

#### UNITED STATES DEPARTMENT OF AGRICULTURE

# FOREST SERVICE WILLAMETTE NATIONAL FOREST SPRINGFIELD, OREGON

ORDER # 06-18-04-17-03

# FOREST ORDER OCCUPANCY AND USE Dispersed Camping Restrictions

Pursuant to 16 USC § 551 and 36 CFR § 261.58 (e), the following acts are prohibited in the areas described in this order within the administrative boundaries of the Willamette National Forest, including Elk Lake (Mt. Hood National Forest). This order will become effective upon signature, and will remain in effect until rescinded or June 30, 2019.

## **PROHIBITION:**

1. Camping. 36 CFR § 261.58 (e)

### **CLOSURE AREA:**

- All closures are contained within Township 9S, Range 5E, Sections 26, 35, and 36; and Township 9S, Range 6E, Sections 21, 28, 29, 30, and 31, in Marion County.
- All closures are contained within Township 8S, Range 5E, Sections 1, 2, 11, 12, 13, 14, 15, 21, 22, and 27; Township 13S, Range 3E, Sections 22, 23, 24, 25, 27, 34, and 36; and Township 13S, Range 4E, Sections 30, and 31, in Linn County.
- See attached maps, Exhibits A, B, C, D, E, and F.
  - Elk Lake
    - Within 500 feet from the high water mark of Elk Lake;
    - See attached map, (Exhibit A).
  - French Creek Road (Forest Service Road (FSR) 2223)
    - Beginning at the intersection of State Highway 22 and French Creek Road (FSR 2223), the affected area is 500 feet on both sides of the road from the center line of FSR 2223 for 2 road miles;
    - See attached map, (Exhibit B).

- Breitenbush Road (Forest Service Road (FSR) 46)
  - Beginning at the intersection of Breitenbush Road (FSR 46) and the Forest Boundary, the affected area is 500 feet on both sides of the road from the center line of FSR 46 for 5 road miles;
  - See attached map, (Exhibit C).
- Blowout Road (Forest Service Road (FSR) 10)
  - Beginning at the intersection of State Highway 22 and Blowout Road (FSR 10), the affected area is 500 feet on both sides of the road from the center line of FSR 10 for 6.8 road miles;
  - From the intersection of FSR 10 and FSR 10-130, the affected area is 500 feet on both sides of the road from the center line of FSR 10-130 for 1.2 road miles;
  - See attached map, (Exhibit D).

#### Moose Creek Area

- Beginning at the intersection of State Highway 20 and the National Forest Boundary to the intersection of Moose Mountain Road (FSR 2027), the affected area is 500 feet on both sides of the road from the center line of State Highway 20, for 0.3 road miles;
- From Moose Mountain Road (FSR 2027) to the intersection of Moose Creek Road, the affected area is 500 feet on both sides of the road from the center line of FSR 2027, for 0.2 road miles;
- From the intersection of Moose Mountain Road and Moose Creek Road, heading northwest, to the intersection of Moose Creek Road and FSR 2025, the affected area is 500 feet on both sides of the road from the center line of Moose Creek Road, for 0.3 road miles;
- From the intersection of FSR 2025 and FSR 2025-500, heading northeast, the affected area is 500 feet on both sides of the road from the center line of FSR 2025, for 3.6 road miles, to the end of the road;
- From the intersection of FSR 2025 and FSR 2025-500 to the intersection of the National Forest Boundary, the affected area is 500 feet on both sides of the road from the center line of FSR 2025-500, for 0.2 road miles;
- From the intersection of FSR 2025 and FSR 2025-505 to the National Forest Boundary, the affected area is 500 feet on both sides of the road from the center line of FSR 2025-505, for 0.1 road miles;
- From the intersection of Moose Creek Road and Moose Creek, the affected area is 500 feet from the center of Moose Creek, on both sides of Moose Creek, until the intersection of Moose Creek and the South Santiam River;
- See attached map, (Exhibit E).

#### Gordon Road

- Beginning at the intersection of State Highway 20 and Gordon Road (FSR 2032), the affected area is 500 feet on both sides of the road from the center line of FSR 2032 for 2 road miles;
- See attached map, (Exhibit F).

## **EXEMPTIONS:**

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

- (1) Any person with a permit specifically authorizing the otherwise prohibited act or omission.
- (2) Any Federal, State, or local official or member of an organized rescue or fire fighting force in the performance of an official duty.
- (3) Any person camping in the affected area within developed fee campgrounds.

This order shall be effective upon signature, and will remain in effect until rescinded or June 30, 2019.

Executed in Springfield, Oregon, 1430, on this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

TRACY BECK
Forest Supervisor

Willamette National Forest

Violations of this prohibition is punishable as a Class B Misdemeanor, by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both (16 USC § 551; 18 USC § 3559 and 18USC § 3571)

# Assessment of Need, NEPA and CRIA Analysis

<u>Prohibition Objective:</u> The purpose and need for this action is to prohibit overnight camping, and convert to day-use, key areas of dispersed camping on the Detroit Ranger District. The need is to eliminate user conflicts, reduce safety concerns, reduce and/or eliminate health and sanitation issues associated with improper disposal of human waste and garbage, and resolve parking issues. The affected areas are at or adjacent to USFS recreation fee sites, private summer residences, and administrative sites.

<u>Public Notification Plan:</u> Information concerning the camping prohibition has been made available to the public through media release and posted on the Willamette National Forest web page, the first media release was dated March 28, 2017. Information concerning the camping prohibition was entered into the Schedule of Proposed Actions (SOPA) and public scoping began March 28, 2017, with a respond date of April 14, 2017. Additional public scoping through email delivery were sent to 48 local participants that have listed their interest in USFS projects. As of May 9, 2017, 100 comments were recorded into public record.

The Letter to file was signed May 15, 2017 to proceed with the action. Additionally, the order will be posted at the Ranger Stations and Supervisors Office, and informational signs detailing the prohibition will be posted at the main entrances to the affected areas.

#### **NEPA Analysis:**

Section 102 of NEPA requires Federal agencies to prepare detailed statements on the environmental impacts of proposed major Federal actions significantly affecting the quality of the human environment [42 U.S.C. 4332(2)(C)]. The CEQ regulations at 40 CFR 1508.14 state that the term human environment, as used in the Act, shall be interpreted comprehensively to include the natural and physical environment and the relationship of people with that environment. The regulations further clarify that economic or social effects are not intended by themselves to require preparation of an environmental impact statement. Consequently an action that results only in economic or social effects does not trigger the procedural requirements of NEPA.

### CRIA:

No Civil Rights Impacts are anticipated as a result of this Forest Order being put into effect at this time. The Order would apply to all users within the administrative boundaries of the Willamette National Forest.

The order would not affect the rights of Tribal governments.

### **CRIA CERTIFICATION**

This is to certify that the undersigned:

### **Major Responsibilities**

- Worked with subject matter experts, including agency civil rights officials, during the planning and development of the Forest Order
- Identified and analyzed the civil rights implications and impacts of eligibility criteria, methods of
  administration, and other requirements associated with this proposal. No Civil Rights Impacts are
  anticipated as a result of the closure order being put into effect at this time.

# **Monitoring and Evaluation**

• The undersigned agrees to monitor implementation of the Closure Order and work with Ranger District personnel to evaluate the effectiveness, and take follow-up action where adverse civil rights impacts persist.

Jeanna Ramos, MAIS

Civil Rights Program Manager

Siuslaw and Willamette National Forests











