) under the National Environmental Policy Act. This action falls within the category identified in 36 CFR § 220.6(d)(1) – prohibitions to provide short-term resource protection or to protect public health and safety – and does not require documentation in a decision memo, decision notice, or record of decision. I have determined that there are no extraordinary circumstances associated with this temporary closure. Implementation of the decision may begin immediately.

ALICE CARLTON
Forest Supervisor

cc: Javier Masiel, Gabe Dumm, Margaret Ownby, Vern Shumway



ORDER NO. 06-15-01-16-355
SULTANA MINE, FAIRVIEW LOOKOUT & MUSICK GUARD STATION AREA CLOSURE
UMPQUA NATIONAL FOREST

PROHIBITION

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a) and (b), and to provide for public safety, the following acts are prohibited within the Cottage Grove Ranger District of the Umpqua National Forest, as depicted on the attached maps (Exhibits A & B). This Order is effective from April 25, 2016, until April 25, 2018, unless sooner rescinded.

1. Use of motorized vehicles, including over-snow vehicles as defined in 36 CFR § 212.1, on the Fairview Lookout, the Sultana Mine and the Musick Guard Station Closure Area. 36 CFR § 261.54(a)(b).
2. Being on any National Forest System road within the Closure Area, as shown on the attached maps. 36 C.F.R. Section 261.54(e). Closures begin at the gate and end at the end of the road (see maps)

SULTANA MINE, FAIRVIEW LOOKOUT & MUSICK GUARD STATION CLOSURE AREAS

The Sultana Mine Closure Area consists of Road Number NF 2212-098 & NF 2212-099, Township 22 South, Range 1 East, Section 26, as shown on attached map (Exhibits A). The Fairview Lookout and Musick Guard Station Closure Area consists of Road Number NF 2460-773 & 2460-480, Township 23 South, Range 1 East, Section 11, as shown on attached map (Exhibits B). 36 CFR § 261.54(a)(b). Closures begin at the gate and end as shown on attached maps.

EXEMPTIONS

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this Order:

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

These prohibitions are in addition to the general prohibitions in 36 C.F.R. Part 261, Subpart A.

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, or 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 Roseburg, Oregon, this 17th day of May, 2016

A handwritten signature in blue ink, appearing to read "Alice Carlton".

Alice Carlton
Forest Supervisor
Umpqua National Forest

Sultana Mine Road Closure
 Order # 06-15-01-16-355
 Cottage Grove Ranger District
 Umpqua National Forest

Legend

-  Road 2212098 and 2212099 Closed to Motorized Vehicles
-  Gravel Road
-  Road Not Suitable for Passenger Car
-  Other Roads
-  GATE

