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GOGA Dog Management Plan/EIS
Commercial Dogwalking
draft

BACKGROUND

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APPROACHES TO MANAGING COMMERCIAL DOGWALKING

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sent via blackberry

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

From: Shirwin Smith
Sent: 03/24/2008 07:19 PM EDT
To: Michael Edwards
Cc: Aaron Roth; Chris Powell; sboltz@eaest.com
Subject: Re: CUA's, commercial dogwalking and NPOMA

(b)

Shirwin Smith
Management Assistant
Golden Gate National Recreation Area
Ft. Mason, Building 201
San Francisco, CA 94123
415-561-4947 (o)
415-716-9999 (c)

Michael B Edwards

03/24/2008 04:55 PM
MDT

To: Shirwin
Smith/GOGA/NPS@NPS
cc: Aaron
Roth/GOGA/NPS@NPS, Chris Powell/GOGA/NPS@NPS,
sboltz@eaest.com
Subject: Re: CUA's, commercial dogwalking and NPOMA

(b) (5)

(b) (5)

Michael B. Edwards

National Park Service
WASO-EQD
PO Box 25287
Denver, CO 80225
PHONE: 303-987-6953
FAX: 303-987-6782

Shirwin Smith/GOGA/NPS

03/24/2008 06:43 PM EDT

To Michael B Edwards/DENVER/NPS@NPS
cc Aaron Roth/GOGA/NPS@NPS, Chris
Powell/GOGA/NPS@NPS, sboltz@eaest.com
Subject Re: CUA's, commercial dogwalking and NPOMA

(b) (5)

Shirwin Smith
Management Assistant
Golden Gate National Recreation Area
Ft. Mason, Building 201
San Francisco, CA 94123
415-561-4947 (o)
415-716-9999 (c)

Michael B Edwards

03/24/2008 04:34 PM
MDT

To: Shirwin
Smith/GOGA/NPS@NPS, Aaron Roth/GOGA/NPS@NPS, Chris
Powell/GOGA/NPS@NPS
cc: sboltz@eae
st.com
Subject: CUA's, commercial dogwalking and NPOMA

Hi Shirwin, Chris, Aaron:

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SEC. 418. COMMERCIAL USE AUTHORIZATIONS.

16 USC 5966.

- (a) **In General.**—To the extent specified in this section, the Secretary, upon request, may authorize a private person, corporation, or other entity to provide services to visitors to units of the National Park System through a commercial use authorization. Such authorizations shall not be considered as concessions contracts pursuant to this title nor shall other sections of this title be applicable to such authorizations except where expressly so stated.
- (b) **Criteria for Issuance of Authorizations.**—
- (1) **Required determinations.**—The authority of this section may be used only to authorize provision of services that the Secretary determines will have minimal impact on resources and values of the unit of the National Park System and are consistent with the purpose for which the unit was established and with all applicable management plans and park policies and regulations.
 - (2) **Elements of authorization.**—The Secretary shall—
 - (A) require payment of a reasonable fee for issuance of an authorization under this section, such fees to remain available without further appropriation to be used, at a minimum, to recover associated management and administrative costs;
 - (B) require that the provision of services under such an authorization be accomplished in a manner consistent to the highest practicable degree with the preservation and conservation of park resources and values;
 - (C) take appropriate steps to limit the liability of the United States arising from the provision of services under such an authorization; and
 - (D) have no authority under this section to issue more authorizations than are consistent with the preservation and proper management of park resources and values, and shall establish such other conditions for issuance of such an authorization as the Secretary determines appropriate for the protection of

visitors, provision of adequate and appropriate visitor services, and protection and proper management of the resources and values of the park.

- (c) **Limitations.**—Any authorization issued under this section shall be limited to—
- (1) commercial operations with annual gross receipts of not more than \$25,000 resulting from services originating and provided solely within a unit of the National Park System pursuant to such authorization;
 - (2) the incidental use of resources of the unit by commercial operations which provide services originating and terminating outside of the boundaries of the unit; or
 - (3) such uses by organized children's camps, outdoor clubs and nonprofit institutions (including back country use) and such other uses as the Secretary determines appropriate.

Nonprofit institutions are not required to obtain commercial use authorizations unless taxable income is derived by the institution from the authorized use.

- (d) **Prohibition on Construction.**—An authorization issued under this section shall not provide for the construction of any structure, fixture, or improvement on federally-owned lands within the boundaries of a unit of the National Park System.
- (e) **Duration.**—The term of any authorization issued under this section shall not exceed 2 years. No preferential right of renewal or similar provisions for renewal shall be granted by the Secretary.
- (f) **Other Contracts.**—A person, corporation, or other entity seeking or obtaining an authorization pursuant to this section shall not be precluded from also submitting proposals for concessions contracts.

