Appendix 4:
Applicable Forest Orders

USDA

ORDER NUMBER: 09 - 002

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

DEVELOPED RECREATION AREAS

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, located in Warren, Forest, Elk, and Mckean counties in the Commonwealth of Pennsylvania:

Campsite occupancy shall not exceed:

1. More than two motor vehicles per site [36 CFR 261.58(i)]
2. More than one wheeled camping unit per site (camping unit is defined as: motor home, travel trailer, truck camper, pop-up trailer, conversion van, or bus). [36 CFR 261.58(d)]
3. Eight individuals per site. [36 CFR 261.58(f)]

The following acts or omissions are prohibited:

1. Entering or remaining in a campground from 10 p.m. to 6 a.m., except for persons who are occupying such campgrounds. [36 CFR 261.58(c)]
2. Camping for a period longer than 14 days within a thirty day period. [36 CFR 261.58(a)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.

2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

Statement of Need

The purpose of this order is to efectively manage developed recreation sites on the Allegheny to minimize the impact on natural resources and provide a positive camping experience to Forest visitors.

Restrictions on the number of vehicles and camping units are necessary to keep use within the developed area on each campsite. Use by more vehicles and camping units would cause resouce damage and potentially interfere with traffic flow in the campground.

Restricting night time use to campers only helps to minimize disturbances caused by large groups visiting campers and by vehicles coming and going at all hours of the night.

The length of stay restriction is necessary in order to ensure that the most popular campsites are available to a variety of users and are not monopolizaed by a single group or individual.

This order replaces the order restricting use in developed recreation sites dated May of 2000.

USDA

ORDER NUMBER: 09 - 006

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

USE OF FOREST CAMPGROUNDS

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited in Developed Campgrounds on the Allegheny National Forest campgrounds, Commonwealth of Pennsylvania, said areas being described and designated as shown on the map set forth as Exhibit A which is attached hereto and made a part hereto:

1. **Camping at a campsite in excess of one half hour after arrival at said campsite unless the required camping fee has been paid as per posted instructions. [36 CFR 261.58(a)]**

2. **Camping at a campsite after 2:00 p.m. unless payment of camping fee for said campsite has been paid as per posted instructions. [36 CFR 261.58(a)]**

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.

2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

Justification for Order

The purpose of this order is to assist the Forest Service in implementing fees at developed campgrounds. Requiring payment within 30 minutes after arrival and by 2:00 PM ensures that payment is made and makes it possible for compliance and collection officers to verify that required fees have been paid during their regular visits to the areas.

This order replaces the order of June, 2000, detailing the fee payment requirements on the Allegheny National Forest.

USDA

ORDER NUMBER: 09 - 009

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

ALLEGHENY RESERVOIR SHORELINE

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, Allegheny Reservoir Shoreline, located within Warren and McKean Counties, Commonwealth of Pennsylvania said areas being described and designated as shown on the map set forth at Exhibit A which is attached hereto and made a part hereto:

1. **Camping is prohibited on the shores and within 1500 feet inland from the tree line around the Allegheny Reservoir EXCEPT at designated developed recreation sites. [36 CFR 261.58(e)]**

2. **Camping is prohibited within 1500 feet either side of the center line of the Allegheny Reservoir Scenic Drive (includes Longhouse Scenic Drive and portions of State Routes 59, 346, and 321) and the main access roads into Jakes Rocks and Rimrock Recreation Area EXCEPT at designated developed recreation sites. [36 CFR 261.58(e)]**

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission.

