



## **DEPARTMENT OF THE INTERIOR**

### **Bureau of Land Management**

**[BLM\_AZ\_FRN\_MO4500170881 AZ-SRP-030-23-13]**

### **Notice of Temporary Closure and Temporary Restrictions of Selected Public Lands in Mohave County, AZ**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of temporary closure and restrictions.

**SUMMARY:** As authorized under the provisions of the Federal Land Policy and Management Act of 1976, as amended, notice is hereby given that a temporary closure and temporary restrictions of activities will be in effect on public lands administered by the Lake Havasu Field Office, Bureau of Land Management (BLM), to minimize the risk of potential collisions with spectators and racers during the annual Ultra4 USA Legends of the Fall off-highway vehicle (OHV) race events authorized under a special recreation permit (SRP).

**DATES:** The temporary restrictions for the Ultra4 USA Legends of the Fall take effect at 11:59 p.m., October 24, through midnight October 29, 2023. The temporary closure takes effect at 11:59 p.m., October 25, 2023, through midnight October 29, 2023. All times are listed in local time.

**FOR FURTHER INFORMATION CONTACT:** Sabrina Bice, Outdoor Recreation Planner, BLM Lake Havasu Field Office, 1785 Kiowa Avenue, Lake Havasu City, Arizona 86403, (928) 302-4255. Also see the Lake Havasu Field Office website: <https://www.blm.gov/office/lake-havasu-field-office>. Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the

United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:** The temporary closure and restrictions affect public lands in and around the Standard Wash Open OHV area near the communities of Lake Havasu City in Mohave County, Arizona. The temporary closure applies to all public use, including pedestrian and vehicle, unless excepted. The temporary closure area follows the event racecourse. The temporary restriction area applies to the remaining public lands in the Standard Wash Open OHV area as designated in the 2007 Lake Havasu Field Office Approved Resource Management Plan and Record of Decision. Within the temporary restriction area, the temporary restrictions apply in addition to all existing regulations.

On September 4, 2020, the decision record authorizing off-road high-speed events within the Standard Wash Open OHV area was signed. The environmental assessment analyzing these routes (EA #DOI-BLM-AZ-C030-2020-0043) concluded that allowing permitted motorized racers exclusive use of the designated open OHV area would mitigate safety concerns.

The temporary closure and restrictions are necessary because of the high-speed nature of the race event and the added safety concerns due to limited visibility during nighttime. Roads leading into the public lands under the temporary closure and restrictions will be posted with copies of the temporary closure, temporary restrictions, and associated maps to notify the public. The temporary closure and restriction orders will also be posted in the Lake Havasu Field Office and online at <https://www.blm.gov/office/lake-havasu-field-office>. Maps of the affected area and other documents associated with this temporary closure are available at the Lake Havasu Field Office, 1785 Kiowa Avenue, Lake Havasu City, Arizona.

The closures and restrictions are issued under the authority of 43 CFR 8364.1, which allows the BLM to establish closures and restrictions for the protection of persons, property, and public lands and resources. Violation of any of the terms, conditions, or restrictions contained within this closure and restrictions order may subject the violator to citation or arrest with a penalty of a fine or imprisonment or both as specified by law.

**TEMPORARY CLOSURE:**

- a. The designated racecourse is closed to public entry during the temporary closure, with the following exceptions:
  - i. The person is an employee or authorized volunteer with the BLM, a law enforcement officer, emergency medical service provider, fire protection provider, or another public agency employee working at and assigned to the event;
  - ii. The person is working at or attending the event directly on behalf of the permit holder.
- b. Motor vehicles may be operated within the temporary closure area under the circumstances listed below:
  - i. Race participants and support vehicles on designated routes;
  - ii. BLM, medical, law enforcement, and firefighting vehicles are authorized at all times;
  - iii. Vehicles operated by the permit holder's staff or contractors and volunteers are authorized at all times. These vehicles must display evidence of event registration at all times in such manner that it is visible on the front of the vehicle while the vehicle is in motion.

**TEMPORARY RESTRICTIONS:**

1. ENVIRONMENTAL RESOURCE MANAGEMENT AND PROTECTION

- a. Cutting or collecting firewood of any kind, including dead and downed wood or other vegetative material, is prohibited.
- b. Grey Water Discharge: The discharge and dumping of grey water onto the ground surface is prohibited. Grey water is defined as water that has been used for cooking, washing, dishwashing, or bathing and/or contains soap, detergent, food scraps, or food residue, regardless of whether such products are biodegradable or have been filtered or disinfected.
- c. Human Waste: The depositing of human waste (liquid and/or solid) on the ground surface is prohibited.

## 2. ALCOHOL/PROHIBITED SUBSTANCE

- a. Possession of alcohol by minors is prohibited. Selling or offering to sell any alcoholic beverage on public lands under this notice is prohibited.

## 2. DRUG PARAPHERNALIA

- a. The possession of drugs and/or drug paraphernalia is prohibited.

## 3. DISORDERLY CONDUCT

- a. Disorderly conduct is prohibited. No person shall cause a public disturbance or create a risk to other persons on public lands by engaging in activities which include, but are not limited to, the following:
  - i. Making unreasonable noise;
  - ii. Creating a hazard or nuisance;
  - iii. Refusing to disperse when directed to do so by an authorized officer;
  - iv. Resisting arrest or issuance of citation by an authorized officer engaged in performance of official duties; interfering with any Bureau of Land Management employee or volunteer engaged in performance of official duties;
  - v. Assaulting, committing a battery upon, or

- vi. Knowingly giving any false or fraudulent report of an emergency situation or crime to any Bureau of Land Management employee or volunteer engaged in the performance of official duties.