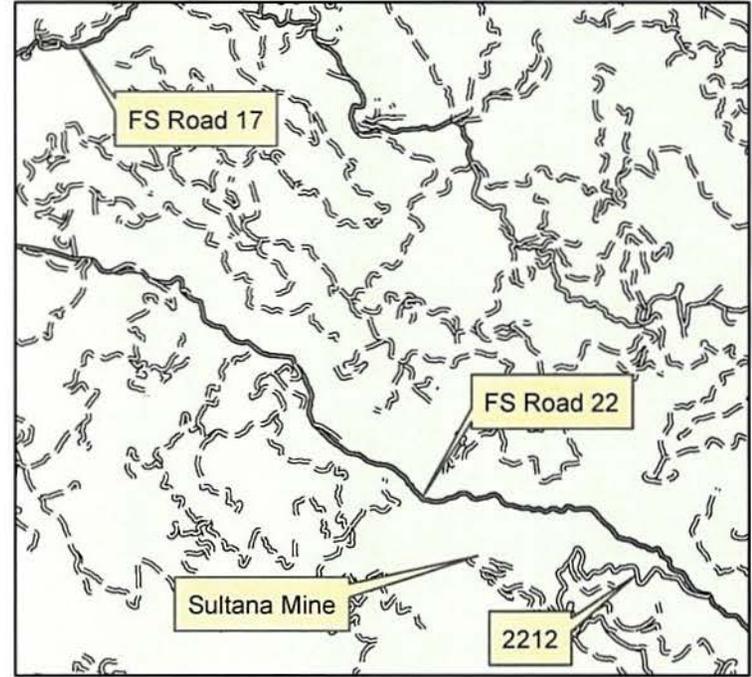
0 0.05 0.1 0.2 Miles



2212099
 2212098
Sultana Mine
 2212099

2212732

2212438



1.5 0.75 0 1.5 Miles



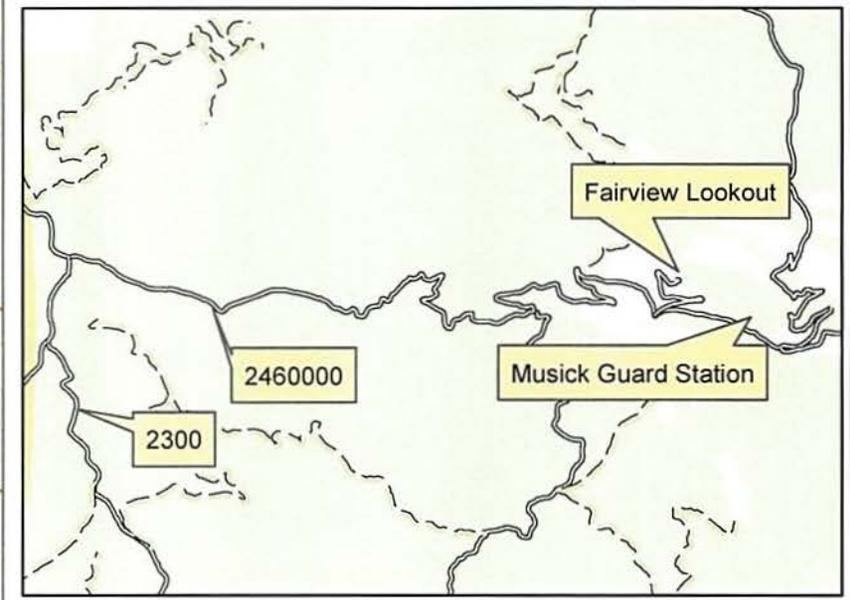
Sultana Mine Vicinity Map

2212

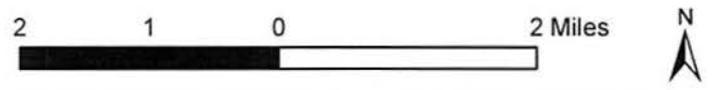
T22S

T22S

Fairview Lookout Road &
Musick Guard Station
Closure Order #
06-15-01-16-355 Cottage Grove
Ranger District Umpqua
National Forest



