

ORDER
SPECIAL RESTRICTION

LENGTH OF STAY RESTRICTIONS and RESERVATION CAMPGROUNDS
BLACK HILLS NATIONAL FOREST

Pursuant to Title 36 Code of Federal Regulations Section 261.50(a), the following are PROHIBITED until rescinded.

This Order Prohibits:

1. **CAMPING** in any areas other than developed campgrounds within the Black Hills National Forest longer than a total of (14) days (including portions of days) in any 60 day period. {36 CFR 261.58(a)}
2. **CAMPING** in developed campgrounds on the Black Hills National Forest for a period in excess of 14 consecutive days. {36 CFR 261.58(a)}
3. **CAMPING** in any area when the area has been posted to prohibit camping. {36 CFR 261.58(e)}
4. **CAMPING** or otherwise occupying units without a valid reservation voucher or unique reservation number, unless specifically authorized by the campground attendant or Forest Officer for a specified period of time at the following reservation campgrounds: Bear Gulch, Bismarck Lake, Comanche Park, Cook Lake, Dutchman, Horsethief Lake, Iron Creek Horse Camp, Oreville, Pactola, Reuter, Roubaix, Sheridan Lake North Cove, Sheridan Lake South Side, Sundance, Whitetail, and Willow Creek Horse Camp. {36 CFR 261.58 (b)}

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

1. Persons with a permit specifically authorizing the otherwise prohibited act.
2. Any Federal, State or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.

Done at Custer, South Dakota, this 9th day of

December 1998.

John C. Twiss
JOHN C. TWISS
Forest Supervisor

Violation of this prohibition is punishable by a fine of not more than \$5,000.00 or imprisonment for not more than six(6) months or both. Title 16 USC, Section 551.

JUSTIFICATION

These regulations are intended to protect natural and physical resources in general forest areas, Concentrated Public Use Areas and Developed Recreation Areas, as well as, provide for the safety of Forest users. This order will consolidate 2 existing orders (#18 and #28) into one and make consistent the length of stay restrictions across the Forest as well as provide the opportunity to close areas to camping that are sensitive or damaged due to excessive use etc.

SUB PART B ORDER
REQUEST/JUSTIFICATION FORM DATE: March 20, 1997
ORDER NUMBER:

SUBMIT THE FOLLOWING INFORMATION.

1. STATE THE DESIRED PROHIBITED ACT:

See Order.

2. REASON FOR THE ORDER:

Provide consistency across Forest and reduce confusion for Forest visitors. Annual average campground occupancy rates are 45% on the BHNF. Length of stay restrictions of less than 14 days are not needed.

3. HAVE OTHER METHODS BEEN TRIED TO RESOLVE THIS PROBLEM?

DESCRIBE:

We are easing current length of stay restrictions on all BHNF campgrounds.

4. PERIOD OF TIME THE ORDER WILL BE IN EFFECT:

Until rescinded.

5. LIST THOSE EXEMPT FROM THE ORDER:

Any Federal, State or Local Officer, or member of an organized rescue or fire fighting force in the performance of an official duty or person whose use is authorized by the Forest Supervisor under a permit, lease, license or contract.

6. HAS AN ENFORCEMENT PLAN AND A SIGN PLAN BEEN ESTABLISHED?:

Who will enforce the order?: Concessionaire, in those facilities under permit, by establishing similar house rules. If house rules are violated the County Sheriff will enforce according to appropriate State laws. The Forest Service does not waive its right to enforce its regulations in concessionaire operated areas. The Forest Service will have primary enforcement responsibility in all other areas.

Who will ensure proper signing?: Ranger District personnel and concession personnel.

7. WILL THIS ORDER BE REVIEWED ANNUALLY FOR NEED AND PROPER ENFORCEMENT?:

No.

8. HAS PUBLIC BEEN NOTIFIED? Yes.

DESCRIBE: By posting according to 36 CFR 261.51(a) Placing a copy of the order imposing each prohibition in the offices of the Forest Supervisor and District Ranger, and 36 CFR 261.51(b) Displaying each prohibition imposed by an order in such locations and manner as to reasonably bring the prohibition to the attention of the public.

10. COMPLETE THE ORDER USING THIS CHECK LIST. When complete, forward the original request to the SO, Attn.: Law Enforcement. The request will be routed to the appropriate staff officer, Public Information Officer, and Forest Supervisor.