2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

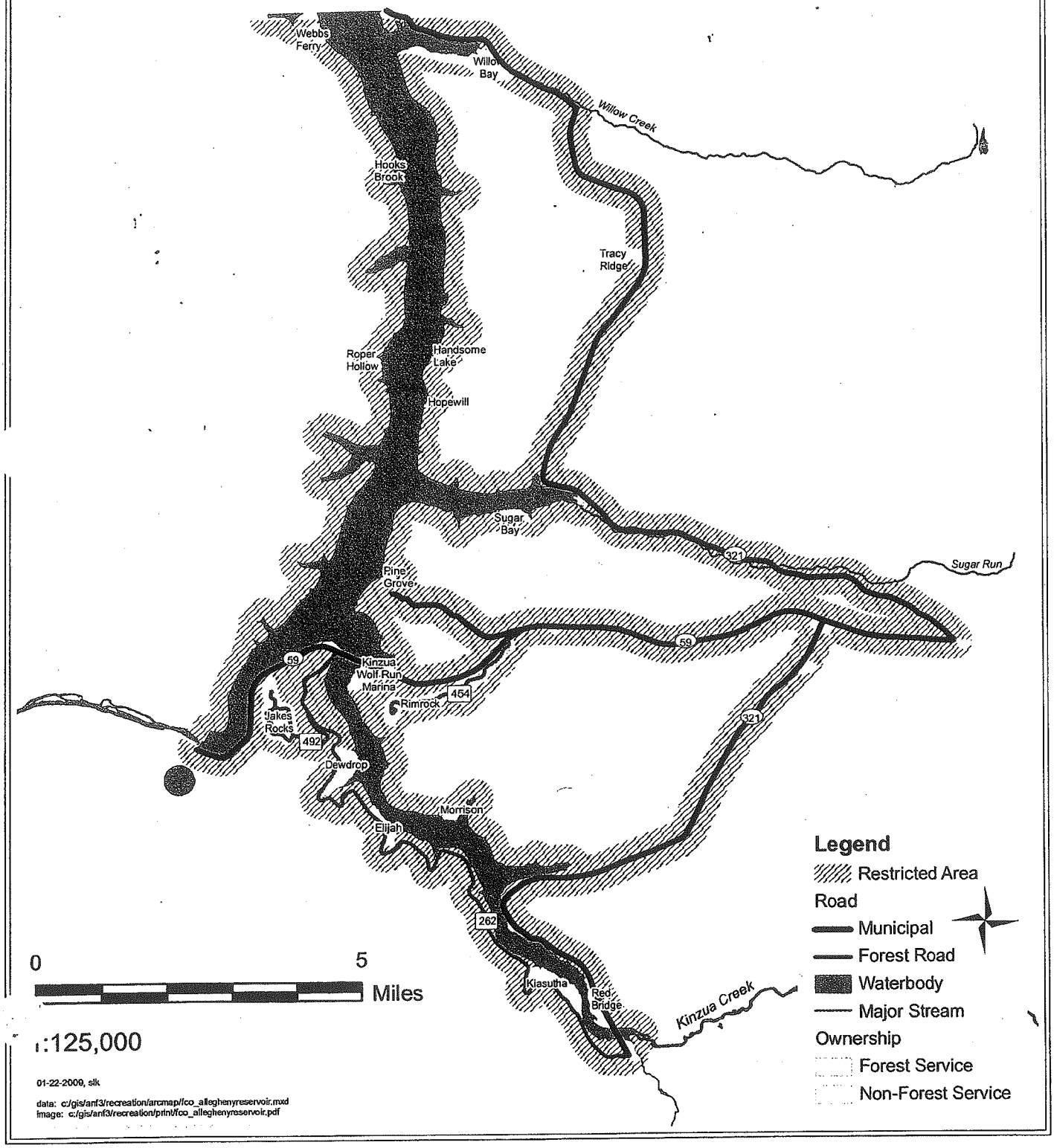
Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

EXHIBIT A

Order Number 09-009
ALLEGHENY RESERVOIR SHORELINE

Allegheny National Forest
McKean and Warren Counties, Pennsylvania



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Statement of Need

The area around the Allegheny Reservoir and the nearby Longhouse Scenic Byway is an extremely popular recreation area. Uncontrolled use of the shoreline and the areas immediately adjacent to the roadways would result in extreme damage to the soil and water resources of the area due to soil compaction, unregulated human waste disposal, and others.