Fairview Lookout and Musick Guard Station Vicinity Map



T23S

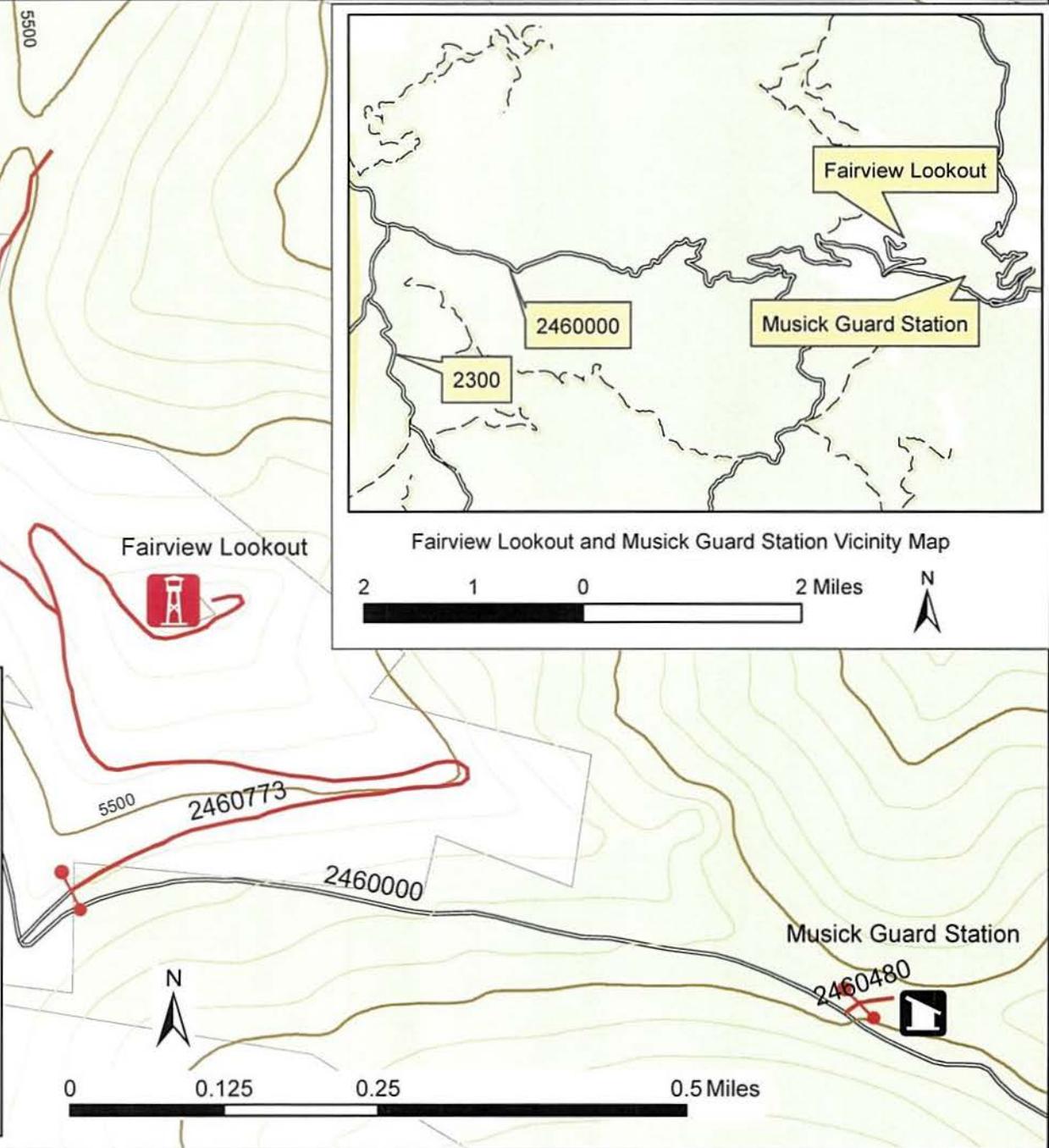
T23S

Legend

- Closed to Motorized Vehicles
- - - Not Suitable For Passenger Cars
- Suitable For Passenger Cars
- GATE
- 🏠 Guard Station
- 🗨️ Lookout

Ownership

- Private
- National Forest Land



Umpqua Order No. 06-15-01-16-355

Enforcement Plan:

Forest Service Law Enforcement Officers (LEOs) and District Forest Protection Officers will enforce the specified CFR Regulations in the Forest Order within the limits of their authority, jurisdiction and according to Forest Service policy. District employees in the area will notify the District Ranger and local LEO if violations of the order are observed.

Notification to the public regarding the temporary closure will be made by Media Release and Forest Service Staff at the Umpqua National Forest Supervisor's Office and District Ranger Stations. Copies of the closure order and map will be available at the Umpqua National Forest Supervisor's Office, District Ranger Stations and the Umpqua National Forest Website.

The areas will be posted to reasonably notify the public using the area. Signs will be maintained on a regular basis, with the Closure Order and map posted on sign boards in the area.

CIVIL RIGHTS IMPACT ANALYSIS

UNITED STATES DEPARTMENT OF AGRICULTURE

Forest Service

Pacific Northwest Region (R6)

CIVIL RIGHTS IMPACT ANALYSIS

Prohibited Acts: Restricting Motorized Access behind locked gates for Public Safety and Health
Cottage Grove Ranger District, Umpqua National Forest Service

Fairview Lookout Tower Access Road, Musick Guard Station and Sultana Mine

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:

- Authorize a closed gate to reduce health and safety risks to the public during times when the Musick Guard is not being rented or the Fairview Lookout is not staffed. The closed gates will also protect U.S. Forest Service investments at the two facilities.
- Authorize a closed gate to Sultana Mine to reduce health and safety risks to the public.

Unfavorable Impacts

The proposed action would continue the presence of gates at the three sites. Keeping the gates in place would continue to restrict access to the Fairview lookout tower area and Musick Guard Station on the Cottage Grove Ranger District. Keeping the gate in place would continue to restrict public access to the Sultana Mine.

Mitigation Measures

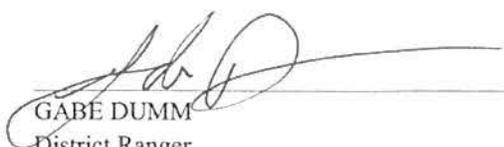
Mitigation measures include signing at the gate and verbiage on the Umpqua National Forest's website about the restricted access to Fairview Lookout Tower and Musick Guard Station. The Motor Vehicle Use Map for the Umpqua NF will not include the road to the Sultana Mine.

Social Impacts

The proposed action does not impose unreasonable adverse impacts on the civil rights of individuals as it continues the long-time practice of keeping gates closed. In addition, the Fairview Lookout tower and Musick Guard Station can be reserved for use by anyone. The gate to the Fairview Lookout tower usually remains open when the lookout is staffed during fire season. The overall benefits are reasonable, compared to the unfavorable impacts.

Net Civil Rights Impact

There are no net negative Civil Rights Impacts because the closure is limited in scope and the area can be accessed at specified times.


GABE DUMM

District Ranger

Cottage Grove Ranger District

4/6/2016

Date