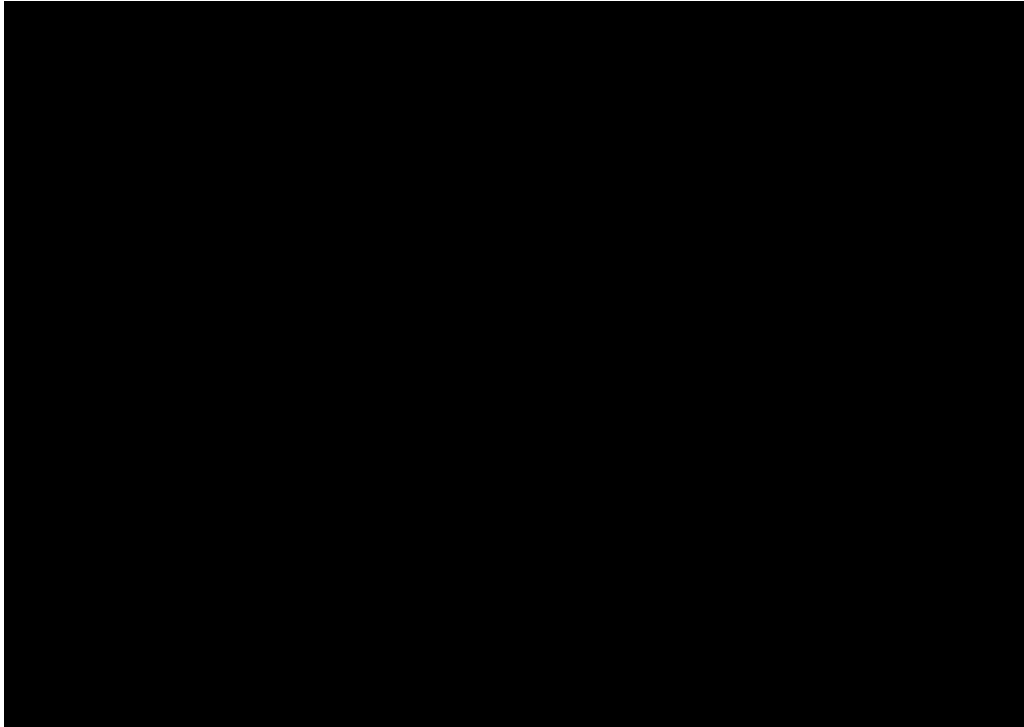


0076054

From: MIKE.STEVENS@sol.doi.gov
To: Mike_Murray@nps.gov
Subject: Re: Please review draft response
Date: 12/03/2008 12:57 PM



Mike_Murray@nps.gov
ov
12/03/2008 08:45 AM
MIKE P STEVENS/ATL/SOL/DOI@SOL
To
cc
Subject
Please review draft response

Mike,

Please review draft reply below, especially paragraph 2 (conflict of interest) to be sure I have explained this correctly.

Thanks,

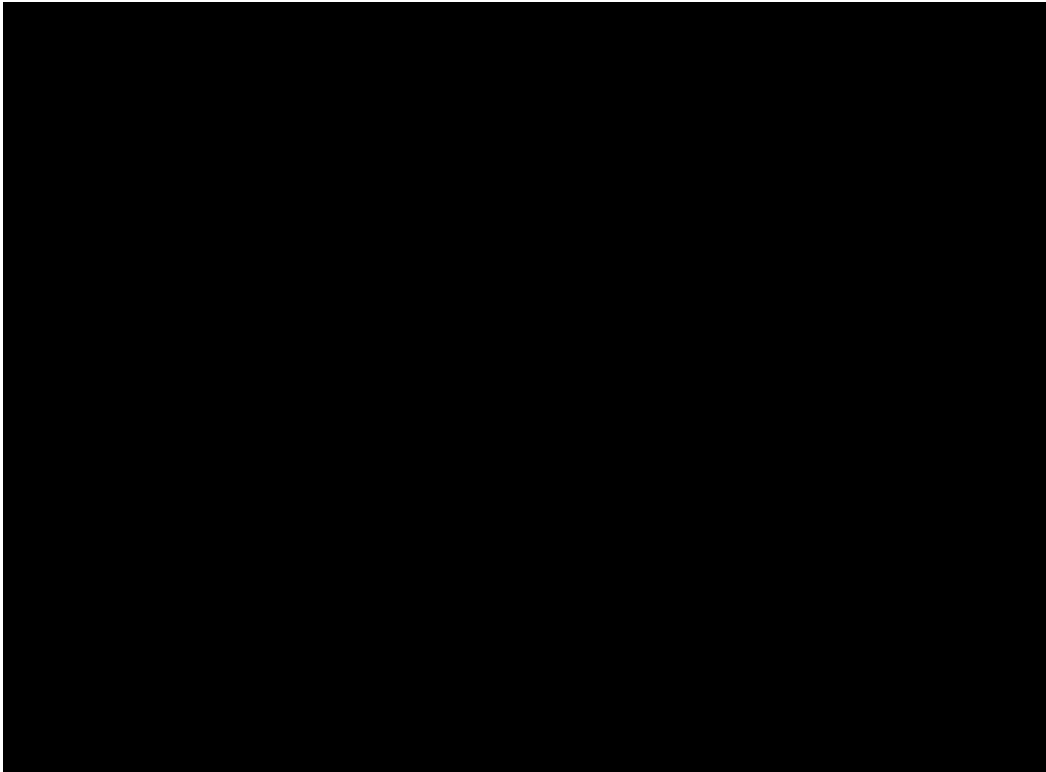
Mike Murray
Superintendent
Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS
(w) 252-473-2111, ext. 148
(c) 252-216-5520
fax 252-473-2595

