From: Philip Selleck
To: Mike Murray
Subject: Re: rule
Date: 04/15/2010 11:20 PM

Thanks, Mike.

▼ Mike Murray

----- Original Message -----
From: Mike Murray
Sent: 04/15/2010 06:05 PM EDT
To: Philip Selleck
Cc: Sandra Hamilton; JASON WAANDERS; MIKE STEVENS
Subject: Re: rule

Phil,

I'd like for everybody to have a chance to review the revised document, make comments, and then see what needs to be discussed before we schedule a conference call. I don't have strong feelings about whether we need to retain our definition of "ORV" or not. I just know that we need to agree that it is defined adequately some place because I know we will be asked what the definition is by local ORV proponents who would like to consider the beach as a traditionally used *de facto* "road." Their argument will be that if they have used the beach as a "road" since before paved roads and the Seashore were established, then why is driving on it now considered "off-road" driving. I think we can answer that fairly easily, but only if we define what NPS considers an "ORV" or "off-road" to be. That is why it would be easier for us to include a clear cut definition of "ORV" in our PR, especially since there is no definition of "ORV" in 36 CFR 1.4, or at least be able to refer to an established definition of "ORV" (such as the EO definition, which is used in the DEIS). In any case, I'd like to hear what the Solicitors recommend on the definition and can accept whatever the consensus is. (Feel free to run the ORV definition question by Mike Tiernan too, since I know he is often involved in ORV issues.)

Thanks,

Mike Murray
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▼ Philip Selleck/WASO/NPS

Philip Selleck/WASO/NPS

04/15/2010 05:18 PM

To Mike Murray/CAHA/NPS@NPS
cc
Subject rule

Mike,

By way of explanation, I took what you sent me and added the edits I did on the preamble. I retained your edits and put mine in around yours. So now we should have everything in one copy. Who would you like to have in the discussion of the ORV definition? There were a few more ORV references, but I did not change them pending what we decide.

Phil