

## Law Enforcement (FINAL)

FOR OFFICE USE ONLY:

Version # \_\_\_\_\_

APP # 700329

### ITEM 1. Proposed Project

The Nevada County Sheriff's Office services the unincorporated areas of Nevada County which include all of the federal lands in Nevada County. The federal lands include the Tahoe National Forest to the East of Nevada City and Bureau of Land Management lands to the North and Southeast of Nevada City. Large tracts of private lands are interspersed within the public lands.

In the Tahoe National Forest lands within Nevada County there are 80 miles of designated motorized OHV trails and 68 miles of OSV trails. There are six dedicated OHV/OSV trailheads/staging areas serving the eastern part of Nevada County. They are located at Bear Valley, Indian Springs, Rattlesnake Mountain, Meadow Lake, Prosser Hills and Little Truckee Summit. There is one dedicated OHV area located at Prosser Pits and one high OHV/OSV use area located at Boca Reservoir.

In Western Nevada County there is one dedicated OHV trailhead located at Chalk Bluff. There are five high use OHV areas that include Greenhorn Creek, Steepollow Creek, Jackass Flats, Deadman's Flat and Town of Washington areas.

This project will allow the Nevada County Sheriff's Office to positively impact OHV/OSV problems ranging from registration violations to fatal collisions. We will contact OHV/OSV enthusiasts, educate and take enforcement action when and where necessary to ensure that all OHV/OSV are properly operated as required by law. This will include those vehicles brought into our county from out of the state that are not properly permitted as required by 38087.5 CVC. We will increase the level of safety and fire prevention by enforcing equipment violations ensuring OHV's are properly fitted with spark arrestors. We will have a positive impact on the number of injuries and deaths caused by riders not being properly equipped with helmets, operating ATV's with more than the one person on board unless equipped to do so and minors operating ATV's without proper safety certification or supervision. We will aggressively seek to educate and enforce egregious violations of unsafe operation including speed and reckless operation. We will make contact with those OHV/OSV enthusiasts who trespass on private property and reduce the problem through a program of education and enforcement. We will patrol and make education and enforcement contacts relative to complaints of noise, dust and other disturbances.

We will work in conjunction with USFS and BLM law enforcement officers to meet our common goal of educating OHV/OSV enthusiasts and enforcement of OHV/OSV violations.

### ITEM 2. Project Coverage

The area to be patrolled is located primarily to the east of Nevada City in the Western portion of Nevada County and extends to the Nevada State line with the exception of Deadman's flat which is located west of Nevada City. This area encompasses approximately 508 square miles. This area includes all of the USFS lands and the majority of the BLM lands in Nevada County. The public lands to be patrolled total 267 square miles.

### ITEM 3. Describe the frequency of the patrols

Routine patrols will be conducted in the Chalk Bluff, Greenhorn Creek, Jackass Flats, Deadman's Flat, Town of Washington, Prosser Hills, Little Truckee Summit, Prosser Pits and Boca Reservoir areas.

With the closure of the majority of the Greenhorn Creek area to OHV use, an increased amount of OHV use has been noted along the I-80 and Hwy 20 corridors in the Bear Valley, Bowman Lake, Indian Springs and Rattlesnake Mountain areas. The designated and undesignated trailheads in these areas provide access to a large portion of the trails and forest system roads within Nevada County. Another area with increased OHV activity due to the closure is the Steepollow Creek area to the Southeast of Greenhorn Creek. Patrols in these areas will need to be increased to provide proper coverage.

Extra patrols will be conducted on high use weekends such as Memorial Day, Independence Day, Labor Day and Martin Luther King Day.

As problematic OHV/OSV use areas are identified they will receive increased patrols.

**ITEM 4. Deployment of Personnel**

A Sergeant will be assigned to oversee the project and will periodically patrol with Deputies to evaluate performance and safety procedures. The Sergeant will evaluate complaints related to OHV/OSV activity and determine the appropriate action to resolve these complaints.