#### 4. EVICTION OF PERSONS

- a. The temporary restriction area is closed to any person who:
  - i. Has been evicted from the event by the permit holder, whether or not the eviction was requested by an employee or other authorized representative of the BLM;
  - ii. Has been evicted from the event by an employee or other authorized representative of the BLM; or
  - iii. Has been ordered by a federal, state, local, or Tribal law enforcement officer to leave the area of the permitted event.
- b. Any person evicted from the event forfeits all privileges to be present within the temporary restriction area.

#### 5. MOTOR VEHICLES

- a. Motor vehicles must comply with the following requirements:
  - i. Motor vehicle operators must possess evidence of valid vehicle insurance.
  - ii. Motor vehicles and trailers must not block a street used for vehicular travel or a pedestrian pathway. Parking any off-highway vehicle in violation of posted restrictions; or in such a manner as to obstruct or impede normal or emergency traffic movement or the parking of other vehicles; creating a safety hazard; or endangering any person, property, or feature, is prohibited. Vehicles parked in violation are subject to citation, removal, and/or impoundment at the owner's expense.

- iii. Operating a vehicle through, around, or beyond a restrictive sign, barricade, fence, or traffic control barrier or device is prohibited.
- iv. Failure to obey any person authorized to direct traffic or control access to event area including federal, state, local, and Tribal law enforcement officers, BLM employees and their authorized representatives, and designated race officials is prohibited.

## 6. PUBLIC CAMPING

- a. The temporary restriction area is closed to public camping with the following exceptions:
  - i. The permitted event's spectators, who are camped in designated spectator areas, as marked by protective fencing, barriers, and informational signage provided by the permit holder; and
  - ii. The permit holder's authorized staff, contractors, and BLM-authorized event managers.
- b. Spectator area site reservations, or denying other visitors or parties from utilizing unoccupied portions of the spectator area by marking with flags, tape, posts, cones, etc., are prohibited. Vehicles and trailers may not be left unattended for over 72 hours.
- c. Failure to observe restricted area quiet hours of midnight to 6 a.m. is prohibited.

## 7. WEAPONS

- a. Discharging or use of firearms or other weapons is prohibited.
- b. The prohibition above shall not apply to federal, state, local, and Tribal law enforcement personnel who are working in their official capacity at the event.

## 8. PUBLIC USE

- a. Failure to obey any official sign posted by the BLM, federal, state, local, and Tribal law enforcement, La Paz County, or the permit holder is prohibited.

#### **EXISTING REGULATIONS:**

The following list of existing regulations is not intended to be comprehensive. A complete list of laws and regulations applicable to public lands in Arizona may be viewed at: <http://www.azd.uscourts.gov/sites/default/files/general-orders/19-14.pdf>.

#### **ENVIRONMENTAL RESOURCE MANAGEMENT AND PROTECTION**

- a. No person may deface, disturb, remove, or destroy any natural object - 43 CFR 8365.1-5(a)(1).
- b. Fireworks: The use, sale, or possession of personal fireworks is prohibited - 43 CFR 9212.1 (h).
- c. Black Water Discharge: The discharge and dumping of black water onto the ground surface is prohibited. Black water is defined as wastewater containing feces, urine, and/or flush water - 43 CFR 8365.1-1(b)(3).
- d. Trash: The discharge of any and all trash/litter onto the ground surface is prohibited. All event participants must pack out or properly dispose of all trash at an appropriate disposal facility - 43 CFR 8365.1-1(b)(1).
- e. Hazardous Materials: The dumping or discharge of vehicle oil, petroleum products, or other hazardous household, commercial, or industrial refuse or waste onto the ground surface is prohibited. This applies to all recreational vehicles, trailers, motorhomes, port-a-potties, generators, and other camp infrastructure - 43 CFR 8365.1-1(b)(3).

#### **1. ALCOHOL/PROHIBITED SUBSTANCE**

- a. Possession of an open container of an alcoholic beverage by the driver or operator of any motorized vehicle, whether or not the vehicle is in motion, is prohibited - 43 CFR 8365.1-6.

- b. Possession of alcohol by minors. Consumption or possession of any alcoholic beverage by a person under 21 years of age on public lands is prohibited - 43 CFR 8365.1-6, Supplementary Rule 63 FR 43716.
- c. Operation of a motor vehicle while under the influence of alcohol, marijuana, narcotics, or dangerous drugs is prohibited - 43 CFR 8341.1(f)(3).

## 2. DISORDERLY CONDUCT

- a. Obstructing, resisting, or attempting to elude a law enforcement officer, or failing to follow their orders or directions is prohibited - 43 CFR 8365.1-4(a)(4).

## 3. MOTOR VEHICLES

- a. Motor vehicles must comply with the following requirements:
  - i. The operator of a motor vehicle must possess a valid driver's license - 43 CFR 8341.1(e).
  - ii. Motor vehicles and trailers must possess evidence of valid registration - 43 CFR 8341.1(d).
  - iii. Motor vehicles must not exceed the posted speed limit - 43 CFR 8341.1(f)(2).

## 4. PETS OR OTHER ANIMALS

- a. Allowing any pet or other animal to be unrestrained is prohibited. All pets must be restrained by a leash of not more than six feet in length - 43 CFR 8365.2-1(c).

**ENFORCEMENT:** Any person who violates these closures or restrictions may be tried before a United States magistrate and fined in accordance with 18 U.S.C. 3571, imprisoned no more than 12 months under 43 U.S.C. 1733(a) and 43 CFR 8360.0-7, or both. In accordance with 43 CFR 8365.1-7, any person is also subject to penalty for violations of state law.

**AUTHORITY:** 43 CFR 8364.1

**William Mack,**

*District Manager.*

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