

**BURNING MAN 2008**  
**SPECIAL RECREATION PERMIT STIPULATIONS**



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## **PERMIT ADMINISTRATION**

**In addition to the 15 conditions and stipulations listed on the back of the Special Recreation Permit Form 2930-1, the following Special Stipulations apply to the 2008 Burning Man Event.**

### **GENERAL**

1. Black Rock City LLC (BRC) is required to manage its advance ticket sales in a manner to keep the maximum population of the event from exceeding 50,000 participants.
2. These stipulations incorporate, by reference, additional procedures, guidelines and actions identified in the 2008 Burning Man Operating Plan. If there is a conflict between the Operating Plan and the stipulations listed below and attached to the permit, the stipulations shall control. BRC shall provide a copy of their current Operations Plan to BLM before the permit for the 2008 event will be issued.
3. The location of the 2008 Burning Man Event will be Site C as shown on the attached map with ingress and egress from the 8-Mile or Event playa entrance.
4. The event period is the eight-day period that begins on August 25<sup>th</sup> and ends on Labor Day, September 1<sup>st</sup> 2008. Pre-event surveys and site layout can begin on Friday, August 1<sup>st</sup>. Site occupancy including construction of facilities and structures may occur no earlier than 17 days prior to the event, August 8<sup>th</sup>. Takedown and removal of all above ground material (items that could pose a hazard to other playa users) will be completed no later than 14 days after the event, September 15<sup>th</sup>. The final phase of cleanup and restoration will be completed no later than one month after the event, September 29<sup>th</sup>. Minor adjustments to post event cleanup deadlines may be granted by the authorized officer due to unforeseen weather conditions.
5. BRC acknowledges that this authorization may be amended only in writing by the authorized officer.
6. Upon advance notice to the permittee, the BLM reserves the right to alter the terms, conditions, and stipulations of the permit for significant changes in BLM policy or administrative procedure, to prevent use conflicts, prevent resource damage, or protect public safety as provided in 43 CFR 2932.56.
7. The permittee shall post a copy of the Special Recreation Permit (Form 2930-1); these permit stipulations and the Federal Register Closure Orders in prominent view at Center Camp Playa Info where cooperators and participants have an opportunity to read them. Additionally the documents referenced above shall also be available for participants and staff on the Burning Man website within 15 days of the permit being issued.
8. Any violation of the permit terms, conditions and stipulations may be subject to penalties prescribed in 43 CFR 2930. Additionally, any such violation may result in permit revocation, suspension, or probation. Violations may also be cause for the BLM to deny approval of a subsequent Permit or Operating Authorization (43 CFR Part 2932).

9. BRC shall provide a member of its board, or an authorized representative, around the clock during the event who is authorized to represent and act on its behalf to coordinate as needed with BLM, law enforcement and other event cooperators on issues requiring action.
10. BRC shall provide BLM with the number of participants within the event site at noon each day and the peak number of participants for each day during the period of site occupancy (August 8<sup>th</sup> through September 15<sup>th</sup>). BLM can request population data any time during the event. BRC shall also provide BLM with detailed information of the number of staff and participants on the event site for the August 8 through September 15<sup>th</sup> period within 60 days after the event. This information shall include daily counts for the non-event period and six-hour counts during the duration of the event.
11. BRC personnel shall meet with BLM staff and representatives from the various cooperators daily at 4:15 p.m. and at such other times and places as needed. At these meetings BRC shall provide daily attendance figures and exchange other information necessary to allow all parties to effectively administer the event.
12. Commercial activities are prohibited within BRC, unless specifically authorized in advance by BLM and BRC. BRC will inform BLM representatives of unauthorized commercial operations discovered at the event within a reasonable time of learning about the activities. This includes but is not limited to commercial film production, photography, food services or other independent commercial ventures not affiliated with BRC.
13. BRC shall cooperate with BLM or other law enforcement agencies in evaluating any request to remove individuals from the event for just cause as provided in 43 CFR 2932.57(a)7. At the request of a designated official of BLM, BRC shall conduct a prompt, independent evaluation of eviction requests.
14. BRC shall comply with all applicable supplemental regulations as promulgated in the Closure Orders published in the Federal Register prior to the 2008 event.

