

**File Code:** 2300; 5300**Date:** May 20, 2016**Route To:****Subject:** Closure Order- Red Butte Lookout - 06-15-06-16-356**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 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 Red Butte Lookout 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order will be posted on the ground near the gates and this closure will be in effect until May 20, 2018, or until rescinded.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.

It is my decision to approve this closure order to protect equipment from potential damage and the public from potentially hazardous conditions. This falls within categories of Actions for Which a Project or Case File and Decision Memo are Not Required and fits category 1 of 36 CFR 220.6(d)(1) – Orders issued pursuant to 26 CFR Part 261 – “Prohibitions to provide short-term resource protection or to protect public safety and health”.

ALICE CARLTON
Forest Supervisor

cc: Javier Masiel, Bill Mulholland, Margaret Ownby, Vern Shumway

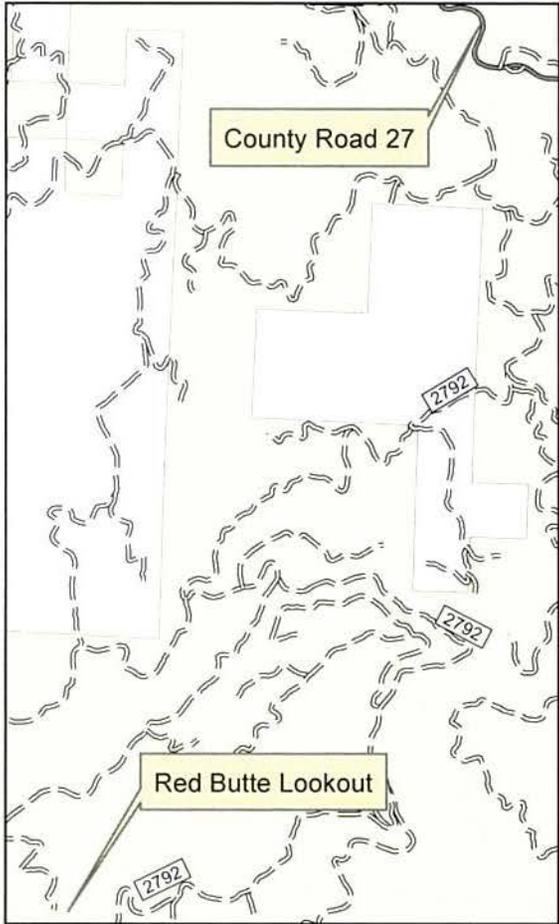


Enforcement Plan:

Forest Service Law Enforcement Officers (LEOs) and District Forest Protection Officers will enforce the specified CFR Regulation 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 closure will be made by Media Release, and by Forest Service staff. Copies of the Forest Order will be available at the nearest District office and the Forest Service website.

The areas will be posted to reasonably notify the public using the area.



