

Cape Hatteras National Seashore Negotiated Rulemaking
Meeting 1 - January 3-4, 2008
Avon, NC
Meeting Summary
Approved February 26, 2008

Consensus Agreements

The Cape Hatteras National Seashore Negotiated Rulemaking Committee reached consensus on the following during the meeting:

1. The Committee unanimously approved the facilitation team from the Consensus Building Institute and Fisher Collaborative Services.
2. The Committee unanimously approved and adopted the Groundrules as revised at the meeting.
3. The Committee formed two subcommittees – agenda planning and socio-economic analysis.

Welcome to All and Opening of the Meeting

Mike Murray, Cape Hatteras National Seashore (CAHA) Superintendent and Committee member, opened the meeting in his capacity as the designated federal official (DFO) for the Cape Hatteras National Seashore Negotiated Rulemaking process. Mr. Murray welcomed everyone and gave an overview of the agenda items to be accomplished during the two-day meeting.

Roles and Approval of Facilitation Team

Mike Eng of the U.S. Institute for Environmental Conflict Resolution (USIECR) gave an overview of the process of getting to this point and explained that negotiated rulemaking committees select and approve their facilitators. The facilitation team led by Patrick Field was selected in 2005 and asked to assess the feasibility of a potential regulatory negotiation on ORV management at CAHA. The team prepared a feasibility report that created the structure for the work done over the past year to convene the negotiated rulemaking committee. The Committee unanimously approved the facilitation team from the Consensus Building Institute and Fisher Collaborative Services.

Mr. Eng also described the on-going role of USIECR, an independent federal agency contracting with facilitation team. USIECR holds all staff and facilitators to a set of basic collaborative problem solving principles, and Mr. Eng distributed a document containing those principles. The facilitation team is accountable to USIECR. Mr. Eng noted that if Committee members have concerns about the performance of the facilitators during the negotiated rulemaking process, they should let the facilitation team know directly or contact USIECR staff.

Mike Murray described the DFO role. Committees chartered under the Federal Advisory Committee Act must have a DFO. The role of the DFO is to call or approve a meeting, approve the agenda, attend all meetings, open and adjourn all meetings, and adjourn a meeting when continuing is not in the public interest. The DFO also must keep written records of all materials distributed during Committee meetings and must certify meeting summaries within 90 calendar days of a Committee meeting.

Committee Charter and Membership

The Committee reviewed and discussed the Charter (2007) of the Negotiated Rulemaking Advisory Committee for Off-Road Vehicle (ORV) Management at Cape Hatteras National Seashore, approved by the Department of Interior. The Charter, which defines the Committee's tasks and parameters, is final and cannot be changed. The following key topics, questions, and concerns were raised:

- Section C: Objectives and Scope of This Activity. Some Committee members expressed the importance of addressing a wide range of beach visitor experiences and the distinction between commercial and recreational fishing. Several Committee members commented about the term "natural resources" given that many ecological systems on the Seashore are influenced by human use and management and that some human and natural systems are not distinct from one another.
- Section E: Ethics – There were questions about the term "direct financial interest" including whether someone who might have a "direct financial interest" with the National Park Service (NPS) (such as a permit) and might be affected by the ORV special regulation can participate on the Committee without violating the ethics standard and provision. NPS staff responded that Committee members were approved by the Department of Interior with knowledge of their interests, and that all Committee members should be able to participate. Committee members received a document describing the Ethics Responsibilities of Members prepared by the NPS Ethics office.
- Section F: Administration – There were questions about the two-year termination date of the Committee. NPS intends to apply for an extension of the Committee so the Committee can meet after the publication of the draft Environmental Impact Statement (EIS), as shown in the Proposed Meeting Workplan.

Groundrules

The Committee reviewed and discussed the proposed draft Groundrules. The Committee unanimously approved and adopted the Groundrules as revised at the meeting. The following key topics were addressed:

- A. The definition of consensus and determining when consensus has been reached.

