



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 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 THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.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 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

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 Pennsylvania State Law. This order establishes consistency between State law and Forest Service regulations.

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