

# ORDER NO. 306

## UNITED STATES DEPARTMENT OF AGRICULTURE

### Cherokee National Forest

#### Alcohol Beverages Restriction

Pursuant to 36 CFR, Section 261.50 (a) and (b), it is hereby ordered that the prohibition hereinafter set forth apply to the Little Stony dispersed recreation area on the Watauga Ranger District, within the Cherokee National Forest, shown on the attached map.

1. Possessing a beverage which is defined as an alcoholic beverage by State law.  
**261.58bb**

**The above-prohibited act is set forth in Title 36 C.F.R. Section 261.58.**

**Pursuant to 36 CFR, Section 261.50 (e), the following persons are exempt or areas are exempt from this Order:**

1. Persons with a special use permit specifically authorizing the otherwise prohibited act or omission, issued by the District Ranger.

Executed in Cleveland, Tennessee, this fifth day of February 2007.

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H. THOMAS SPEAKS, JR.  
Forest Supervisor  
Cherokee National Forest

#### **ORDER EXPIRES FIVE YEARS FROM DATE OF SIGNATURE**

Violation of the prohibition set forth above is punishable by a fine of not more than \$5,000 for an individual and \$10,000 for an organization, or imprisonment for not more than six (6) months, or both. See 16 U.S.C. 551, 18 U.S.C. 3559 and 3571.

CIVIL RIGHTS, NEPA  
CHEROKEE NATIONAL FOREST  
SUPERVISOR'S ORDER

CIVIL RIGHTS:

Major civil rights impacts are those consequences of proposed policy actions that, if implemented, would negatively and disproportionately affect groups or classes of people by virtue of their race, color, sex, national origin, age, religion, family status, or disability. The deciding officer has considered the impact of this proposal (to prohibit possession of alcoholic beverages in Little Stony dispersed recreation area) on the civil rights of minorities, women persons with disabilities, and other protected groups. In considering the effects of the proposed action, it was determined that the civil rights of any protected group or class of people would not be affected by this closure.

DURATION:

Five (5) years from date of signature

NEPA JUSTIFICATION:

This action is consistent with FSH1909.15 31.11 and 31.12 and the 2004 Revised Land and Resource Management Plan, Cherokee National Forest. No extraordinary circumstances exist that might cause the action to have significant environmental effects. Therefore, this action is categorically excluded from documentation in an environmental assessment or environmental impact statement. No additional NEPA documentation is required to proceed with implementation of this Order.

AGENCY: USDA-Forest Service, Cherokee National Forest

Contact: Forest Supervisor

Date: January 23, 2007

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H. THOMAS SPEAKS, JR  
Forest Supervisor