



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

**JUAN TABO AND LA CUEVA OCCUPANCY AND USE
BEING IN AREA AFTER SUNSET AND BEFORE SUNRISE**

PROHIBITIONS

Pursuant to 16 USC 551 and 36 CFR 261.50(a), the following act is prohibited within the area described in this Order and as depicted on the attached map hereby incorporated into this Order as Exhibit A within the Sandia Ranger District, Cibola National Forest, Bernalillo and Sandoval Counties, New Mexico.

1. Being in the area after sundown or before sunrise, 36 CFR 261.58(l).

EXEMPTIONS

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.

AREA DESCRIBED

1. Juan Tabo Picnic Area excluding Forest Road 333A located in T.12N., R.4E, Section 35, NMPM, Sandoval County, New Mexico. T.11N., R.4E, Sections 2, NMPM, Bernalillo County, New Mexico.
2. La Cueva Picnic Ground, access road 333B, and all associated parking areas located in T.11N., R.4E., Sections 2, 10., and 11, NMPM, Bernalillo county, New Mexico.

This area is shown on the attached map incorporated into this Order as Exhibit A.

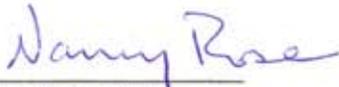
PURPOSE

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

IMPLEMENTATION

1. This Order will be in effect when signed, and shall remain in effect until December 31, 2010.
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 6th day of April, 2009



NANCY ROSE

Forest Supervisor

Cibola National Forest

Assessment of Need (Justification) and Enforcement Plan

1. Background. This order supercedes, rescinds, and replaces any previous orders prohibiting the same acts covered by the Order. It is being prepared in order to update the format of the former order which prohibits being in the Juan Tabo Basin, including Juan Tabo and La Cueva Picnic Areas, after sundown or before sunrise. The area has a long history of illegal activity including gang activity due to its proximity to Albuquerque.

2. Intent of Subpart B order. This order is written to protect resources and provide for public health and safety.

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	Responsible Official	2/15/09
Review proposed order (Law Enforcement)	Aban Lucero, Patrol Captain, Southwest Region, USFS	4/2/09
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 PAO order and management objectives/post to website/notify COIDC/copy to each receptionist/frontliners

Notices will be used at trailheads and access points Appropriate Staff
advising of the Order for implementation in 2009. Law Enforcement Officers
Forest Protection Officers
Cibola National Forest
employees
Volunteers

Enforcement Plan approved for implementation:

Nancy Rose
FOREST SUPERVISOR

4/6/09
DATE

EXHIBIT A

Juan Tabo & La Cueva
Picnic Areas

Sandia Ranger District,
Cibola National Forest

Sunset to Sunrise Closure



Boundary of
Closure Area