Michael B. Edwards
National Park Service
WASO-EQD
PO Box 25287
Denver, CO 80225
PHONE: 303-987-6953
FAX: 303-987-6782

GOGA Dog Management Plan/EIS
Commercial Dogwalking
draft

BACKGROUND

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**COMMERCIAL DOGWALKING CONCEPTS FROM THE NEGOTIATED
RULEMAKING COMMITTEE:**

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GOGA Dog Management Plan/EIS
Commercial Dogwalking
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RULEMAKING COMMITTEE:**

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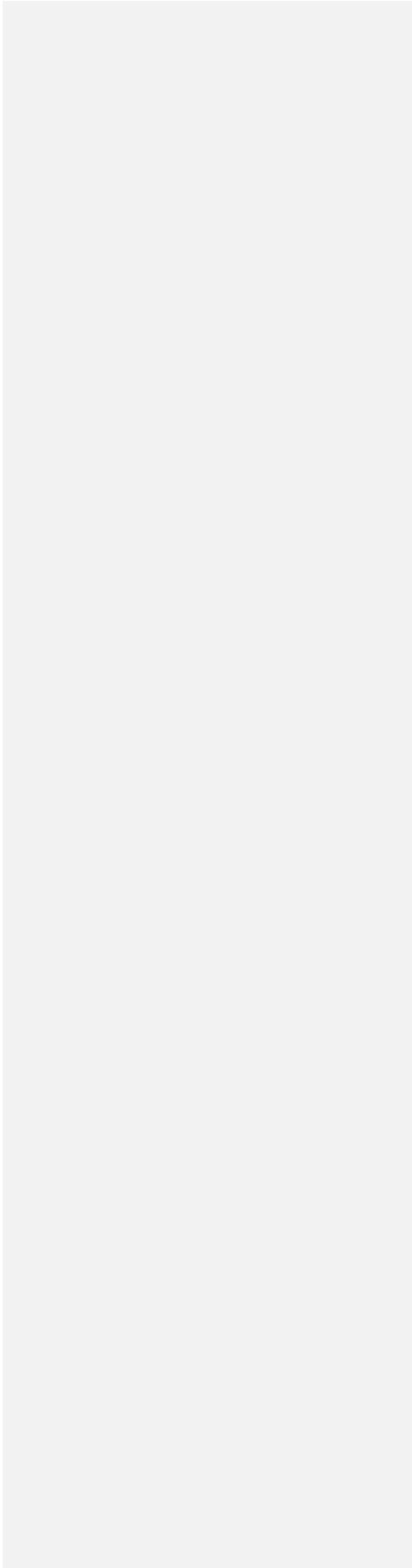
