



**UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
CIBOLA NATIONAL FOREST
SANDIA RANGER DISTRICT**

CAPULIN SNOW PLAY AREA CLOSURE

PROHIBITIONS:

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on the roads, area, and trails as described in this Order (the “restricted area”), and as depicted on the attached map hereby incorporated into this Order as Exhibit A, within the Sandia Ranger District, Cibola National Forest, Bernalillo County, New Mexico.

1. Possessing a beverage which is defined as an alcoholic beverage by State Law. **36 CFR 261.58 (bb)**
2. Possessing or storing any food in a glass container. **36CFR 261.58 (cc)**
3. Operating any type of sliding device carelessly, recklessly, or without regard for the rights or safety of persons or in a manner or at a speed that would endanger or be likely to endanger any person or property including, but not limited to, creating jumps, having more than two persons on a sliding device, or linking sliding devices together (making a “train”). **36 CFR 261.54 (f)**
4. Possessing or using any type of sliding device off forest development roads in the restricted area. **36 CFR 261.56**
5. Using any type of sliding device made with wood, metal or any other hard material including, but not limited to, wood toboggans, skis, sleds and snowboards in the restricted area. **36 CFR 261.54 (a)**

EXEMPTIONS:

Pursuant to **36 CFR 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 firefighting force in the performance of an official duty.

RESTRICTED AREA:

- The Capulin Snow Play Area, including the slopes, walkways, parking lot and road (Forest Road 438B) of the snow play area off Highway 536
 - T. 12N. R. 5E, Section 33 N ½, SE. ¼, NMPM Sandoval County, New Mexico.

PURPOSE:

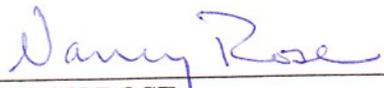
The purpose of this Order is to protect resources and to provide for public health and safety.

This Order is in addition to all Closure Orders in effect for the Capulin Snow Play Area, and does not alter or negate the effect of those Orders.

IMPLEMENTATION:

1. This Order will go into effect on the date signed, and shall remain in effect until rescinded or until April 30, 2013, whichever event occurs first.
2. Any violation of this prohibition is punishable as a Class B misdemeanor by a fine of not more than \$5,000.00 for individuals and \$10,000.00 for organizations or by imprisonment for not more than six (6) months, or both. [Title 16 USC 551, Title 18 USC 3559, 3571, and 3581]
3. This Order supersedes, rescinds, and replaces any previous orders prohibiting the same acts covered by the Order.

Done at Albuquerque, New Mexico, this 4th day of January, 2012.



NANCY ROSE
Forest Supervisor
Cibola National Forest

Assessment of Need (Justification) and Enforcement Plan

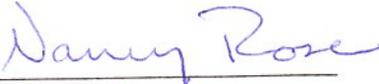
1. Background. The Sandia Ranger District of the Cibola National Forest is proposing to prohibit on roads, areas, and trails within the Capulin Snow Play area, the operating a vehicle (sledding devices) carelessly or without regard for the rights or safety of persons. These safety issues are having more than two people per sliding device, linking sliding devices together (making a train), or at a speed that would endanger or be likely to endanger any person or property and the creation of jumps. Sandia Ranger District is also proposing to prohibit using a vehicle (sliding device) on walkways, slopes within parking area and the road of the developed snow play area. The use of any vehicle (sliding device) made with wood, metal or other hard material, skis, and snowboards will also be prohibited, (see Special Area Closure map attached to Order # 03-0423). An order is needed to be able to cite persons unwilling to comply with the closure order. This order supersedes, rescinds, and replaces any previous orders prohibiting the same acts covered by the Order.

2. Intent of Subpart B order. This order is written to provide public health and safety and resource protection in the Sandia Ranger District.