This order replaces the order of June, 2000, restricting the use of the Allegheny reservooir shoreline and the areas adjacent to the Longhouse Scenic Byway.

USDA

ORDER NUMBER: 09 – 010

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

TWIN LAKES RECREATION AREA

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, Twin Lakes Impoundment, located within Elk County, Commonwealth of Pennsylvania, said areas being described and designated as shown on the map set forth as Exhibit A which is attached hereto and made a part hereto:

1. **Possessing or operating a watercraft upon the water surface of Twin Lakes.**
   [36 CFR 261.58(n)]

2. **Between May 1st and September 30th fishing is prohibited on the swimming beach from the eastern-most buoy to the inlet of Hoffman Run into the lake.**
   [36 CFR 261.58(v)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.

2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

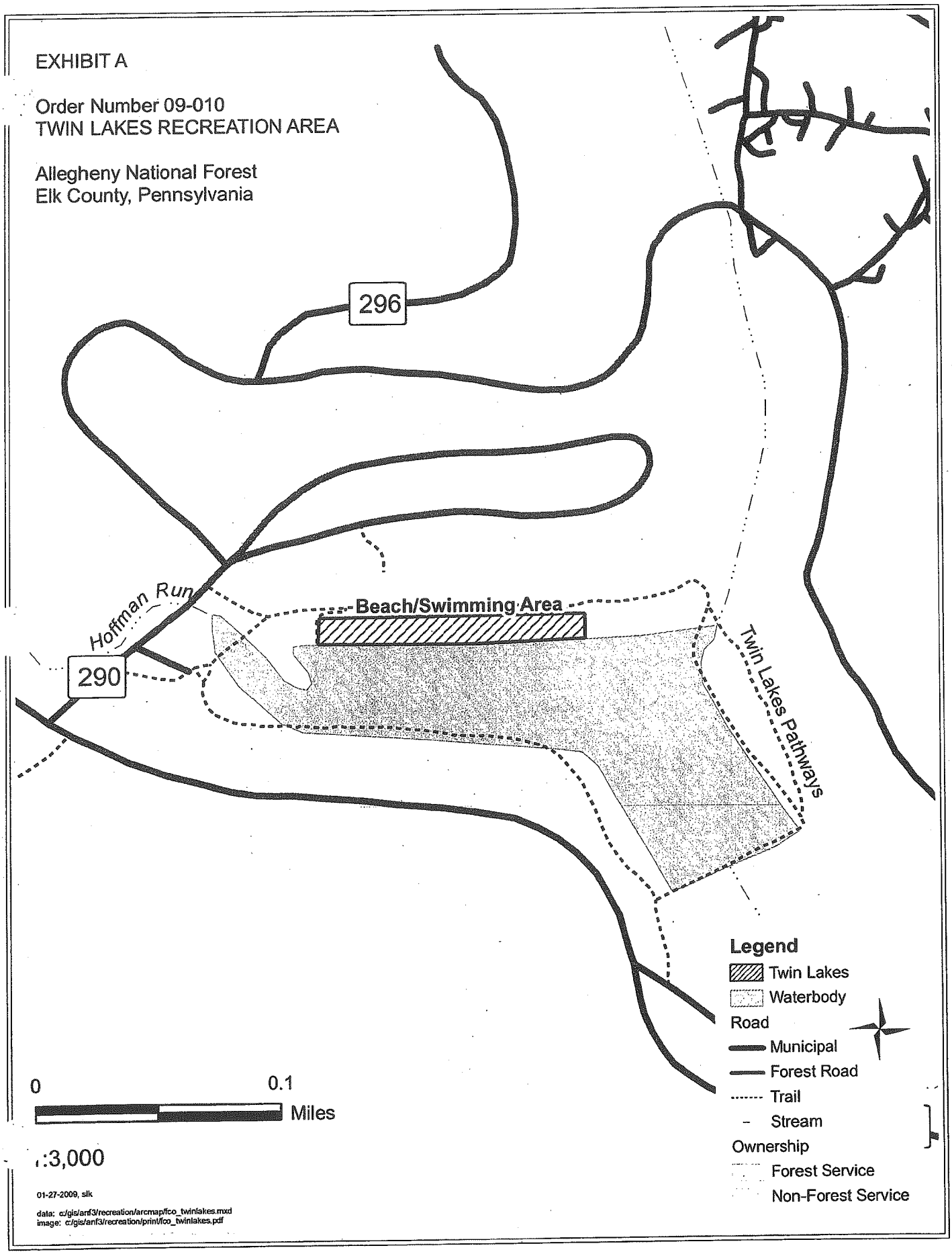
EXHIBIT A
Order Number 09-010
TWIN LAKES RECREATION AREA
Allegheny National Forest
Elk County, Pennsylvania
296
290
Hoffman Run
Beach/Swimming Area
Twin Lakes Pathways
Legend
Twin Lakes
Waterbody
Road
Municipal
Forest Road
Trail
Stream
Ownership
Forest Service
Non-Forest Service
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Statement of Need