The Committee discussed:

- the benefits and drawbacks of different options for defining consensus and the number of people could formally disagree with an outcome (not just abstain or stand aside) and still achieve consensus, ranging from unanimous to all but seven members;
- how to treat absence by a principal or alternate or both in determining consensus;
- whether to count members who abstain or stand aside;
- the role of NPS in reaching consensus;
- NPS' commitment to go forward with consensus decisions from the Committee and what NPS would do with partial consensus; and
- how the facilitators will test for consensus.

B. The name "Cape Hatteras National Seashore" and "Cape Hatteras National Seashore Recreational Area."

Committee members discussed the legislative history and administrative usage of the name for CAHA. There are no differences in how national seashores or national seashore recreational areas are managed. Since 1970, all federally designated parks, including National Parks, National Monuments, National Historic Sites, National Seashores, and National Recreation Areas have been managed under the same federal policies and statutes.

C. Pea Island National Wildlife Refuge (PINWR).

The Committee discussed including historical information about ORVs on PINWR, and other historical facts such as changes in wildlife populations. Concerns were expressed that including information about ORV use on PINWAR in the Groundrules might affect later negotiations. Some Committee members noted that because visitors can enjoy non-motorized activities on PINWR it should be discussed by the Committee as part of the overall use of the region's beaches.

Some Committee members noted a lack of clarity between NPS and U.S. Fish and Wildlife Service (USFWS) roles on PINWR and the boundaries of the two areas. The USFWS representative on the Committee is from the ecological services office in Raleigh, not from PINWR. USFWS is on the Committee to reduce the likelihood that a Committee-developed alternative would be rejected in the Section 7 consultation under the Endangered Species Act.

D. Other Topics.

The Committee also discussed the different beach activities to identify, the safeguards and enforcement provisions, compliance with NPS management policies and Director's orders, and contacting Committee members.

Socio-Economic Analysis

Carol Mansfield of RTI International updated the Committee on the development of the socio-economic analysis study conducted as part of the NEPA process, and which will inform the rulemaking process and the Committee.¹ The current study plan proposal, which should be complete by the February meeting, includes a survey of businesses and no visitor intercept study. There already is more data available than RTI has had for other Park studies. The discussion with Ms. Mansfield covered the following topics.

Analysis

Economic analysis is one of several dimensions by which alternatives will be evaluated. RTI will study the alternatives identified in the NEPA process. The analysis will compare the alternatives to each other to understand the likely impacts of doing X or Y. RTI will look at both the positive and the negative impacts of any user or permit fees.

RTI wants the study to be transparent and the Committee to understand the models used, where the numbers come from, etc. The Committee and NPS should ensure the study is not skewed in advance and that the methodology can withstand outside scrutiny. It could be a model for studies at other NPS facilities.

Data Sources and Additional Data

The Committee discussed conducting a visitor-intercept survey (including day trippers to Ocracoke) and different approaches and funding sources. Additional data includes: campgrounds, beach house renters/ users, passive use studies, surrogate species values, visitor studies posted on the Outer Banks Visitors Bureau website, and data from the NC Marine Fisheries Commission has agreed to make available. The real estate, business, fishing, and other representatives on the Committee have constituents that could be surveyed if funds were available. Collecting data for a full calendar year is important because of seasonal variation of human use of the Seashore. OMB approval is required for surveys of more than nine people and the approval process usually takes about 90 days.

Studies done in one part of CAHA might not be useful in predicting outcomes in other area due to differences in parking and access. Similarly, studies done in other regions of the country might not be appropriate for use in predicting outcomes in this area. There is little historical data on levels of ORV use on the Seashore, as traffic counters were only installed within the past year.

¹ The presentation is available at:
<http://parkplanning.nps.gov/document.cfm?parkID=358&projectId=10641&documentID=21654>

Vogelsong and Other Studies

NPS is coordinating a peer review of the study, which may be completed by the February Committee meeting. Some Committee members do not have confidence in the Vogelsong study and would like the opportunity to present the problems with the study.