Two Deputies will be deployed via OHV/OSV or patrol vehicle for patrol activities. Deputies will work eight hour shifts while on patrol and vary the start times to provide the best service to the OHV/OSV community.

An accountant will be assigned to assist with budget expenditure tracking and billing.

## LE Certification

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### Law Enforcement - Page 1

1. Identify areas with high priority law enforcement needs because of public safety, cultural resources, and sensitive environmental habitats, including wilderness areas and areas of critical environmental concerns:

The Greenhorn Creek / Chalk Bluff areas have historically been a high use OHV area seeing many OHV enthusiasts each weekend. With the closures of the Hansen Brothers Enterprises property and BLM properties in the Greenhorn Creek area there will be increased intrusions onto public and private lands that are closed to OHV use.

The Steephollow Creek area located to the Southeast of Greenhorn Creek has seen an increase of OHV use due to the Greenhorn Creek closures. The public lands surrounding Steephollow Creek are managed by the BLM and are closed to OHV use. Intrusions onto public and private lands that are closed to OHV use have increased dramatically.

The Boca Reservoir, Prosser Reservoir and the Interstate 80 corridor areas have a high percentage of OHV enthusiasts from out of state utilizing the area. There will continue to be a large number of OHV/OSV's without Nonresident Special Operating Permits.

2. Describe how the proposed Project relates to OHV Recreation and will sustain OHV Recreation, motorized off-highway access to non-motorized recreation, or OHV Opportunities associated with the Project Area:

By coupling aggressive education with enforcement activities this project will allow safe OHV/OSV opportunities in Nevada County. The project will help reduce the number of OHV/OSV complaints directed towards federal land agencies by neighboring private landowners which will help reduce potential public land closures to OHV/OSV recreation. The project will also ensure that out of state OHV/OSV users comply with California's laws and standards of safe OHV/OSV operation.

3. Describe the Applicant's formal or informal cooperation with other law enforcement agencies:

The Nevada County Sheriff's Office works with USFS, BLM and State Parks on a mutual aid basis.

Additionally the USFS contracts with the Nevada County Sheriff's Office for additional law enforcement coverage during the summer months. One Deputy is assigned to patrol the USFS lands within Nevada County.

During the Martin Luther King Day weekend of 2010 the Nevada County Sheriff's Office and the USFS worked together during a two day OHV gathering held in the Greenhorn Creek area.

### Law Enforcement - Page 2

4. Does the Applicant recover a portion of the law enforcement costs directly associated with privately sponsored OHV events where sponsors have obtained a local permit? (Please select Yes or No)

Yes  No

Explain

The privately sponsored OHV events in Nevada County obtain their use permits through the USFS. The Nevada County Sheriff's Office receives no funds from the events.

5. The Applicant agrees to implement a public education program that includes information on safety programs available in the area and how to report OHV violations? (Please select Yes or No)

Yes  No

6. Describe the Applicant's OHV law enforcement training program including how the training program educates personnel to address OHV safety and natural and cultural resource protection:

The Nevada County Sheriff's Office conducts hands on training for Deputies on OHV/OSV operation and safety. The training is currently provided for select Deputies and specialized teams. Briefing training is provided for all Deputies on vehicle code sections pertaining to OHV/OSV operation and enforcement.

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7. Is the proposed project in accordance with local or federal plans and the OHMVR Division Strategic Plan? (Please select Yes or No)  Yes  No
8. LOCAL AGENCIES ONLY - Describe the Applicant's policies and/or agreements regarding enforcement on federal land:  
The Nevada County Sheriff's Office enforces all local and state laws on public and private lands with in its jurisdiction pursuant to a memorandum of understanding with Federal agencies.
9. COUNTIES ONLY - Describe how the OHV in-lieu of tax funds are being used and whether the use of these fees complements the Applicant's project:  
The Nevada County Sheriff's Office uses its in-lieu funds for OHV/OSV enforcement during daily operations. A portion of the these funds will be used as matching funds for this project.