## **REQUIRED COORDINATION**

15. Meetings Required with Affected Parties.
  - a. The permittee shall confer with the Washoe County Sheriff's Office prior to the event to address local issues and concerns.
  - b. A representative from BRC will meet with representatives from BLM prior to the event to coordinate logistics for operation of the communication compound.
  - c. BRC shall meet with the Pyramid Lake Paiute Tribe to address concerns and impacts to Tribal reservation resources anticipated from the Burning Man event.
16. BRC shall complete agreements with the Pershing County Sherriff's Department, the Washoe County Sherriff's Department and the Nevada Highway Patrol for the purpose of providing enforcement of state and local laws. Written evidence of these agreements showing compliance with this stipulation must be provided to BLM by BRC 60 days prior to the start of the event.

17. BRC will develop and implement a plan to address exposing minors to adult activities at the event. The plan should include measures such as educating and requiring parents/guardians to supervise their children, zoning the city, and making every effort to educate adult related theme camps about the need for having a gatekeeper during hours when the camp might not be suitable for minors. BRC will make a diligent effort to enforce actions identified in the plan. A copy of the plan shall be provided to BLM and the Pershing County Sheriffs' Department no later than July 15<sup>th</sup>.
18. In the event of any situation that arises during the event that requires press release(s) with input from BRC and other agencies, a single coordinated press release will be prepared with the involved parties.

## **RESOURCE PROTECTION**

### **PLAYA SURFACE PROTECTION**

#### **Authorized Fires**

19. Organizers of each "Art Burn" and BRC are responsible for implementing procedures for the complete cleanup of each burn site consistent with stipulation #79, including, but not limited to:
  - a. Removal of ash.
  - b. Removal of unburned material such as nails, screws, and glass.
  - c. Grading and raking to eliminate burn scars.

#### **Pits and Holes**

20. BRC will limit excavation of pits and holes to those absolutely necessary for administration of the event. This includes holes and pits excavated by participants. All pits and holes will be backfilled, wetted and compacted by physical tamping to minimize post-event pit depressions.
21. Prior to initiating any actions that require extensive blading or dragging of the playa surface, the permittee will coordinate reclamation activities with the appropriate BLM official.
22. BRC will make educational materials available to participants prior to the event that explain the need to inspect vehicles and repair or modify those with drips of oil or other fluids. BRC will also train staff involved with greeting participants to identify vehicles likely to have an increased risk of oil or fluid drips, inspect suspect vehicles and take appropriate actions to minimize contamination from leaking vehicles. Black Rock LLC will advise participants on the use of materials, such as cardboard, hazmat pads, or drip pans to minimize impacts.

## **CULTURAL RESOURCES**

23. In addition to Stipulation # 15 on the back of Form 2930-1:
  - a. All participants and support staff will be informed that collection, excavation or vandalism of historical and archaeological artifacts or sites is illegal on public land. The BLM shall be notified immediately upon discovery of archaeological artifacts (objects greater than 50 years old) or human remains.
  - b. BRC shall comply with 43 CFR 7.18 and shall not make available to the public any information concerning the nature and location of any archaeological resource.

- c. Should BRC discover an archaeological resource it must stop all activities in the discovery vicinity and protect the site until event completion or until notified otherwise by the authorized officer.
24. BRC personnel will discourage travel, including travel by aircraft, to other historical, cultural, recreational or geographical resources in the Black Rock Desert area during the event. BRC will discourage participant use of hot springs for the purpose of bathing, or extracting mud or water.
25. BRC will coordinate with BLM to provide orientation training to the Black Rock Rangers and volunteers who participate on spring patrols and event cleanup. The orientation(s) will address cultural resource protection and safety.