RTI will review other studies and include a discussion of both limitations and what they did well. RTI is interested in getting the raw data from both the Vogelsong and Neil the surveys. If the peer reviews determine the studies are acceptable, then RTI would like to understand how the studies were conducted. If the study does not pass peer review, NPS will use the remaining studies available, as they are required to use “the best information available.”

Funding for a Visitor Intercept or Other Additional Studies

The Committee discussed the possibility of Committee members, including the Outer Banks Visitors Bureau, or others contributing funding to for a visitor intercept study and concerns with doing so. NPS staff will explore conducting a visitor intercept study and seek funding to support such a study.

Subcommittee

The Committee formed a socio-economic analysis subcommittee to interact with NPS and people conducting the study for NPS as appropriate to provide direct input and discussion about methodology and objectives of data collection. Potential tasks mentioned for the subcommittee include:

- Input whether RTI is acceptable to do the study or if others should be considered;
- Input on study design;
- Input on which businesses should be interviewed;
- Input on assumptions about what alternative behaviors people will engage in;
- Feedback to NPS on the Vogelsong study;
- Input on the design of a visitor intercept study and possible additional funding sources; and
- Identify issues for Committee consideration.

The members of the Subcommittee are: Patti Doerr, David Esham, Bill Foster, Bernie Gould, Sandy Hamilton, Scott Leggat, Carolyn McCormick, Jason Rylander (or Andrew Hawley), Judy Swartwood, Jeff Wells, and Pat Weston. A draft charge for the subcommittee will be developed for discussion and approval at the next Committee meeting.

NEPA Process and Links to Regulatory Negotiation

Sandy Hamilton of NPS Environmental Quality Division went over the NEPA Planning Schedule and how the Committee’s work and the NEPA process fit together. The

Negotiated Rulemaking is considered a “concurrent process” to the NEPA process, and information will flow back and forth between the Committee and the NEPA process. The effort to develop an ORV regulation on CAHA is one of several ORV management planning processes NPS is doing concurrently. Funding for these processes is assured only for the next two years and it is important for the Negotiated Rulemaking to stay in step with the NEPA process.

Ms. Hamilton reviewed the schedule of public meetings in the coming weeks at which NPS staff will share the NEPA Alternatives Options Workbook with the public and ask for written feedback on the ideas presented in the Workbook. Committee members expressed the following key concerns:

- Ease of Access: The Workbook is difficult to access for people who cannot attend a meeting (where Workbooks will be given out) and people without access to a computer.
- Ease of Use: The digital version of the Workbook is in a format that is difficult to save while answers are being completed and difficult to email back to NPS. Several Committee members requested the Workbook in a digital form to send to interested parties and post on their websites.
- Timeline: The deadline for feedback on the Workbook is too short and should be extended beyond January 31.
- Use of Information: NPS intends to use the Workbook to get ideas on options, to learn what adjustments to particular options might improve those options, and to identify additional options. The Workbooks will not be used as a survey.
- Quality of Process: Committee members requested that NPS manage the NEPA public input process to ensure information is provided to the public in a useful form and that the public has an opportunity to provide thoughtful input.

Ms. Hamilton reviewed the NEPA schedule through 2010. According to the schedule, the Committee has about a year to develop an alternative then six months to develop the regulation that includes that alternative. Ms. Hamilton noted that a biological assessment will be completed on the preferred alternative, not on all alternatives.

A committee member suggested that due to the NEPA timeline the Committee should consider meeting more frequently than anticipated to avoid running out of time and can add the preferred alternative at the appropriate time. NPS will do their best to ensure adequate funding to complete the process as long as the Committee is making progress.

