



**ORDER NUMBER: 17 - 004**

**ORDER OF THE FOREST SUPERVISOR  
RESTRICTING ALLEGHENY NATIONAL FOREST, TO WIT:  
USE OF OFF ROAD and/or OVER SNOW VEHICLES  
(ATVs, UTVs, OHMs, OSVs, Etc.)  
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 are prohibited on the Allegheny National Forest, Commonwealth of Pennsylvania:

1. Possession and/or use of an off-road vehicle upon forest trails when such vehicle is in excess of 64 inches in width. [36 CFR 261.55 (d)]
2. Possession and/or use of any off-road vehicle upon the Penoke, Willow Creek, and/or Rocky Gap ATV/OHM Trails when such vehicle is in excess of 50 inches in width. [36 CFR 261.55 (d)]
3. Operation or utilization (passenger) of any ORV, snowmobile, and/or motorcycle in violation of PA Title 75 Section 4581 regarding child passenger restraint systems. [36 CFR 261.55 (d)]
4. Operating any ORV or Motorcycle on forest trails in excess of 25 miles per hour. [36 CFR 261.55 (d)]
5. Operating any ORV or motorcycle on forest roadways in excess of 25 miles per hour or in violation of posted speed limits, whichever is less. [36 CFR 261.54 (d)]
6. Operating any over snow vehicle on forest trails in excess of 45 miles per hour. [36 CFR 261.55 (d)]
7. Operating any over snow vehicle on forest roadways in excess of 45 miles per hour or in violation of otherwise posted speed limits, whichever is less. [36 CFR 261.54 (d)]

**DEFINITIONS:**

1. ORV: A motorized off-road vehicle, designed to be straddled by the operator, or having side by side seating and a steering wheel and is equal to or less than 64" in width and if applicable, is registered as an off-road vehicle within Pennsylvania or a reciprocal state at the time of use.
2. OSV / Snowmobile: A motor driven vehicle designed for travel on snow or ice of a type which utilizes sled type runners or skis, or an endless belt tread, or any combination of these, or other similar means of contact with the surface upon which it is operated.

THIS RESTRICTION 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 THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.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 any of these prohibitions is punishable by a fine of not more than \$5000 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 16<sup>th</sup> day of May, 2017.**

**Sherry Tune  
Forest Supervisor  
Allegheny National Forest**



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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 are prohibited on the Allegheny National Forest, Commonwealth of Pennsylvania:

1. Possession and/or use of any all-terrain vehicle upon forest trails when such vehicle is in excess of 64 inches in width. [36 CFR 261.55 (d)]
2. Possession and/or use of any all-terrain vehicle upon the Marienville Bike Trail when such vehicle is in excess of 50 inches in width. [36 CFR 261.55 (d)]
3. Operation or utilization (passenger) of any ATV, snowmobile, and/or motorcycle in violation of PA Title 75 Section 4581 regarding child passenger restraint systems. [36 CFR 261.55 (d)]
4. Operating any ATV or Motorcycle on forest trails in excess of 25 miles per hour. [36 CFR 261.55 (d)]
5. Operating any ATV or motorcycle on forest roadways in excess of 25 miles per hour or in violation of posted speed limits, whichever is less. [36 CFR 261.54 (d)]
6. Operating any over snow vehicle on forest trails in excess of 45 miles per hour. [36 CFR 261.55 (d)]
7. Operating any over snow vehicle on forest roadways in excess of 45 miles per hour or in violation of otherwise posted speed limits, whichever is less. [36 CFR 261.54 (d)]

**DEFINITIONS:**

1. ATV: A motorized off highway vehicle, designed to be straddled by the operator, or having side by side seating and a steering wheel.
2. Snowmobile: A motor driven vehicle designed for travel on snow or ice of a type which utilizes sled type runners or skis, or an endless belt tread, or any combination of these, or other similar means of contact with the surface upon which it is operated.
3. Two Wheeled Motorized Vehicle: A motor vehicle having a saddle or seat for the use of the operator and designed to travel on two wheels in contact with the ground.

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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 any of these prohibitions is punishable by a fine of not more than \$5000 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 \_\_\_\_\_, 2017.**

**Sherry Tune**  
**Forest Supervisor**  
**Allegheny National Forest**



# United States Forest Service Law Enforcement & Investigations Allegheny National Forest

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## **Justification for Order**

The purpose of this order is to maintain a safe and family-oriented snowmobile and ATV trail system on the Allegheny. It's main intent is to protect forest users, but is also intended to protect forest resources and property. ATVs are a growing and ever-changing industry. The forest's trail systems are designed to accommodate on certain sized machinery. This order is crucial to establish the maximum size, speed, and manner of operation.

This order is an updated and revised edition stemming from a previously existing and in effect order from 2008.

This update is to ensure that consistent and accurate information is being portrayed to the public and also to reflect the recent change in Forest leadership staffing.

## **Enforcement Plan**

This order will be enforced by law enforcement officers as well as forest protection officers. ATV use is heavily regulated. Education is stressed regarding ATV laws. The primary method of enforcement will be through regular patrols by ATV, snowmobile, foot, and full size vehicles. These patrols may or may not include other law enforcement agencies.

**Attachments:**  Copy of Order    Map    Other