### **CAMPING AND RECREATION USES**

26. Burning Man participants are required to camp within the fenced event boundary in areas designated for camping by BRC except for participants camping with their aircraft at the airport. BRC shall provide a temporary camping area when necessary to minimize confusion and vehicle closure violations for late night arrivals.
27. Camping is prohibited within BRC two weeks before and two weeks after the event period, with the exception of authorized BRC staff, contractors, volunteers and other authorized participants either constructing or taking down art works or theme camps. BRC will provide the appropriate identification to authorized personnel (i.e. staff ID, decals, designated camping areas, etc.) and will inform BLM of the nature and appearance of such identification prior to the event. See #37.
28. Fires are prohibited except for authorized burn areas, authorized burn platforms, elevated fire receptacles, elevated barbecues and tiki torches.
29. BRC shall inform staff and participants of the backcountry use ethics as reflected in the programs Tread Lightly! and Leave No Trace tailoring the concepts to fit a large city and encourage individual responsibility and accountability. BRC shall assure Tread Lightly! and Leave No Trace information is disseminated to personnel and participants in handouts, through Internet home page/website resources and other communication venues as available.

### **FUGITIVE DUST**

30. The following stipulations are required to manage for air quality and surface erosion:
  - a. With the exception of those roads authorized in advance by BLM, no dust palliatives will be used to control fugitive dust. Water without additives will be used for fugitive dust control within BRC.
  - b. Fugitive dust suppression efforts on roads will be performed at a minimum of once daily by watering to keep fugitive road dust at a minimum during event operation and during and after event closure.
  - c. Water trucks used for dust control will carry prominent signs stating "Non-Potable Water-Avoid Contact" as required by state regulations. Signs must remain visible at all times.
  - d. BRC will provide BLM with their plan to provide water for fugitive dust control at the pre-event cooperator's meeting.

## **SOLID WASTE MANAGEMENT**

31. BRC is responsible for all trash removal and cleanup. Trash will be transported to an appropriate landfill and deposited accordingly. Specifically BRC will:
  - a. Provide dumpsters of a size and number sufficient to accommodate the event.
  - b. Dumpsters will be hauled when full to ensure proper disposal and timely rotation of full versus empty containers.
  - c. Burying of waste material, of any kind, is prohibited on public land.
32. Permittee shall install a 360° event perimeter/boundary trash fence. Any accumulation of trash that appears to be spilling over the fence or passing through a fence break will be collected. Fence breaks will be repaired immediately upon discovery. Permittee shall construct the southwest and southeast flanks of the perimeter fence prior to installation of other facilities to safely direct vehicular traffic around the site.
33. The following areas will be patrolled by the Burning Man staff for cleanup of event-related trash as soon as after the event as feasible: County Road 34 from the “8-Mile” entrance to State Route (SR) 447, SR 447 from the intersection with County Road 34 to Wadsworth and from Gerlach to the California state line, and SR 446 from Nixon to SR 445 near Sutcliffe.

## **SIGNAGE**

34. BRC shall provide and post signs, as determined by the authorized officer. All signs manufactured by BRC for use on state or county roads will be made to standards acceptable to NDOT.
35. The following signs and other traffic control items will be in place no later than 5 days prior to the event:
  - a. DOT approved, large reflective signs will be placed along County Rd 34 warning participants that the entrance is **just** ahead from both the north and the south.
  - b. A prominent, well lit sign posted at the event entrance on County Rd 34 that clearly identifies the entrance location.
  - c. The following must be posted on a large sign or signs along the 8-Mile access road into the event:
    - i. “Possession of personal fireworks prohibited”
    - ii. “Possession of weapons prohibited”
    - iii. “Possession of alcohol by minors is prohibited”
    - iv. “Drivers: open container of alcohol prohibited.”This sign(s) must be posted not later than five days before the start of the event. Starting at sunset on the evening of August 21, 2008, and continuing until sunrise on the morning of September 1, 2008, this sign or signs must be lighted during hours of darkness. BRC LLC may, in lieu of lighting, have these restrictions posted on a sign or signs prepared and installed on a reflective road sign that meets the standards in the U.S. Department of Transportation/Federal Highway Administration Manual of Uniform Traffic Control Devices.
  - d. Orange trash fences, construction cones, signs or other structures should be placed on the closed roads that cross the event site. Signs should say that the road is closed and provide alternate access information.