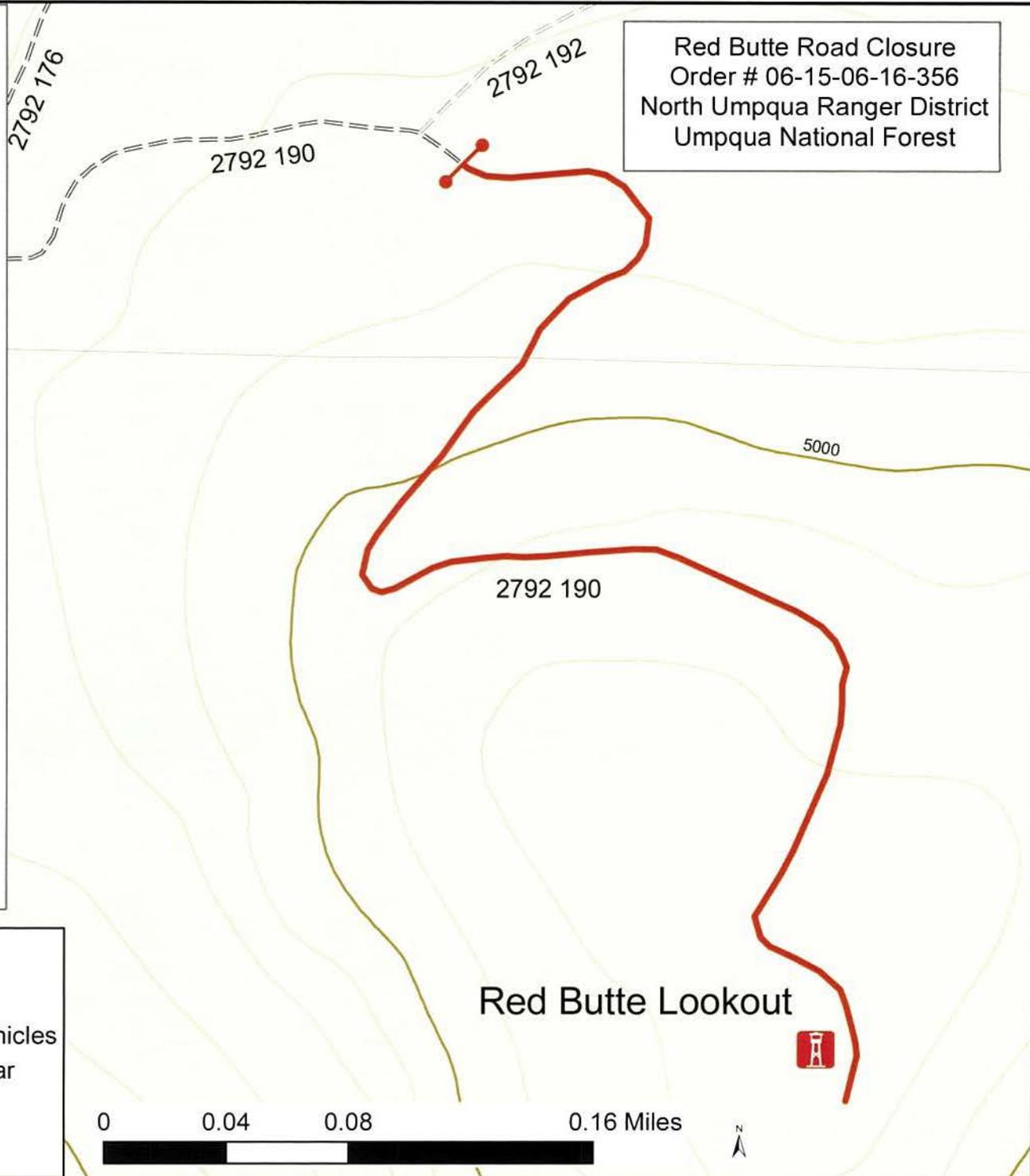
Red Butte Lookout Vicinity Map

0.75 0.375 0 0.75 Miles



Legend

-  Red Butte Lookout
-  Road 2792 190 Closed to Motor Vehicles
-  Road Not Suitable for Passenger Car
-  Other Roads
-  GATE



Red Butte Road Closure
 Order # 06-15-06-16-356
 North Umpqua Ranger District
 Umpqua National Forest

Red Butte Lookout

0 0.04 0.08 0.16 Miles



CIVIL RIGHTS IMPACT ANALYSIS

UNITED STATES DEPARTMENT OF AGRICULTURE

Forest Service

Pacific Northwest Region (R6)

CIVIL RIGHTS IMPACT ANALYSIS

Prohibited Acts: Restricting Motor Vehicle Access behind locked gates for Public Safety and Health

North Umpqua Ranger District, Umpqua National Forest

Red Butte Lookout Tower Access Road

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:

Authorizing a gate to protect Forest Service investments at the Red Butte lookout tower and reduce health and safety risks to the public during times when the facility is not being rented or the lookouts are not present.

Unfavorable Impacts

The proposed action would:

- Restrict motorized access to the lookout tower area on the North Umpqua Ranger District.

Mitigation Measures

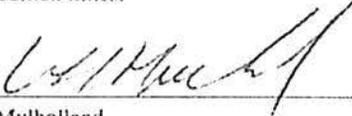
- Mitigation measures include signing at the gate and issuing a news release to notify the public.

Social Impacts

The proposed action does not impose any unreasonable adverse impacts on the civil rights of any individuals, because non-motorized access is not restricted and the lookout towers may be accessible via motorized access when staffed by a lookout. Other locations, including Bear Camp, Reynolds Ridge, and Ragged Ridge are locations with motorized access where the public could see distant views of the surrounding forest landscape. The overall benefits of restricting motorized access behind locked gates 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.



Bill Mulholland
District Ranger
North Umpqua Ranger District

3/25/2016
Date

ORDER NO. 06-15-06-16-356
RED BUTTE AREA CLOSURE
UMPQUA NATIONAL FOREST

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 act is prohibited on the North Umpqua Ranger District of the Umpqua National Forest. This Order is effective from the May 20, 2016, until May 20, 2018, unless sooner rescinded.

1. Use of motorized vehicles, including over-snow vehicles as defined in 36 CFR § 212.1, on the Red Butte Lookout Area, Road Number NF-2701-190, Township 28 South, Range 2 West, Section 1. 36 CFR § 261.54(a)(b). Closures begin at the gate and end at the end of the road (see maps)

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 20th day of May, 2016



Alice Carlton
Forest Supervisor
Umpqua National Forest