The small size of the impoundment at Twin Lakes makes the use of watercraft by the public incomaptable with the swimming, fishing and other recreational use of the area.

Fishing is prohibited at the beach area to reduce user conflicts and to minimize threats to health and safety that might be caused by fihning tackle in use or lost by its owners.

This order replaces the order of June, 2000, restricting use of the impoundement at the Twin Lakes Recreationa Area.

USDA

ORDER NUMBER: 09 - 016

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

ALCOHOLIC BEVERAGES

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, located within Warren, McKean, Forest and Elk Counties, Commonwealth of Pennsylvania.

Possessing an alcoholic beverage(s) by persons under twenty-one (21) years of age in violation of Pennsylvania State Law. [18 Pa. C.S. Sec. 6308] [36 CFR 261.58 (bb)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

Any Federal, State, or local law enforcement officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

Statement of Need

The purpose of this order is to limit alcohol use on the Allegheny National Forest to only those individuals who are allowed by Pennsylvania State law. This helps to reduce a common problem of under-age drinking as well as drinking and driving, thereby keeping forest users safer.

This order replaces the order of June, 2000, restricitng the use of alcohol by persons under 21 years of age.

USDA

ORDER NUMBER: 09 - 17

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

RECREATION USE FEES

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, located within Warren, McKean, Forest, and Elk Counties, Commonwealth of Pennsylvania:

Parking in an area where a daily recreation fee (parking fee) is required for longer than thirty minutes unless that fee has been paid as per posted instructions. [36 CFR 261.58(g)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

Statement of Need

The purpose of this order is require payment of parking fees upon arrival in order to allow collection and compliance officers to better verify that all users have paid the fees as required. In the past individuals using the site told Forest Officers that they intended to pay the fee when they leave the area when the fact is they had no intent of paying the fee unless they were caught.

This order replaces the order of June, 2000, requiring payment of parking fees within 30 minutes of arrival.

USDA

ORDER NUMBER: 09 – 018

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

PUBLIC NUDITY

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following act or omission is prohibited on the Allegheny National Forest, Commonwealth of Pennsylvania:

Being publicly nude. **[36 CFR 261.58(j)]**

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

Statement of Need

Public nudity is inconsistent with the desired atmosphere for public use on the Allegheny National Forest. Public nudity is also prohibited by Pennsylvanaia State Law. This order establishes consistency between State law and Forest Service regulations.

This order relaces the order of June, 2000, restricting public nudity on the Allegheny National Forest.

USDA

ORDER NUMBER: 09 – 19

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

VEHICLE PARKING

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following act or omission is prohibited on the Allegheny National Forest, Commonwealth of Pennsylvania:

Parking or leaving a vehicle in violation of posted restrictions. [36 CFR 261.58(g)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M.Marten
Forest Supervisor
Allegheny National Forest

Justification for Order

This order allows forest managers to better manage certain areas for the purpose of protecting public safety and convenience by allowing them to erect signing to prohibit and restrict vehicle parking.