- e. Signs identifying the public closure area should be posted appropriately around the perimeter of the event to warn non-participants of how to legally travel around the event perimeter.
- f. Signs to provide the public with information concerning closures and available playa access points during the event should be located along County Road 34 to the north and south of the event.
- g. Maps depicting public closures should be located at all playa entrances.
- h. Caution signs will be placed along County Road 34 in both directions out from the event access and at other prominent or strategic locations around the event to forewarn travelers of traffic safety hazards and the event ahead.

## **TRANSPORTATION MANAGEMENT**

### **MOTOR VEHICLES**

36. Operation of motor vehicles within the event area is prohibited. Exceptions to this prohibition are: mutant vehicles registered with BRC, BRC staff and support, medical, firefighting, motorized skateboards (go-peds) with or without handles, and disabled permitted vehicles. All vehicles shall be operated in accordance with applicable laws, regulations, policies, and stipulations, and in accordance with supplementary rules developed by BRC. In accordance with 43 CFR 8343.1 requirements, all motor vehicles will be equipped with adequate front and rear lighting during night hours, and must be operating in a safe manner. Such use shall be restricted to open streets within the City.

For this event: a "motor vehicle" is any device designed for and capable of travel over land and which is self-propelled by a motor, but does not include any vehicle operated on rails or any motorized wheelchair.

- 37. All Mutant Vehicles and staff vehicles registered with BRC, shall display their authorization so that it is visible to the rear of the vehicle while the vehicle is in motion. BRC support vehicles, and any other vehicles authorized to operate within the permit area are required to display authorizing decals on both sides of the vehicle.
- 38. No motor vehicles are allowed within the walk-in camping area during the event.
- 39. Participants shall use the designated entrance lane to access and exit the event. BRC shall provide adequate staff to ensure that participants comply with this requirement during event exodus as needed.
- 40. The following are authorized to drive on either side of the entranceway (within 100' of the fence line) or use the law enforcement entrance:
  - a. BRC green transportation bus (a.k.a. Green Tortoise).
  - b. Emergency, law enforcement and authorized BLM support staff vehicles. BRC staff and support personnel authorized by BRC.
  - c. Approved contractors and vendors.
  - d. Any tow truck licensed to operate in the State of Nevada, while responding to or returning from, a request for tow or emergency repair by the owner or operator of a vehicle within the Burning Man event.
  - e. Vehicles shall be clearly marked to identify them as staff or contractors if appropriate.

41. BRC LLC shall allow any tow truck, licensed to operate in the State of Nevada, access to the event for the purpose of removing vehicles in need of repair, and/or to carry out minor repairs to allow inoperable vehicles to be driven away from the event. Such minor repairs include replacing hoses and drive belts, or the repair or replacement of tires. Not later than August 1, 2008, BRC LLC shall contact local tow companies known to respond to this event, including those in Gerlach, and Fernley, Nevada, and advise them of the process to enter the event without delay in order to respond to calls for service.