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----- Forwarded by Mike Murray/CAHA/NPS on 12/03/2008 08:42 AM -----

Mike
Murray/CAHA/NPS
12/03/2008 08:09 AM
"Wayne Mathis" <dheel@bigfoot.com>
cc
"Robert Fisher" <rcf@fisherccs.com>
Subject
RE: Village Closure Subcommittee
(Document link: Mike Murray)



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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"Wayne Mathis"
<dheel@bigfoot.com>
m>
12/02/2008 10:58
PM
"Mike Murray"
<Mike_Murray@nps.gov>, "Robert
Fisher" <rcf@fisherccs.com>
cc
Subject
RE: Village Closure Subcommittee

Robert and Mike:

I shall be candid and frank with you in this response, so please treat this as "privileged" correspondence for your eyes only. My recollections are as follows:

There were elaborate efforts to come to a workable plan for seasonal closures of the Village beaches involving reduced speed limits, corridors

of various widths, adjustments of the closure dates, attempts to define periods of non-vehicular user density based on rental occupancy data from Realty Companies as a closure criterion, and separation of the beaches into North and South zones with different closure policies. Ultimately all proposals were met with truculence and intransigence on the part of the stakeholders who own oceanfront property in the South villages. Even reasonable suggestions and pleas for "consistency, simplicity and enforceability" by Mr. Murray were rejected, as were proposals to trade off closures in the villages for guaranteed open beaches elsewhere..

Disregarding the ethical implications and problems stemming from the fact that those oceanfront property owning individuals stand to personally gain financially from a de-facto privatization of the Public beach adjacent to their property, with the inherent Conflict of Interest, their ludicrous, sustained assertion that the presence of as much as a single vehicle on those beaches at ANY time poses an unacceptable imminent and substantial endangerment to ANY potential pedestrian that might be present was the sticking point that proved unamenable to ANY compromise proposed by the majority of the subcommittee. Personally, I cannot reconcile that rationale with the fact that there is a public roadway at the front of their properties. The only counterproposal from the holdout(s) was total closure to vehicles year round, which was unacceptable to the other stakeholders. When one member stated that he was prepared to sue if anything less than total year round closure was proposed, talks broke down.

Robert, the subcommittee was constituted to propose workable SEASONAL closures to meet REASONABLE safety considerations for times when there were many sedentary, recumbent or pedestrian visitors using the beaches. TOTAL, YEAR ROUND closure to vehicular access is neither JUSTIFIABLE, REASONABLE nor SEASONAL. It is nothing more than a blatant attempt by a few individuals to privatize Public land.

Short or removing the recalcitrant individual(s) who have a financial conflict of interest from the Committee, for reason, I foresee nothing but impasse in further discussions. Consider that during the last Committee meeting, when seasonal vehicular corridors of various minimum widths were proposed before the Committee as a Whole, the adamant inflexibility and unwillingness to negotiate ANY reasonable proposal on the part of the individual(s) was readily apparent to anyone present.

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

From: Robert Fisher [mailto:rcf@fisherco.com]
 Sent: Monday, December 01, 2008 8:23 AM
 To: johnalley@earthlink.net; sonnyduke@aol.com; MFCREP@bigfoot.com; nonresidentowner@aol.com; chra07@yahoo.com; kayota@cox.net
 Cc: Pat Field; Ona Ferguson; Cyndy Holda; vsanguineti@comcast.net; Mike Murray; Paul_Stevens@nps.gov
 Subject: Village Closure Subcommittee

All,

Before the September meeting it appeared the subcommittee was on the verge of an agreement on how to handle village closures. From my discussions with many of you it seems there may be a misunderstanding about what happened to that potential agreement.

Please let me know what you considered the terms of the deal to be and what you think happened to derail it. Also, please let me know if there is anything in the NPS Draft EIS alternatives about village closures that you would like the subcommittee to consider or that we might be able to build on. You can send this information to me confidentially or to the whole subcommittee.

Robert

[attachment "Jan08 Ethics doc.pdf" deleted by MIKE P STEVENS/ATL/SOL/DOI]