This order replaces the order of June, 2000 prohibitibg parking where posted..

USDA

ORDER NUMBER: 09 - 020

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

LOLETA RECREATION AREA

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, Loleta Recreation Area, located within Forest County, Commonwealth of Pennsylvania, said areas being described and designated as shown on the map set forth at Exhibit A which is attached hereto and made a pert hereto:

Fishing in the designated swimming area of Loleta Recreation Area between May 1 and September 30. [36 CFR 261.58(v)]

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit authorizing the otherwise prohibited act or omission.

2. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

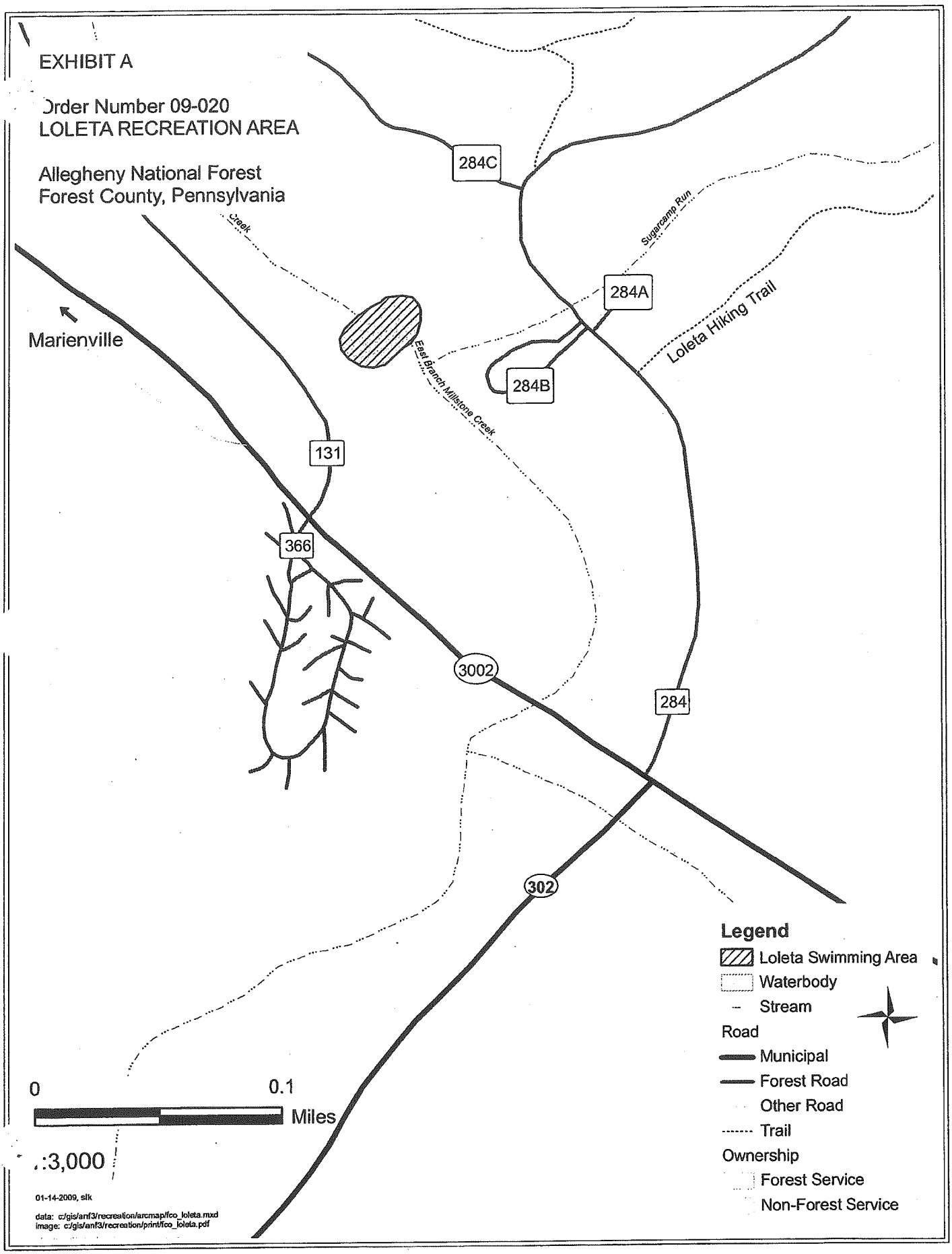
EXHIBIT A
Order Number 09-020
LOLETA RECREATION AREA
Allegheny National Forest
Forest County, Pennsylvania
284C
Sugarcamp Run
284A
Loleta Hiking Trail
Marienville
East Branch Millstone Creek
284B
131
366
3002
284
302
Legend
Loleta Swimming Area
Waterbody
Stream
Road
Municipal
Forest Road
Other Road
Trail
Ownership
Forest Service
Non-Forest Service
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Justification for Order