Public Comments (January 3 and 4)

- Ted Hamilton asked that information about Committee meetings and relevant documents be sent out to interested parties in addition to Committee members. He also spoke about including PINWAR in Committee discussions, and requested an explanation for why ORV use is considered an incompatible use on PINWAR.
- Diane Lea, who identified herself as a non-resident homeowner, expressed concern that reducing beach access would disenfranchise thousands of CAHA

visitors who spend money on the island and surf fish. She also spoke about the process for becoming a member of the Committee.

- Buddy McDaniels spoke about including horses and horseback riding on the ORV plan developed by the Committee.
- Jim Harris described technical difficulties using the electronic version of the Alternatives Options Workbook and saving information.

In response to questions posed during public comment, NPS provided the following information. A horse is not considered a vehicle on CAHA, and the regulation being developed will be about vehicular use. Many recreational activities will be impacted by an ORV plan and the Committee could consider horseback riding and how it should or should not be connected to ORV use areas on the Seashore. The March NEPA meeting is an internal NPS meeting.

Timeline and Logistics

The Committee formed an agenda planning subcommittee to help develop plenary meeting agendas, select topics to be addressed, and design Committee meetings. The members of the subcommittee are Carla Boucher, Destry Jarvis, Warren Judge, and Mike Murray.

Meeting Dates and Times

The Committee reviewed the current schedule of meeting dates through June 2008. Time between committee meetings is important for reviewing progress made, work with constituencies and caucuses, finding necessary information, etc. The current plan did not include meetings in the summer to avoid the high season. An additional Committee meeting will be scheduled for late August or early September. The Committee discussed the starting and ending time of meetings and the pros and cons of holding meetings on Fridays and Saturdays.

Meeting Locations

Meeting locations will alternate to the north and the south of the Bonner Bridge.

Meeting Summaries

Meeting summaries will be drafted by the facilitators and distributed to the Committee within three weeks from the next business day after the meeting. The Committee will have three weeks to review the draft and provide feedback to the facilitators. The meeting summary will be finalized at the next Committee meeting.

Subcommittee Procedures

Committee members discussed the role of subcommittees. Subcommittees will not have decision-making authority. Subcommittee meetings do not need to be noticed in the Federal Register. The Committee will determine whether non-Committee members will be included on a subcommittee or attend subcommittee meetings.

Proposed Agenda Items for February Meeting

Committee members suggested the following agenda items for the next meeting:

- Standing updates from subcommittees and on any new developments the Committee should know about
- Updates, on economic analysis, litigation, how the Park is planning to operate in the spring, and critical habitat public comments
- Identification of primary issues and start working on big issues
- Criteria for beach openings and closings
- Presentation of public input on the Alternatives Options Workbook and any new, creative ideas generated during NEPA process
- Terminology and definitions, for example types of closures
- Grouping topics into past/status quo versus going forward
- Review of Park resources (staffing, funding, budgets for education, enforcement and research)
- Procedure for channeling individual information requests.

Mike Murray thanked participants for their efforts adjourned the meeting at 3:37pm.

