



National Park Service
U.S. Department of the Interior

Haleakalā National Park

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Superintendent's Decision on
Implementation of Board of Review Findings and Recommendations
Concerning
Safety Analysis of Commercially Guided Downhill Bicycle Tours
at Haleakalā National Park

The Board of Review Management Report and Action Plan (March 10, 2008) ("Board of Review Report") concerning the NPS *Safety Analysis Report: Commercially Guided Bicycle Tours, Haleakalā National Park*, directs Haleakalā National Park ("park") staff to develop certain information for consideration by the park Superintendent and the Regional Director. This information is to consist of specific operating conditions that may mitigate the risk to park visitors posed by commercially guided downhill bicycle tours in the park.

Any such operational changes ultimately must address park- specific conditions and be capable of being implemented by the park through legally permissible authorizations. As such, the park Superintendent has the authority to and will decide whether or not specific operating conditions should be implemented at this time through the issuance of authorizations for commercial activity in the park.

While developing the requested information, park staff identified possible additional impacts to visitor safety that may result from implementation of actual, on the ground conditions for commercial operation of these tours in the park. Park staff also identified other impacts of such implementation that may extend beyond safety to having effects upon resources and values of the park.

Consistent with National Park Service policy and applicable legal authorities, the National Park Service must evaluate these impacts in order to determine whether the impacts are acceptable and legal authority is available for authorizing in- park commercial activity that would cause the identified impacts. A planning and environmental analysis process currently is underway at the park to evaluate commercial services in the park. This on- going commercial services planning process is available to the National Park Service as a means of evaluating the impacts on park resources and values of the possible risk mitigating operating conditions suggested in the Board of Review Report.

Based on the information available at this time to the deciding official regarding this matter, the Park Superintendent makes the following decisions:

1. The National Park Service will use the park's on- going commercial services planning process (which is being conducted in compliance with all National Park Service policies regarding planning and environmental analysis) to evaluate the impacts on park resources and values of the possible risk mitigating operating conditions suggested in the Board of Review report. To assure that this planning process adequately addresses these concerns, scoping of the commercial services plan will be re- initiated, to allow more input (including from the commercially guided downhill bicycle tour operators) on the alternatives to be considered.
2. Until such time as the commercial service planning process is completed, no further action will be taken to determine and implement operational changes in- park for the commercially guided downhill bicycle tour operators.
3. The current safety stand down of all commercially guided downhill bicycle tours in the park will continue until such time as a final decision is made, using the commercial services planning process, on whether or not in- park commercially guided downhill bicycle tours will be authorized by the National Park Service.
4. The allocation to commercial users of the limited parking available at the Haleakalā summit during the sunrise use period that is set out in the 2005 Commercial Use at Sunrise: Interim Operations Plan ("IOP") is modified as follows: the ten commercial stalls formerly used by commercially guided downhill bicycle tour operations are reallocated for use during the remaining term of the IOP to use by those operations solely for in- park vehicle- or road-based tours (*i.e.* with no authorization to provide in- park commercially- guided downhill bicycle tours). Such use will be authorized by CUAs, which must be applied for by the formerly authorized commercially guided downhill bicycle tour operations and will be distributed each calendar year based on market share as previously provided in the IOP for those bicycle tours.



Marilyn H. Parris
Superintendent Haleakalā National Park



Date