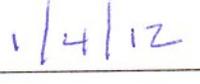
3. Enforcement Plan. The following activities will occur in order to implement this special order in a manner that results in public acceptance and safety:

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	Kerry Wood Sandia Ranger Districts, Cibola National Forest	12/14/2011
Review proposed order (Law Enforcement)	Aban Lucero, Patrol Captain, Cibola National Forest	12/14/2011
Approve proposed order	Nancy Rose, Forest Supervisor, Cibola National Forest	
Post order in accordance with 36 CFR 261.51	Volunteers, Forest Service LEOs and FPOs, and all available staffs	
Prepare news release for local media describing the order and management objectives/post to website/notify COIDC/copy to each receptionist/front-liners	PAO	
Notices will be used at trailheads and access points advising of the closure for implementation in the 2009 visitor use season.	Appropriate Staff Law Enforcement Officers Forest Protection Officers Cibola National Forest employees Volunteers	

Enforcement Plan approved for implementation:



NANCY ROSE
Forest Supervisor
Cibola National Forest



DATE

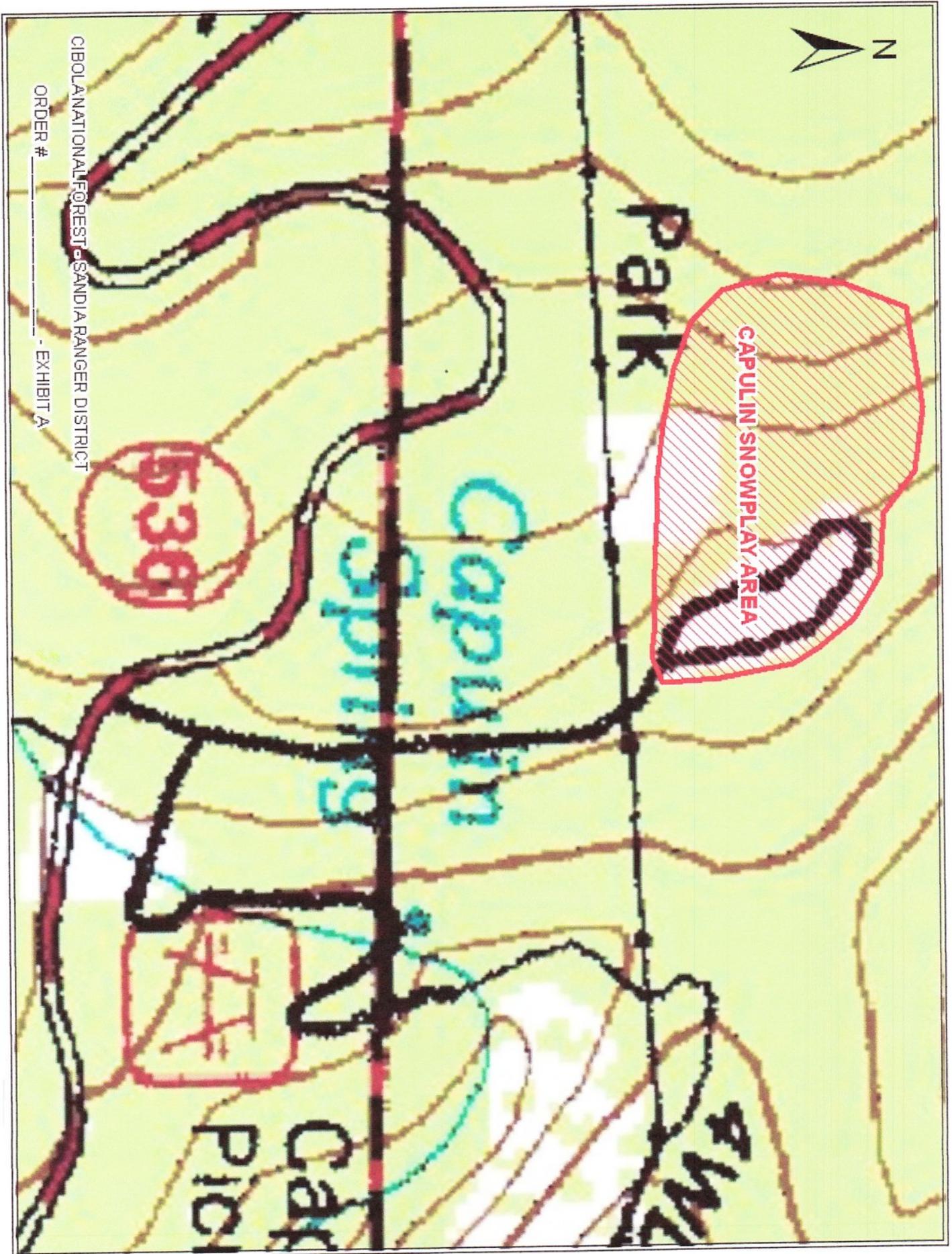


EXHIBIT A