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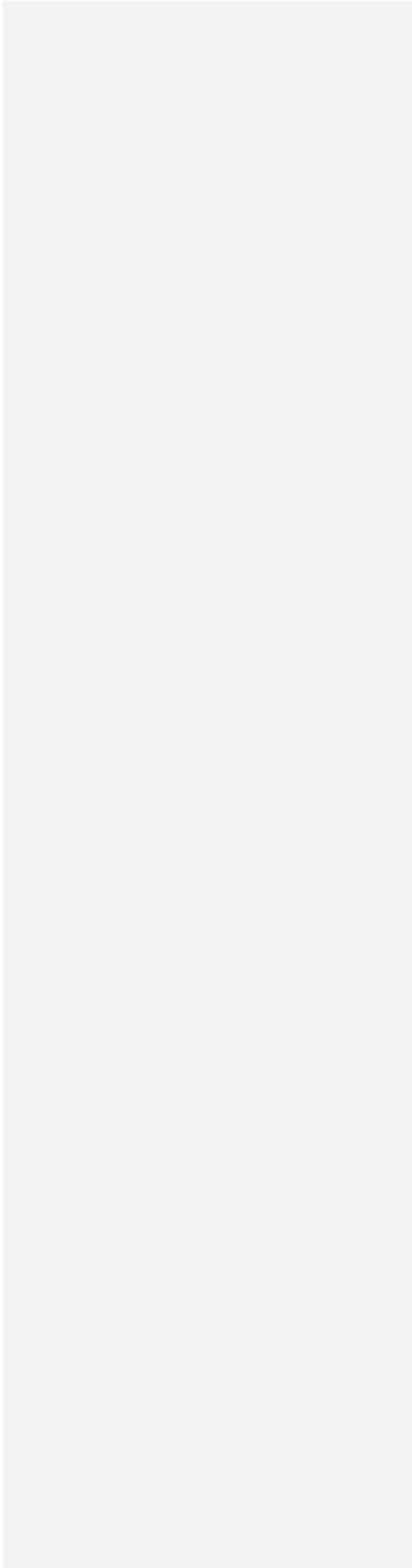
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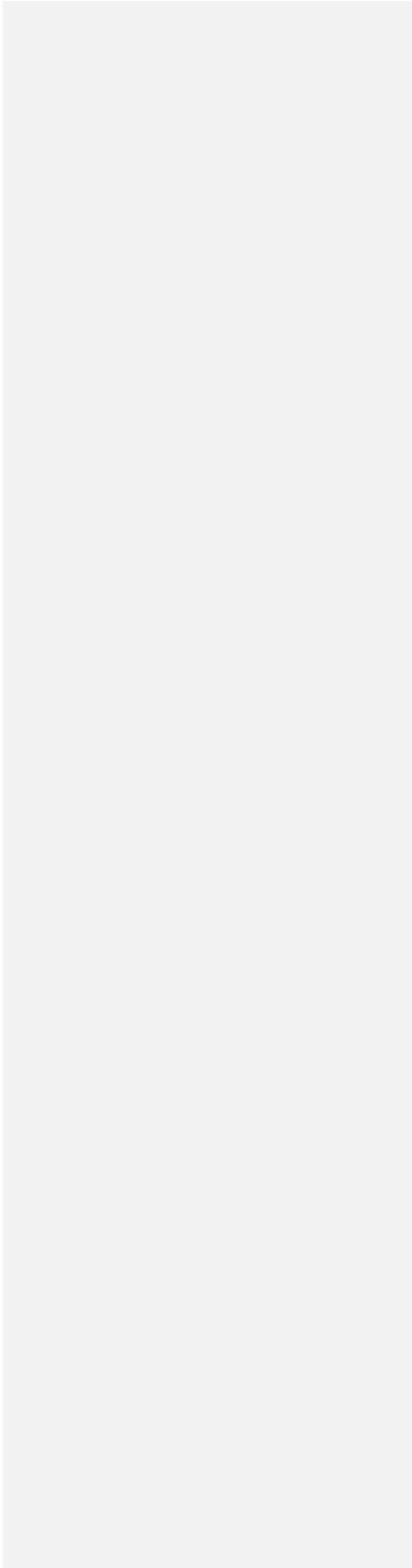
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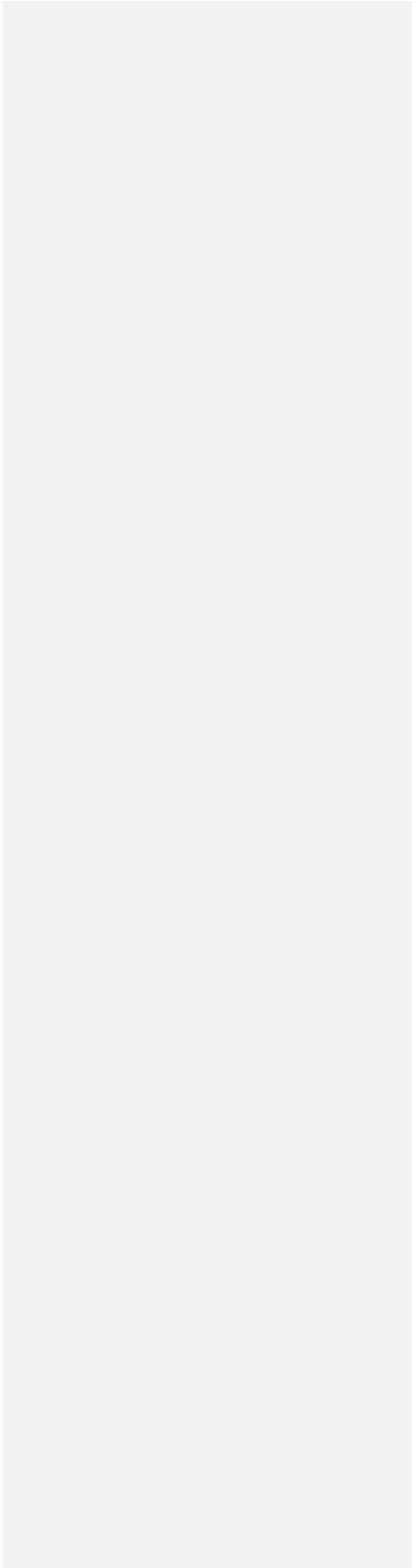
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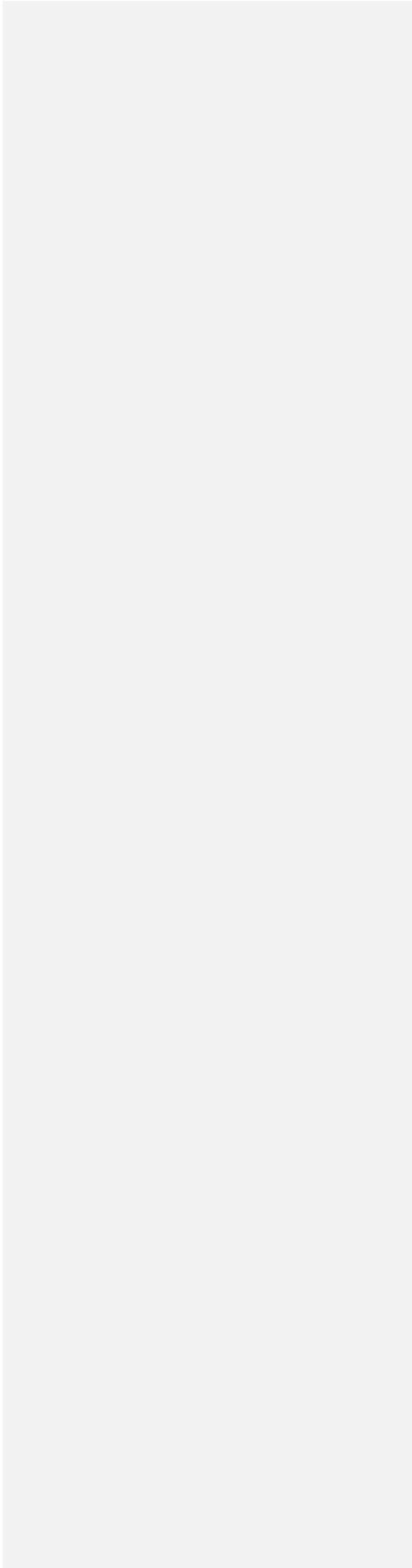
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GOGA Dog Management Plan/EIS
Commercial Dogwalking
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GOGA Dog Management Plan/EIS
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GOGA Dog Management Plan/EIS
Commercial Dogwalking
draft

