Order Number 03-0271

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

OCCUPANCY AND USE RESTRICTIONS

PROHIBITIONS

Pursuant to 16 USC 551 and 36 CFR 261.50(b) the following acts are prohibited on the area as described in this Order, and as depicted on the attached map hereby incorporated into this Order as Exhibit B, within the Sandia Ranger District, Cibola National Forest, Sandoval County, New Mexico.

1. Entering into or being upon the described area which is closed for the protection of public health and safety. 36 CFR 261.53(e)

EXEMPTIONS

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this order:

1. Persons with a permit specifically exempting them from the effect of this Order.
2. Owners or lessees of private land to the extent necessary to gain access to their land.
3. 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

Area known as the Sandia Crest Electronic Site containing approximately 13 acres in T 11N, R 5E, sec. 6, W ½ W ½, NE ¼ NW ¼, NMPM, Bernalillo County, New Mexico. Being approximately 2,500 feet in length along the N/S axis and 225 feet in average width along the E/W axis being bounded on the east by the Crest Trail 130, on the north by the Bernalillo County line/wilderness boundary, on the west by the wilderness boundary, and on the south by the designated electronic site limit, as shown on the attached map.

Order Number 03-0271

PURPOSE

For the purpose of minimizing the dangers to human health and safety, and pursuant to Title 36 code of Federal Regulations (CFR) 261.50 (a) and (e), human use and entry is restricted in those areas of the Cibola National Forest as shown on the attached map (Exhibit B) and hereby made part of this Order.

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 10th day of March, 2009.

Nancy Rose

NANCY ROSE
Forest Supervisor
Cibola National Forest

Assessment of Need (Justification) and Enforcement Plan

1. Background. To protect human health and safety due to the hazards of high voltage electronic equipment, a permanent closure will be enforced (see Exhibit B Map attached to Order # **03-0271**. An order is need to be able to cite persons unwilling to comply with the closure.

2. Intent of Subpart B order. This order is written to provide for the protection of human health and safety 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:

Action	Responsible Official	Date
Prepare proposed order	Bill Falvey, Zone Wildlife Biologist, Mountainair and Sandia Ranger Districts, Cibola National Forest	01/26/09
Review proposed order (Law Enforcement)	Aban Lucero, Patrol Captain, Southwest Region, USFS	03/07/09
Approve proposed order	Nancy Rose, Forest Supervisor, Cibola National Forest	03/10/09
Post order in accordance with 36 CFR 261.51	Forest Service LEOs	
Prepare news release for local media describing the order and management objectives/post to website/notify COIDC/copy to each receptionist/frontliners	PAO	
Notices will be used at the Sandia Crest Electronic Site advising of the closure for implementation in 2009.	Law Enforcement Officers	

Enforcement Plan approved for implementation:

Nancy Rose — 3/10/09

NANCY ROSE — DATE
Forest Supervisor

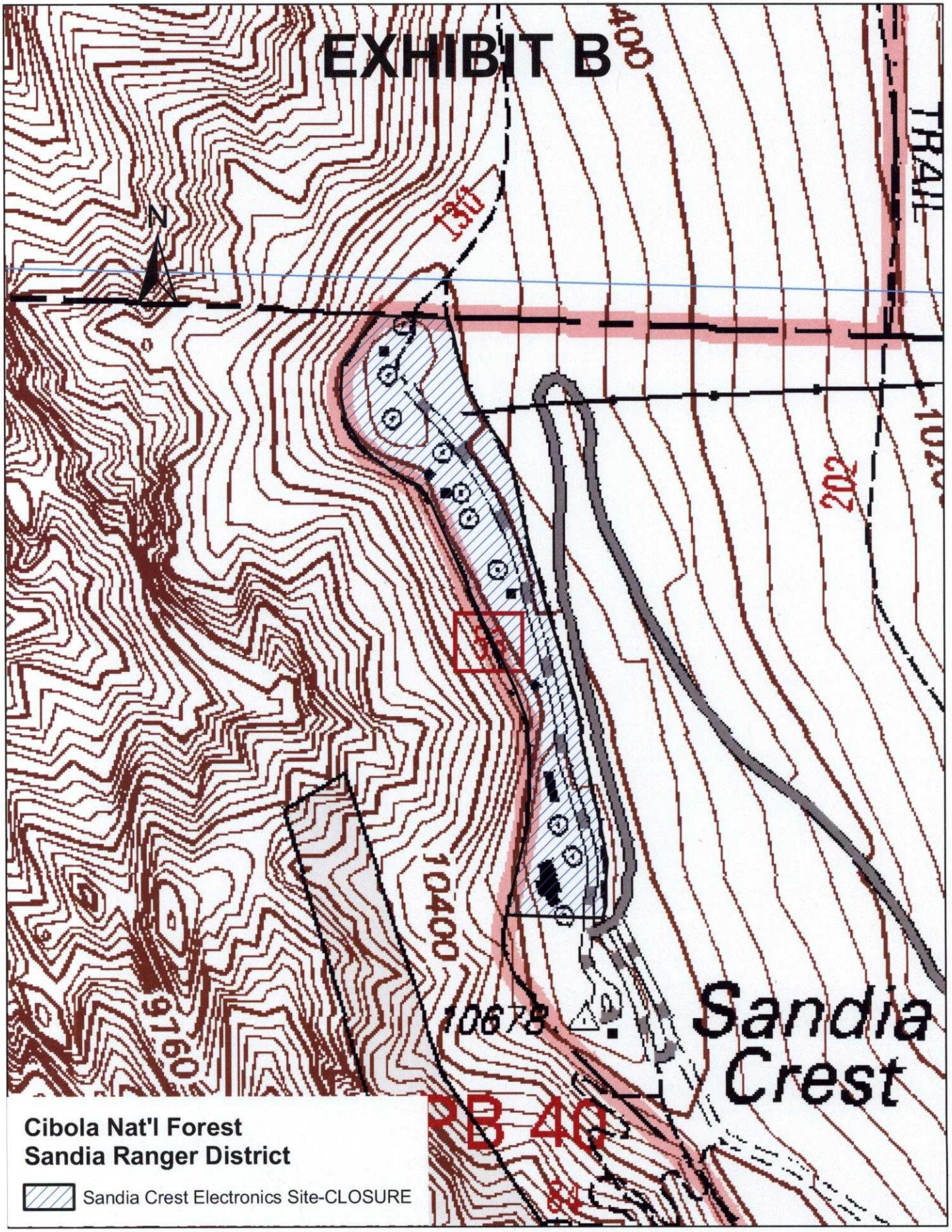
EXHIBIT B
N
TRAIL
130
202
10400
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Sandia
Crest
PB 40
Cibola Nat'l Forest
Sandia Ranger District
Sandia Crest Electronics Site-CLOSURE