Attachments

- A. Attendance
- B. Action Items
- C. Materials Distributed to the Committee

Attachment A: Attendance

COMMITTEE MEMBERS

| <u>Last Name</u> | <u>First Name</u> | <u>Seat</u> | <u>Organization</u> | <u>Principal or Alt.</u> | <u>Date Present</u> |
|------------------|-------------------|---|--|--------------------------|---------------------|
| Allen | David | State Government | NC Wildlife Resources Commission | P | Jan 3 & 4 |
| Alley | John | User Groups/Open Access | Outer Banks Preservation Assoc | P | Jan 3 & 4 |
| Ballance | Gene | County Government | Hyde County, NC | A | Jan 3 |
| Benjamin | Pete | Federal Government | USFWS, Raleigh Field Office | P | Jan 3 & 4 |
| Boucher | Carla | User Groups/ORV Use | United Four Wheel Drive Assoc | P | Jan 3 & 4 |
| Cahoon | Renee | Tourism, Visitation & Business | Outer Banks Visitor Bureau | A | Jan 3 & 4 |
| Cameron | Susan | State Government | NC Wildlife Resources Commission | A | Jan 3 & 4 |
| Carter | Derb | Environmental & Nat. Res. Conservation (S/R) | Southern Environmental Law Center | P | Jan 3 & 4 |
| Couch | John | User Groups/Open Access | Outer Banks Preservation Assoc | A | Jan 3 |
| Davis | Robert | User Groups/Recreational Fishing | Cape Hatteras Anglers Club | A | Jan 3 & 4 |
| Doerr | Patricia | User Groups/Recreational Fishing | American Sportfishing Assoc | A | Jan 3 & 4 |
| Duke | C.A. | Civic & Homeowner Assoc | Rodanthe-Waves-Salvo Civic Association | P | Jan 3 & 4 |
| Eakes | Bob | User Groups/Recreational Fishing | American Sportfishing Assoc | P | Jan 3 & 4 |
| Esham | David Scott | County Government | Hyde County, NC | P | Jan 4 |
| Folb | Frank | Civic & Homeowner Assoc | Avon Property Owners Assoc | P | Jan 3 & 4 |
| Foster | William | Commercial Fishermen | NC Fisheries Association | A | Jan 3 & 4 |
| Golder | Walker | Environmental & Nat. Resources Conservation (S/R) | Audubon North Carolina | P | Jan 3 & 4 |
| Goodwin | David | Tourism, Visitation & Business | Cape Hatteras Business Allies | A | Jan 3 & 4 |
| Gould | Burnham | Other User Group | Cape Hatteras Recreation Alliance | A | Jan 3 & 4 |
| Hagedon | Sam | Tourism, Visitation & Business | Outer Banks Chamber of Commerce | A | Jan 3 & 4 |
| Hardham | Larry | User Groups/Recreational Fishing | Cape Hatteras Anglers Club | P | Jan 3 & 4 |
| Hawley | Andrew | Environmental & Nat. Resources Conservation (N) | Defenders of Wildlife | A | Jan 3 & 4 |
| Jarvis | Destry | Environmental & Nat. Resources Conservation (N) | Natural Resources Defense Council & The Wilderness Society | P | Jan 3 & 4 |
| Joyner | David | User Groups/ORV Use | NC Beach Buggy Assoc | A | Jan 3 & 4 |
| Judge | Warren | County Government | Dare County, NC | P | Jan 3 & 4 |

| | | | | | |
|-----------|--------------|--|---|---|-----------|
| Kayota | Steven | Civic & Homeowner Assoc | Hatteras Island Homeowners Coalition | P | Jan 4 |
| Keene | Jim | User Groups/ORV Use | NC Beach Buggy Assoc | P | Jan 3 & 4 |
| Kingery | Roy | Civic & Homeowner Assoc | Hatteras Village Civic Assoc | P | Jan 3 & 4 |
| Leggat | Scott | Tourism, Visitation & Business | Outer Banks Chamber of Commerce | P | Jan 4 |
| Lyons | Jim | Other User Group | Cape Hatteras Recreation Alliance | P | Jan 3 & 4 |
| Maddox | Sidney | Environmental. & Nat. Resources Conservation (S/R) | National Audubon Society | A | Jan 3 & 4 |
| Mathis | Wayne | State Government | NC Marine Fisheries Commission | P | Jan 3 & 4 |
| McCall | Aaron | Environmental. & Nat. Resources Conservation (N) | The Nature Conservancy | A | Jan 3 & 4 |
| McCormick | Carolyn | Tourism, Visitation & Business | Outer Banks Visitor Bureau | P | Jan 3 & 4 |
| Milne | Robert | Environmental. & Nat. Resources Conservation (N) | Coalition of NPS Retirees | P | Jan 3 & 4 |
| Moore | Raymond Neal | Other User Group | Cape Hatteras Bird Club | A | Jan 3 & 4 |
| Murray | Michael | Federal Government | Cape Hatteras National Seashore Designated Federal Official | P | Jan 3 & 4 |
| Nuzzo | Matt | Other User Group | Watersports Industry Association | A | Jan 3 & 4 |
| Paquette | Patrick | User Groups/Recreational Fishing | Recreational Fishing Alliance | P | Jan 3 & 4 |
| Peele | Michael | Commercial Fishermen | NC Fisheries Association | P | Jan 3 |
| Rettie | Dwight | Environmental. & Nat. Resources Conservation (N) | Coalition of NPS Retirees | A | Jan 3 & 4 |
| Swartwood | Judy | Tourism, Visitation & Business | Cape Hatteras Business Allies | P | Jan 3 & 4 |
| Wells | Jeffrey | Civic & Homeowner Assoc | Hatteras Landing Homeowners Assoc | P | Jan 3 & 4 |
| Weston | Pat | Civic & Homeowner Assoc | Greater Kinnakeet Shores Homeowners Inc | A | Jan 3 & 4 |
| Winslow | Sara | State Government | NC Marine Fisheries Commission | A | Jan 3 & 4 |
| Wrenn | Lee | County Government | Dare County, NC | A | Jan 3 & 4 |