BACKGROUND

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Commercial Dogwalking
draft

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**GOGA Dog Management Plan/EIS
Commercial Dogwalking
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BACKGROUND

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APPROACHES TO MANAGING COMMERCIAL DOGWALKING

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**COMMERCIAL DOGWALKING CONCEPTS FROM THE NEGOTIATED
RULEMAKING COMMITTEE:**

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Commercial Dog Walking Concepts

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GOGA Dog Management Plan/EIS
Commercial Dogwalking
draft

BACKGROUND

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2006 NPS Management Policies:

The 2006 NPS Management Policies set forth minimal requirements for Commercial Use Authorizations, as required by law.

10.3 Commercial Use Authorizations

Commercial use authorizations (CUAs), which are not considered as concession contracts, may be issued pursuant to section 418 of the National Park Service Concessions Management Improvement Act of 1998 (16 USC 5966). A commercial use authorization is a permit that authorizes suitable commercial services to park area visitors in limited circumstances as described in 10.3.1. A concession contract may be issued instead of the commercial use authorization when the Director determines that the services are necessary and appropriate, and/or provision of the services require certain protections such as legal, financial, and resource provisions that are more typical of a concession contract. A more detailed discussion of commercial use authorizations is included in Director's Order #48B: Commercial Use Authorizations.

10.3.1 General

Commercial use authorizations may be issued only to authorize services that (1) are determined to be an appropriate use of the park; (2) will have minimal impact on park resources and values; and (3) are consistent with the purpose for which the unit was established, as well as all applicable management plans and park policies and regulations.

10.3.2 Requirements

By law, a commercial use authorization must provide for

- payment of a reasonable fee, such fees to be used, at a minimum, to recover associated management and administrative costs;
- provision of services in a manner consistent to the highest practicable degree with the preservation and conservation of park resources and values; and
- limitation of liability of the federal government arising from the commercial use authorization.

No park may issue commercial use authorizations in a quantity inconsistent with the preservation and proper management of park resources and values. Each park issuing commercial use authorizations will ensure that it contains provisions for the protection of visitors and the resources and values of the park.