The purpose of this order is to protect children and other members of the public in the designated swimming area by prohibiting fishing while the swimmming area is open.

This order replaces the order of June, 2000, prohibiting fishing in the swimming area at the Loleta Recreation area..

USDA

ORDER NUMBER: 09 - 022

ORDER OF THE FOREST SUPERVISOR
CLOSING OCCUPANCY AND USE, TO WIT:

FIREWOOD

ALLEGHENY NATIONAL FOREST
PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 U.S.C. 551), and pursuant to the Secretary of Agriculture's Regulations set forth as 36 CFR Part 261, Subpart B [36 CFR 261.50(a) and (b)], the following acts and/or omissions are prohibited on the Allegheny National Forest, Pennsylvania:

> **Possessing, storing, or transporting any amount of wood or firewood of any species that has originated outside of the counties of Elk, Forest, Warren, and/or McKean Counties within Pennsylvania [36 CFR 261.53 (e)]**

THIS RESTRICITION IS NECESSARY TO FOREST RESOURCES. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit granted either by USDA-Animal and Plant Health Inspection Service (APHIS) or the USDA-Forest Service specifically authorizing the act or omission.
2. Any federal, state, or local officer, USDA employee, or any other official in performance of an official duty.

Violation of these prohibitions is punishable by a fine of not more than $5000.00 for an individual or $10,000.00 for an organization, or imprisonment for not more than six (6) months, or both (16 U.S.C. 551, 18 U.S.C. 3559 and 3571).

Done at Warren, Pennsylvania this 23rd day of February, 2009.

Leanne M. Marten
Forest Supervisor
Allegheny National Forest

ASSESSMENT OF NEED
Order # 2007- 03

Purpose of Order

This Order is needed to control the artificial spread of invasive or exotic species such as the emerald ash borer (EAB), sirex wood wasp, hemlock woolly adelgid and other firewood borne invasive species into the Allegheny National Forest through transportation of firewood from infested regions into non-infested areas of the National Forest System. It prohibits the transport of firewood from any areas outside the four county area where the ANF resides (Warren, Forest, Elk and McKean) onto the National Forest. This order also supports firewood restrictions imposed by the Pennsylvania Dept. of Conservation of Natural Resources which restricts the movement of ash nursery stock, green lumber and any other ash material including logs, stumps, roots, and branches, and all wood chips from the quarantine area in southwest Pennsylvania (source www.dcnr.state.pa.us/forestry/fpm_invasives_EAB.aspx).

During the period of the closure it is anticipated that:

1. Ongoing educational efforts will inform the public and special use permit holders of the importance of compliance with the Special Order.

2. Posting of the Order as required in 36 CFR 261.50 will provide notification to National Forest visitors that the area is closed, conditions of the closure, and exceptions. An enforcement plan will be developed that will describe how the public will be informed of the closure, how it will be posted and planned enforcement strategies.

