

Fox, Lori

CAHA # 1809

From: Mike_Murray@nps.gov
Sent: Tuesday, November 24, 2009 9:56 AM
To: Sandra_Hamilton@nps.gov
Cc: Fox, Lori
Subject: Re: Fw: please review and edit
Attachments: Vehicle Incident 2009.docx

I agree. We can remove the following sentence:

The boy was left unattended on the beach.

Mike Murray
 Superintendent
 Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS
 (w) 252-473-2111, ext. 148
 (c) 252-216-5520
 fax 252-473-2595

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Sandra
 Hamilton/DENVER/N
 PS

11/24/2009 11:34
 AM

Mike Murray/CAHA/NPS@NPS

lfox@louisberger.com

To

cc

Subject

Re: Fw: please review and edit
 (Document link: Mike Murray)

Hi Mike,

It's been a long time since I've had a 7 year old, but I don't think I'd describe a 7 year old building sand castles with family playing in the water in the same vicinity (i.e. within easy sight) as "unattended." If they were half a mile down the beach, or it was a really wide beach, then yeah. Without more, it sounds like a judgment on their parenting skills, especially since the previous sentence makes clear where everyone was. What do you think? [obviously my kids were lucky to make it to adulthood!]

Sandy

Sandy Hamilton
Environmental Protection Specialist
National Park Service - Environmental Quality Division Academy Place P.O. Box 25287 Denver CO
80225
PH: (303) 969-2068
FAX: (303) 987-6782

Mike
Murray/CAHA/NPS

11/24/2009 08:51
AM

Sandra Hamilton/DENVER/NPS@NPS,
lfox@louisberger.com

To

cc

Subject

Fw: please review and edit

See attachment for proposed wording regarding the history of pedestrian vs, ORV accidents. The narrative is longer than the previous draft language; however, it may be worth including this level of detail as the incident reflects the real possibility of "user conflict" with pedestrians even if ORV users are obeying the rules.

Mike Murray
Superintendent
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----- Forwarded by Mike Murray/CAHA/NPS on 11/24/2009 10:46 AM -----

Paul
Stevens/CAHA/NPS

11/24/2009 10:18
AM

Mike Murray/CAHA/NPS@NPS

Darrell Echols/CAHA/NPS@NPS

To

cc

Subject

Re: please review and edit(Document
link: Mike Murray)

Mike,

Attached are the edits from David Carter (Investigating Ranger) and myself.

Thanks,

Paul K. Stevens
Chief Ranger
National Park Service
Outer Banks Group
1401 National Park Drive
Manteo, NC 27954

(252) 473-2111 ext. 119 (office)
(252) 475-8307 (cellular)

(See attached file: Vehicle Incident 2009.docx)

Mike
Murray/CAHA/NPS

11/23/2009 03:30
PM

Paul Stevens/CAHA/NPS@NPS

To

cc

Subject

please review and edit

Paul,

Please review and edit the following language from Chapter 3 so that it makes sense to you. We should mention the pedestrian hit by ORV incident that occurred this summer, without overstating or understating the situation.

In early 2009, park law enforcement staff indicated that in the prior 10 years, there were no known case incident reports documenting pedestrians being struck by ORVs on Seashore beaches; however, public comment indicated concern about the speed of ORVs on the beach and how close

they drive to other park users. In ___ (month) 2009, a --- year old boy was accidentally hit by an ORV that was (doing what? backing up? etc.) near (location). The boy was (slightly injured? extent of injury?) and the ORV operator was not charged with any violation.

Thanks,

Mike Murray
Superintendent
Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS
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In early 2009, park law enforcement staff indicated that in the prior 10 years, there were no known case incident reports documenting pedestrians being struck by ORV's on Seashore beaches; however, public comment indicated a concern about the speed of ORV's on the beach and how close they drive to other park users. On September 27, 2009, a 7 year old boy was accidentally hit by an ORV that was backing up on the beach in front of Ramp 38. While the boy's parents and other family members were swimming and playing in the ocean, the boy decided to play on the beach digging holes and making sand castles with his hands. The boy was left unattended on the beach. The driver of the vehicle that struck the boy had driven onto the beach to see if he and his passenger would surf at this location. The individuals decided not to surf at this location and turned around to exit the beach. The beach is sloped from the ramp down to the water and the sand is soft in this area. The vehicle driver was having difficulty driving his vehicle up the slope and was backing up and going forward to try to get up the slope, (they had not reduced air pressure in their tires). While backing up, the driver did not see the boy playing in the sand. The vehicle struck the boy with the right rear bumper and tire. Neither of the boy's parents had observed the actual incident but had observed the vehicle maneuvering on the beach prior to the accident. They did not believe the vehicle was being operated carelessly or too fast. The boy was transported to the Outer Banks Hospital for examination and was released. Injuries included bruising to the arm and leg. The ORV operator was not charged with any violation.