10.3.3 Limitations

By law, commercial use authorizations may be issued only for

- commercial operations with annual gross receipts of not more than \$25,000 resulting from services originating and provided solely within a unit of the national park system pursuant to such authorization;
- the incidental use of resources of the unit by commercial operations that provide services originating and terminating outside of the boundaries of the park unit; or
- such uses by organized children’s camps, outdoor clubs, nonprofit institutions (including backcountry use), and such other uses as the Secretary of the Interior deems appropriate. Nonprofit institutions will be required to obtain commercial use authorizations only when they generate taxable income from the authorized use.

10.3.4 Construction Prohibition

By law, under no circumstances will a commercial use authorization provide for or allow construction of any structure, fixture, or improvement on federally owned land within any unit of the national park system.

10.3.5 Duration

By law, the maximum term for any commercial use authorization is two years in length. No rights of renewal are associated with commercial use authorizations.

10.3.6 Other Contracts

Holding or seeking to obtain a commercial use authorization does not preclude a person, corporation, or other entity from submitting proposals for concessions contracts.

COMMERCIAL DOGWALKING CONCEPTS FROM THE NEGOTIATED RULEMAKING COMMITTEE:

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Commercial Dog Walking Concepts

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APPENDIX F: SPECIAL USE PERMIT

SPECIAL USE PERMIT CONDITIONS

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APPENDIX F: SPECIAL USE PERMIT

SPECIAL USE PERMIT CONDITIONS

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APPENDIX F: SPECIAL USE PERMIT

SPECIAL USE PERMIT CONDITIONS

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APPENDIX F: SPECIAL USE PERMIT

SPECIAL USE PERMIT CONDITIONS

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APPENDIX F: SPECIAL USE PERMIT

SPECIAL USE PERMIT CONDITIONS

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- [Redacted]

1 [REDACTED]

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(b) (5)

[Redacted]

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[Redacted]

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[Redacted]

(b) (5)

[Redacted text block]

From: [Michael B Edwards](#)
To: [Lee Dickinson](#)
Cc: [Shirwin Smith](#)
Subject: Re: draft GGNRA SUP
Date: 01/10/2012 02:02 PM
Attachments: [GGNRA Dog Mgmt Plan DICKINSON 1.10.11 FINAL v2.docx](#)

Great, thanks Lee! These are good suggestions - see what you think.



GGNRA Dog Mgmt Plan DICKINSON 1.10.11 FINAL v2.docx

Michael B. Edwards
Project Manager
Environmental Protection Specialist
Environmental Quality Division, Planning & Compliance Branch
WASO-NRSS
303.969.2694
303.638.1928 (cell)
303-987-6782 (fax)

▼ Lee Dickinson---01/10/2012 12:51:38 PM---(b) (5)

[Redacted]

Lee Dickinson/WASO/NPS To: Michael B Edwards/WASO/NPS@NPS
cc: Shirwin Smith/GOGA/NPS@NPS
01/10/2012 12:51 PM Subject: Re: draft GGNRA SUP 

(b) (5)

[attachment "GGNRA Dog Mgmt Plan DICKINSON 1.10.11 FINAL.docx" deleted by Michael B Edwards/WASO/NPS]

Lee Dickinson
Special Park Uses Program Manager
Visitor and Resource Protection
National Park Service
202-513-7092
202-371-1710 (fax)

DRAFT

Memo to files

April 2, 2010

From: Shirwin Smith

Subject: Proposed elements of permit program for Dog Management EIS

(b) (5) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

DRAFT

(b) (5)

[REDACTED]

[REDACTED]

DRAFT

Memo to files

April 7, 2010

From: Shirwin Smith

Subject: Proposed elements of permit program for Dog Management EIS

(b) (5) [Redacted]

[Redacted]

[Redacted]

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DRAFT

([REDACTED]

(5 [REDACTED]
[REDACTED]

[REDACTED]

DRAFT

Memo to files

April 7, 2010

From: Shirwin Smith

Subject: Proposed elements of permit program for Dog Management EIS

(b) (5) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

DRAFT

1

[REDACTED]

2

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5

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6

Memo to files

April 15, 2010

From: Shirwin Smith

Subject: Proposed elements of permit program for Dog Management EIS

(b) (5) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (5)

[Redacted text block]

[Redacted text block]

Memo to files

February 24, 2010

From: Shirwin Smith

Subject: Suggested Elements of permit program for dog walking under proposed new regulation

([REDACTED]

5 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]