

0026091

From: [Sandra Hamilton](#)
To: [Doug Wetmore](#)
Subject: Fw: rule
Date: 04/19/2010 08:10 AM

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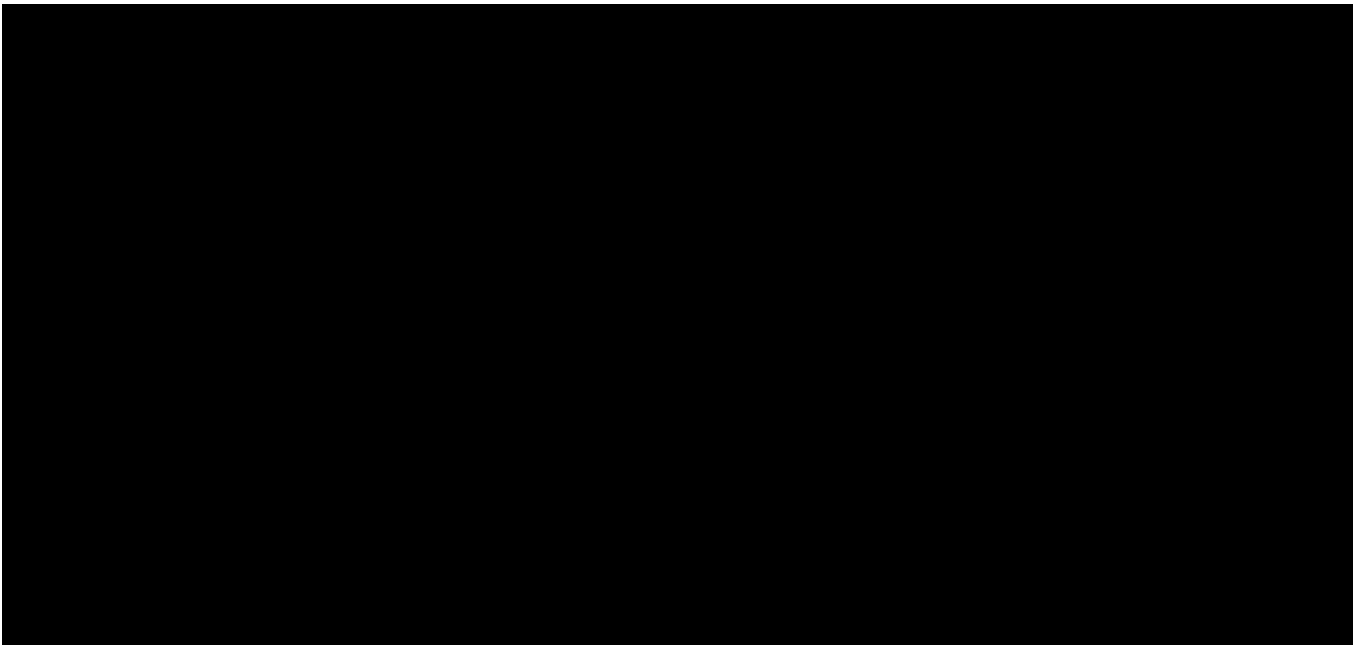
----- Forwarded by Sandra Hamilton/DENVER/NPS on 04/19/2010 08:10 AM -----

"Waanders, Jason"
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04/16/2010 07:44 AM

To "Murray, Mike"
<Mike_Murray@nps.gov>, "Selleck,
Philip" <Philip_Selleck@nps.gov>
cc "Hamilton, Sandra"
<Sandra_Hamilton@nps.gov>, "Stevens,
Mike" <Mike.Stevens@sol.doi.gov>

Subject RE: rule



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-----Original Message-----

From: Murray, Mike
Sent: Thursday, April 15, 2010 6:05 PM
To: Selleck, Philip
Cc: Hamilton, Sandra; Waanders, Jason; Stevens, Mike
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

04/15/2010 05:18
PM

Mike Murray/CAHA/NPS@NPS

To

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