

NOTE: This notice was published in The Rutland Herald, our newspaper of record, on 4 February, 2009. The 45 - day appeal period expires on 23 March, 2009.

LEGAL NOTICE

C-100 Snowmobile Trail Relocation Project Final Decision USDA Forest Service – Green Mountain National Forest Town of Dover, Windham County, VT

Manchester District Ranger Alex Sienkiewicz has issued a final decision to relocate a portion of the snowmobile trail that is designated as FT 395 Dover Hills by the Forest Service, and on the Vermont Association of Snow Travelers (VAST) Maps as Corridor Trail 100 (C-100). This project involves the construction of approximately 1,430 feet of new snowmobile trail to replace approximately 1,780 feet of existing trail on National Forest System (NFS) lands in the Town of Dover, Vermont. This project will result in a safer trail for the public, will minimize soil erosion problems, and protect water quality. This decision falls in a category of actions excluded from analysis in an Environmental Assessment or Environmental Impact Statement, as proposals of this type individually and cumulatively do not have a significant effect on the human environment (see 40 CFR 1508.4).

A 2005 court ruling (*Earth Island Institute v. Ruthenbeck*, CIV F-03-6386 JKS) requires that categorically excluded actions associated with off-highway vehicle routes provide for public notice, comment, and opportunity for administrative appeal. Only those individuals or organizations who submitted comments or otherwise expressed interest during the formal 30-day notice and comment period that ran from August 30, 2008 to September 30, 2008 may appeal this decision.

A written notice of appeal must be submitted within 45 calendar days beginning the day after the legal notice for this decision is published in the *Rutland Herald*. However, when the 45-day filing period would end on a Saturday, Sunday, or Federal holiday, then filing time is extended to the end of the next Federal working day. The date of the publication of the legal notice is the only means for calculating the date by which appeals must be submitted; do not rely upon any other source for this information.

The Notice of Appeal must be sent to:

USDA Forest Service, Eastern Region
ATTN: Appeals Deciding Officer
Gaslight Building, Suite 700
626 E. Wisconsin Ave
Milwaukee, WI 53202-4616

Appeal notices may also be emailed to: appeals-eastern-regional-office@fs.fed.us with a Subject Header of: C-100 Snowmobile Trail Relocation. Electronic appeals should be in TXT, RTF, DOC, PDF or other Microsoft Office-compatible formats. In cases where no identifiable name is attached to an electronic message, a verification of identity will be required. A scanned signature is one way to provide verification. Appeal notices may also be faxed to: 414-944-3963 ATTN: Appeal Deciding Officer, USDA Forest Service, Eastern Region. Fax cover sheets should include a subject of C-100 Snowmobile Trail Relocation. Hand-delivered appeals must be

delivered during normal business hours of 7:30 am – 4:00 pm (Central Daylight Time), Monday-Friday, excluding Federal holidays. Appeals must meet the content requirements of 36 CFR 215.14.

If no appeal is received, implementation of this decision may occur on, but not before, five (5) business days from the close of the appeal filing period. If an appeal is received, implementation may not occur for fifteen (15) days following the date of appeal disposition.

Further information about this decision can be obtained from Doug Reeves during normal office hours (weekdays, 8:00 a.m. to 4:30 p.m.) at the Green Mountain and Finger Lakes Supervisor Office at 231 N. Main Street, Rutland, VT 05701, Phone: (802) 747-6796; Fax: (802) 747-6766 or e-mail: dreeves01@fs.fed.us.