## **TRAFFIC CONTROL**

42. Coordination with County and State Highway Traffic Management Agencies
- a. BRC shall coordinate with the Nevada Department of Transportation for traffic control at County Road 34 entrances/exits to BRC, the “Y” intersection of State Road 447 and County Road 34, and the towns of Gerlach and Empire during heavy traffic periods (prior to, during exit and after the event) to keep traffic moving steadily. BRC shall provide flaggers at the entrance at any time during the event when traffic conditions are likely to lead to a backup of vehicles on County Rd 34.
  - b. BRC will coordinate efforts with Nevada Highway Patrol, Nevada Department of Transportation and private business owners in Gerlach and Empire to minimize traffic congestion and vehicle back-up on State Route 447 and County Road 34. Their plan to address traffic congestion in these areas must be approved by NHP, NDOT, and BLM at least 30 days prior to the event.
  - c. BRC will monitor and address the number of vehicles that arrive in the event area prior to the start of the event. This plan should minimize the number of vehicles in Gerlach and Empire and on the roadway or shoulders of NV 447 and County Road 34. Copies of the plan shall be provided to the BLM and appropriate law enforcement agencies no later than 30 days prior to the event.
  - d. No access roads or trails will be constructed.
43. During the event, Burning Man staff and support personnel will not use the 3-Mile playa access, except for emergency situations, and as designated by BRC.
44. At least two of the three main playa access points from County Road 34 would remain open to the public to allow for other dispersed recreation use and general access. BRC will discourage event participants from using these access roads to access or exit from the Burning Man event.
45. BRC shall coordinate as needed with appropriate law enforcement agencies to facilitate the exit process. A timed release of vehicles or other appropriate method shall be used to minimize traffic backup on NV 447 and Washoe County 34. BRC is required to remove broken down vehicles from the exit lines when they are preventing a smooth exit flow.
46. BRC shall provide staffing at each gate in the perimeter fence during the exodus period to require participants to leave the event through the main gate unless authorized to use another gate. At a minimum all gates must be staffed from 7 AM to 11 PM during the entire exodus period. BLM may request additional staffing of perimeter gates by BRC if necessary.

## **AIRPORT / AIRCRAFT MANAGEMENT**

47. BRC will develop and implement an airport operations plan. Any restrictions to airspace should be coordinated with the Air Route Traffic Control Center (ARTCC) with jurisdiction over the local area.
48. BRC shall assign an Airport Manager, who will strictly control arrival and departure protocols, parking and flight rules over the event site.
49. An aircraft runway will be located outside the BRC boundaries with a taxiway leading to a separate pilot camping and parking area, as identified in the Burning Man Operating Plan.
50. Aircraft, as defined in 18 USC 31, are prohibited from landing on the playa within the Public Closure area as identified in the closure orders, except for landings of lighter-than-air craft previously approved by the BLM authorized officer. Burning Man participants, law enforcement, and emergency medical services must use the airport facilities for routine or non-emergency operations. Alternate landing locations may be designated by the runway manager to civilian aircraft not directly involved in an emergency for safety purposes or as other conditions dictate. In the event of a disaster or significant emergency the incident commander or a member of the unified command team shall communicate with the runway manager to shut the airport down for routine or non-emergency traffic and inform them of the pending emergency air operations.
51. A runway approximately 5000 feet long by 60 feet wide is approved and will be marked on the existing playa surface. No surface disturbance beyond removal of transient dunes to assure safety is authorized. The following stipulations apply to the runway:
  - a. The airport runway use is limited to small general aviation only. No air transport or scheduled air carriers will be allowed.
  - b. The runway will be marked to make it visible to pilots and also to alert surface traffic to avoid it. The marking will be removed at event completion.
  - c. Signs with reflectors will be installed at prominent or strategic locations around the event airport to forewarn playa travelers of safety hazards.
  - d. Aviation windsocks are to be placed at each end of the runway to provide pilots with a visual reference of wind speed and direction, and to alert other recreational users on the playa of an operational runway. The windsocks are to be removed at event completion.
  - e. Numbers and threshold markings at both ends of the runway will indicate compass bearing and help define the runway boundaries. These numbers will be painted on the playa surface using a biodegradable agricultural colorant exhibiting properties that will allow it to naturally degrade and disappear when exposed to sunlight.
  - f. BRC shall develop and submit Notices to Airmen (NOTAMS) as appropriate and provide a copy to BLM.
  - g. BRC shall report to FAA authorities and military bases of any non-event aircraft operating in an unsafe manner or any aircraft related incidents or accident near the event.
  - h. BRC shall coordinate with the Federal Aviation Administration concerning the runway operation and management of airspace above the city.
  - i. The airport runway will be watered as needed to suppress fugitive dust.
52. A helipad will be designated and marked for emergency use.

53. Ultra-light aircraft take off/landing areas will be designated in the area to the southeast of the airport camp.
54. The BRC Airport Manager will discourage travel by aircraft to other historical, cultural, and geographical resources in the Black Rock Desert area during the event.
55. BRC shall assure radio communications with aircraft using the event runway.
  - a. A Common Traffic Advisory Frequency (122.9 MHz) will be used to inform pilots of landing pattern direction and safety information.
  - b. This radio communication will be in effect 24 hours a day for the duration of the event.