AGENCY AND OTHER STAFF

| <u>Last Name</u> | <u>First Name</u> | <u>Organization</u> | <u>Date Present</u> |
|------------------|-------------------|------------------------------|---------------------|
| Balance | Kenny | NPS | Jan 3 & 4 |
| Hamilton | Sandy | NPS | Jan 3 & 4 |
| Holda | Cyndy | NPS | Jan 3 & 4 |
| Stevens | Paul | NPS | Jan 3 & 4 |
| Waanders | Jason | Office of the Solicitor, DOI | Jan 3 & 4 |
| Ferguson | Ona | Consensus Building Institute | Jan 3 & 4 |

| | | | |
|--------|--------|-------------------------------|-----------|
| Field | Pat | Consensus Building Institute | Jan 3 & 4 |
| Fisher | Robert | Fisher Collaborative Services | Jan 3 & 4 |

MEMBERS OF THE PUBLIC

| <u>Last Name</u> | <u>First Name</u> | <u>Organization</u> | <u>Public Comment</u> | <u>Date Present</u> |
|------------------|-------------------|-----------------------------|-----------------------|---------------------|
| Angeluci | Vince | Self | | Jan 4 |
| Branch | Harry | Self | | Jan 4 |
| Eng | Michael | USIECR | | Jan 4 |
| Goodloe-Murphy | Mary Helen | The Coastland Times | | Jan 3 |
| Hamilton | Ted | Self | Jan 3 & 4 | Jan 3 & 4 |
| Harris | Jim | Self | Jan 4 | Jan 3 & 4 |
| Laws | Joe | Self | | Jan 4 |
| Lea | Diane | Self | Jan 3 | Jan 3 & 4 |
| Lewis | Pat | USIECR | | Jan 4 |
| Magling (?) | Steve | Self | | Jan 4 |
| McCabe | Kevin | Self | | Jan 4 |
| McDaniel | Buddy | Self | Jan 3 | Jan 3 & 4 |
| Moore | Patricia | Cape Hatteras Bird Club | | Jan 3 & 4 |
| Mosher | Kim | Kim Mosher Design | | Jan 4 |
| Mowers | Carol | NCBBA, CHAC, RFA, NHSFC | | Jan 4 |
| Nolan | Irene | Island Free Press | | Jan 3 |
| Reed | Joe | Self | | Jan 4 |
| Withrow | Steve | Non-Resident Property Owner | | Jan 3 |
| Withrow | Lois | Non-Resident Property Owner | | Jan 3 |