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10. APPLICANTS WHO MANAGE OHV RECREATION FACILITIES – Describe how your organization is meeting its operation and maintenance needs:  
The Nevada County Sheriff's Office does not manage any OHV facilities.
11. The Applicant agrees to enforce the registration of OHVs and the other provision of Division 16.5 commencing with Section 38000 of the vehicle code and to enforce other applicable laws regarding the operation of OHVs? (Please select Yes or No)  Yes  No

**Project Cost Estimate**

FOR OFFICE USE ONLY:		Version # _____	APP # _____
<b>APPLICANT NAME :</b>	Nevada County Sheriff's Office		
<b>PROJECT TITLE :</b>	Law Enforcement (FINAL)	<b>PROJECT NUMBER (Division use only) :</b>	G09-03-16-L01
<b>PROJECT TYPE :</b>	<input type="checkbox"/> Acquisition <input type="checkbox"/> Development <input type="checkbox"/> Education & Safety <input type="checkbox"/> Ground Operations <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Planning <input type="checkbox"/> Restoration		
<b>PROJECT DESCRIPTION :</b>	<p>The Nevada County Sheriff's Office services the unincorporated areas of Nevada County which include all of the federal lands in Nevada County. The federal lands include the Tahoe National Forest to the East of Nevada City and Bureau of Land Management lands to the North and Southeast of Nevada City. Large tracts of private lands are interspersed within the public lands.</p> <p>In the Tahoe National Forest lands within Nevada County there are 80 miles of designated motorized OHV trails and 68 miles of OSV trails. There are six dedicated OHV/OSV trailheads/staging areas serving the eastern part of Nevada County. They are located at Bear Valley, Indian Springs, Rattlesnake Mountain, Meadow Lake, Prosser Hills and Little Truckee Summit. There is one dedicated OHV area located at Prosser Pits and one high OHV/OSV use area located at Boca Reservoir.</p> <p>In Western Nevada County there is one dedicated OHV trailhead located at Chalk Bluff. There are five high use OHV areas that include Greenhorn Creek, Steephollow Creek, Jackass Flats, Deadman's Flat and Town of Washington areas.</p> <p>This project will allow the Nevada County Sheriff's Office to positively impact OHV/OSV problems ranging from registration violations to fatal collisions. We will contact OHV/OSV enthusiasts, educate and take enforcement action when and where necessary to ensure that all OHV/OSV are properly operated as required by law. This will include those vehicles brought into our county from out of the state that are not properly permitted as required by 38087.5 CVC. We will increase the level of safety and fire prevention by enforcing equipment violations ensuring OHV's are properly fitted with spark arrestors. We will have a positive impact on the number of injuries and deaths caused by riders not being properly equipped with helmets, operating ATV's with more than the one person on board unless equipped to do so and minors operating ATV's without proper safety certification or supervision. We will aggressively seek to educate and enforce egregious violations of unsafe operation including speed and reckless operation. We will make contact with those OHV/OSV enthusiasts who trespass on private property and reduce the problem through a program of education and enforcement. We will patrol and make education and enforcement contacts relative to complaints of noise, dust and other disturbances.</p> <p>We will work in conjunction with USFS and BLM law enforcement officers to meet our common goal of educating OHV/OSV enthusiasts and enforcement of OHV/OSV violations.</p>		

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
<b>DIRECT EXPENSES</b>							
<b>Program Expenses</b>							
1	Staff						

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: Nevada County Sheriff's Office  
 Application: Law Enforcement (FINAL)