Scope of Order

This Order will close an area of approximately 513,00 acres of National Forest System administered land in the Allegheny National Forest in Warren, Forest, Elk and McKean Counties of Pennsylvania and is depicted in Exhibit A of the Forest Supervisor order.

This Order will be implemented because the Forest Supervisor has determined that closure of this area is the only reasonable means to ensure that the Allegheny National Forest is taking measures to prevent the spread of emerald ash borer, sirex wood wasp, hemlock woolly adelgid and other firewood borne invasive species into non-infested areas of the National Forest System.

The Order will be in effect beginning immediately and continuing until rescinded.

USDA

ORDER NUMBER: 09 – 27

ORDER OF THE FOREST SUPERVISOR
RESTRICTING OCCUPANCY AND USE, TO WIT:

BOAT LAUNCHING FACILITIES
ALLEGHENY NATIONAL FOREST -PENNSYLVANIA

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 USC 551) and the Secretary of Agriculture's regulation 36 CFR 261.50 (a) and (b), the following acts or omissions are prohibited on the Allegheny National Forest, Elk Warren, Forest and Mckean Counties, Pennsylvania.

1. **Possessing, storing, or transporting Zebra Mussels (36 CFR 261.58(s))**

2. **Possessing, storing, or transporting any aquatic plant (36 CFR 261.58(t))**

THIS RESTRICITION IS NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Any Federal, State, or local officer or member or an organized rescue or firefighting force in the performance of an official duty.

Violation of either of these prohibitions is punishable by a fine of not more than $5000 for an individual or $10,000 for an organization or imprisonment for not more than six (6) months, or both, under authority of Title 16 USC 551, Title 18 USC 3559 and 3571.

Done at Warren, Pennsylvania this _____day of _____, 2009.

_____
Leanne M.Marten
Forest Supervisor
Allegheny National Forest

USDA United States Department of Agriculture | Forest Service | Allegheny National Forest Supervisor's Office | 4 Farm Colony Drive Warren, PA 16365 (814) 723-5150 FAX (814) 726-1465

Dear Boater:

As you may be aware, the Allegheny National Forest, in cooperation with the US Fish and Wildlife Service, has implemented an education, screening, and inspection program aimed at reducing the potential for the introduction of Zebra Mussels into the Allegheny Reservoir. The Zebra Mussel is an aquatic nuisance species that could jeopardize the continued existence of the endangered Northern Riffleshell and Clubshell Mussels in the Allegheny River downstream of the Reservoir. The introduction of Zebra Mussels could also impact fisheries in the Reservoir and present problems to boaters, fouling engines by clogging cooling water intakes.

Forest Service personnel are stationed on a regular schedule at our busiest boat launches to talk to boaters who voluntarily stop prior to launching. They are also inspecting boats and trailers for the presence of Zebra Mussels and/or aquatic plants that could contain Zebra Mussels. Routine visual inspections are also done of the trailers in the parking lots.

During one of these routine inspections, aquatic vegetation was found on your trailer and removed and will be examined for the presence of Zebra Mussels. Please review the Order of the Forest Supervisor #09-27 posted on the bulletin board at this launch. This Order prohibits possessing, storing, or transporting Zebra Mussels and/or any aquatic plant. Violations of any provision of this Order could be punishable as specified.

In the future, prior to launching, please take care to inspect your boat and trailer for Zebra Mussels and aquatic plants, and remove any such species found. This is particularly important if your boat/trailer has recently been in any Zebra Mussel-infested waters shown on the map found on the bulletin board. We would appreciate your cooperation to help reduce the risk of Zebra Mussel contamination of the Allegheny Reservoir and River.

Please stop to talk with one of our inspectors if one is present the next time you launch, or call the Bradford Ranger Station at (814) 362-4613 or the Supervisor's Office at (814) 723-5150 if you would like additional information.

Sincerely,

Leanne M Marten

LEANNE M. MARTEN
Forest Supervisor