Attachment B

**Cape Hatteras National Seashore Negotiated Rulemaking
Meeting 1 - January 3-4, 2008
Draft Summary of Action Items**

| Task | From | To | Deadline |
|---|-------------|----------------|-------------------------|
| Provide the NEPA Alternative Options Workbook in Microsoft Word format. | NPS | Committee | Done |
| Extend deadline for public comment period on NEPA Alternative Options Workbook to February 15, 2008. | NPS | | Done |
| Get committee appointment letters to Patrick Paquette, Sam Pearsall, Jeff Wells and Bob Eakes. | NPS | PP, SP, JW, BE | ASAP |
| Mail hard copies of the NEPA Alternative Options Workbook to individuals who request it. | NPS | | As needed |
| Prepare and distribute chart of the committee, including stakeholder categories, representatives in each seat, and public contact info (email address). Include staff contact information. | CBI/NPS | Committee | January 21, 2008 |
| Distribute Carol Mansfield's presentation slides from January 3. | NPS | Committee | January 21, 2008 |
| Distribute final version of groundrules as adopted on January 4, 2008. | CBI | Committee | January 21, 2008 |
| Describe methodology for the Vogelsong study peer review. | NPS | Committee | January 28, 2008 |
| Prepare draft meeting summary and distribute. | CBI | Committee | January 28, 2008 |
| Explore mechanisms for, and legal implications of, Outer Banks Visitor's Bureau or other stakeholders providing financial resources for visitor's survey or other aspects of the economic analysis. | NPS/CBI | Committee | January 31, 2008 |
| Submit the March, May and June committee meeting dates for publication in the Federal Register. | NPS | | January 31, 2008 |
| Send list of spring meeting dates and locations. | CBI | Committee | January 31, 2008 |
| Convene Socio-Economic Analysis Subcommittee. | CBI | Subcommittee | TBD |
| Convene Agenda Planning Subcommittee and develop agenda for February meeting. | CBI | Subcommittee | End of Jan Early Feb |
| Review draft meeting summary and submit comments. | Committee | CBI | February 18, 2008 |
| Follow up on ethics questions from discussion of Charter Section E. | CBI/NPS | Committee | February meeting |
| Provide documentation when driving on Pea Island stopped and by what authority. | NPS/FWS | Committee | February meeting |
| Create one page summary of charge and membership of Agenda and Economic Analysis Subcommittees | CBI | Committee | February meeting |
| Determine whether to conduct a peer review of SDR study done by William Neal. | NPS | | February meeting |
| Explore communicating with others outside of the committee on scheduling, agendas, etc. | NPS/CBI | | February meeting |

Attachment C

**Cape Hatteras National Seashore Negotiated Rulemaking
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*Materials Distributed***

1. Revised Agenda, dated December 28, 2007
2. Final Charter, 2007, Negotiated Rulemaking Advisory Committee for Off-Road Vehicle Management at Cape Hatteras National Seashore
3. Draft Groundrules, dated January 2, 2008
4. Memorandum, dated December 26, 2007 to Committee Members from NPS re: Notice of First Meeting and Filing of Committee Charter
5. NEPA Planning Schedule (2008-2010)
6. Draft CAHA Negotiated Rulemaking Proposed Meeting Workplan January 2008, dated December 31, 2007
7. Basic Principles for Agency Engagement in Environmental Conflict Resolution and Collaborative Problem Solving (Attachment to a Memorandum on Environmental Conflict Resolution jointly issued by Office of Management and Budget and the Council on Environmental Quality on 11/28/05)
8. Cape Hatteras National Seashore – Negotiated Rulemaking Committee – Ethics Responsibilities of Members
9. Guidelines for Reimbursement of Travel Expenses for “Cape Hatteras National Seashore Off Road Vehicle Management Negotiated Rulemaking Committee”
10. Application for Travel Support
11. Cape Hatters National Seashore Alternatives Options Workbook, Off-Road Vehicle Management Plan/Environmental Impact Statement, dated January 2008