2/19/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Sergeant Notes : Overtime	95.000	52.820	HRS	5,018.00	0.00	5,018.00
	Law Enforcement Officers Notes : Overtime	967.000	44.440	HRS	42,973.00	0.00	42,973.00
	Other-Senior Accounting Assistant Notes : To track project costs and billing	48.000	20.660	HRS	0.00	992.00	992.00
	Law Enforcement Officers Notes : From in-lieu funding.	304.000	29.630	HRS	0.00	9,008.00	9,008.00
	<b>Total for Staff</b>				47,991.00	10,000.00	57,991.00
<b>2</b>	<b>Contracts</b>						
<b>3</b>	<b>Materials / Supplies</b>						
<b>4</b>	<b>Equipment Use Expenses</b>						
	Vehicle Operations and Maintenance Notes : Maintenance for patrol vehicles and tow vehicles	2000.000	0.500	MI	0.00	1,000.00	1,000.00
	Vehicle Operations and Maintenance Notes : ATV's, snowmobiles and snow cats.	400.000	1.500	HRS	0.00	600.00	600.00
	<b>Total for Equipment Use Expenses</b>				0.00	1,600.00	1,600.00
<b>5</b>	<b>Equipment Purchases</b>						
<b>6</b>	<b>Others</b>						
<b>7</b>	<b>Indirect Costs</b>						
	Indirect Costs-Indirect Costs Notes : Indierct project costs	1.000	4700.000	EA	0.00	4,700.00	4,700.00
	<b>Total Program Expenses</b>				47,991.00	16,300.00	64,291.00
	<b>TOTAL DIRECT EXPENSES</b>				47,991.00	16,300.00	64,291.00
	<b>TOTAL EXPENDITURES</b>				<b>47,991.00</b>	<b>16,300.00</b>	<b>64,291.00</b>



Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: Nevada County Sheriff's Office  
 Application: Law Enforcement (FINAL)

2/19/2010

	Line Item	Grant Request	Match	Total	Narrative
<b>DIRECT EXPENSES</b>					
<b>Program Expenses</b>					
1	Staff	47,991.00	10,000.00	57,991.00	
2	Contracts	0.00	0.00	0.00	
3	Materials / Supplies	0.00	0.00	0.00	
4	Equipment Use Expenses	0.00	1,600.00	1,600.00	
5	Equipment Purchases	0.00	0.00	0.00	
6	Others	0.00	0.00	0.00	
7	Indirect Costs	0.00	4,700.00	4,700.00	
<b>Total Program Expenses</b>		47,991.00	16,300.00	64,291.00	
<b>TOTAL DIRECT EXPENSES</b>		47,991.00	16,300.00	64,291.00	
<b>TOTAL EXPENDITURES</b>		<b>47,991.00</b>	<b>16,300.00</b>	<b>64,291.00</b>	

## Environmental Review Data Sheet (ERDS)

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### ITEM 1 and ITEM 2

#### ITEM 1

- a. ITEM 1 - Has a CEQA Notice of Determination (NOD) been filed for the Project?  Yes  No  
(Please select Yes or No)

#### ITEM 2

- b. Does the proposed Project include a request for funding for CEQA and/or NEPA document preparation prior to implementing the remaining Project Deliverables (i.e., is it a two-phased Project pursuant to Section 4970.06.1(b)) (Please select Yes or No)  Yes  No

### ITEM 3 - Project under CEQA Guidelines Section 15378

- c. ITEM 3 - Are the proposed activities a "Project" under CEQA Guidelines Section 15378?  Yes  No  
(Please select Yes or No)
- d. The Application is requesting funds solely for personnel and support to enforce OHV laws and ensure public safety. These activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. (Please select Yes or No)  Yes  No
- e. Other. Explain why proposed activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. DO NOT complete ITEMS 4 – 10

### ITEM 4 - Impact of this Project on Wetlands

### ITEM 5 - Cumulative Impacts of this Project

### ITEM 6 - Soil Impacts

### ITEM 7 - Damage to Scenic Resources

### ITEM 8 - Hazardous Materials

Is the proposed Project Area located on a site included on any list compiled pursuant to Section 65962.5 of the California Government Code (hazardous materials)? (Please select Yes or No)  Yes  No

If YES, describe the location of the hazard relative to the Project site, the level of hazard and the measures to be taken to minimize or avoid the hazards.

### ITEM 9 - Potential for Adverse Impacts to Historical or Cultural Resources

Would the proposed Project have potential for any substantial adverse impacts to historical or cultural resources? (Please select Yes or No)  Yes  No

Discuss the potential for the proposed Project to have any substantial adverse impacts to historical or cultural resources.

### ITEM 10 - Indirect Significant Impacts

**CEQA/NEPA Attachment**