## **HEALTH AND SAFETY**

### **PUBLIC HEALTH & SAFETY**

56. BRC shall implement a controlled substance and alcohol use policy. This policy will be posted and maintained on all public information boards and relayed to participants through other available means. The illegal substance policy as identified in the “Burning Man Operating Plan” will be observed.
57. BRC will make the builders of any structures open to participants aware of applicable requirements for public safety. BRC will inspect structures and any structures that they judge are not safe for participants will be reconstructed to be made safe or closed. The BLM authorized officer reserves the right to determine that a structure poses an unreasonable risk to the public and must be immediately modified, closed, or removed.
58. BRC will make an effort to ensure that extension cords that cross main access roads or travel corridors are armored or buried to prevent damage and possible electrocution.
59. BRC will encourage participants to light bicycles, bicycle riders and pedestrians at night to improve visibility and personal safety.
60. BRC shall assume responsibility for public safety and health during all phases of the event, including, but not limited, to the following:
  - a. BRC shall provide state-certified emergency services at the event. At a minimum, EMS services will be available at the paramedic level consistent with current Nevada practices.
  - b. Inspecting the permitted area for any existing or new hazardous conditions, e.g., changing weather conditions or other hazards that present risks to employees and/or participants.

### **SANITATION**

61. BRC will coordinate with the NV State Health Division, and the toilet contractor(s) to provide the proper number of toilets and hand sanitizers for the peak anticipated population and adequate resources for toilet pumping and maintenance consistent with the requirements of the health department. The following additional requirements apply:

- a. A minimum of two toilets with hand sanitizers each will be located in the communities of Gerlach and Empire to reduce impacts on local sewer systems. Toilet locations will be coordinated with the communities involved.
- b. Banks of toilets will be placed in the Art area and will be prominently identified at night.
- c. Banks of toilets will be placed at regular intervals along the exit road during the peak exodus periods.
- d. Banks of toilets will be placed near large structures at the 2:00 and 10:00 and Esplande locations associated with large gatherings.

62. Dumping wastewater (grey water or black water) on public lands directly from a vehicle, trailer, wash basin, shower stalls, bath tubs, barrels, pools, or a wastewater containment receptacle is prohibited. BRC shall develop and implement processes to promptly respond to wastewater dumping violations.

### ***FIRES, PYROTECHNICS, AND FIREARMS***

63. Burning of objects or structures that contain plastics and/or other synthetics or any materials that release toxic fumes is prohibited unless specifically authorized by BRC as part of an art burn or pyrotechnic display. Black Rock LLC shall provide public education through the Burning Man website, radio stations, brochures and other literature to encourage compliance of this stipulation.

64. BRC/Burning Man shall abide by fire restriction orders, except for the following as officially approved by BRC in coordination with BLM: official art burns, fireworks events, and open fires within the Burning Man event area that are to be contained on supplied fire pans and fire barrels. Fires not contained by authorized raised platforms, fire pans, barbeques, or barrels are prohibited. The fire pans and fire resistant platforms or other protective materials designed to protect the playa surface can be used by event participants for spontaneous burns in the same manner as the fire pans or fire barrels after the initial art project has been burned.

65. The possession or use of personal fireworks or sale of fireworks is prohibited. BRC shall take reasonable precautions to prevent the use, sale, and/or distribution of fireworks.

66. Only fireworks and pyrotechnics planned, scheduled and approved by BRC in coordination with the Pershing County Sheriffs Department are permitted. Use of any unapproved explosive, fire or incendiary device, is prohibited.

67. With the exception of county, state, tribal, and federal law enforcement personnel, possession of firearms is prohibited within the fenced event boundary during the event period. Discharge of firearms will be prohibited within the Public Closure Area as described in the Federal Register Closure Orders.

68. BRC and “art burn” organizers will coordinate with the event fire contractor and law enforcement points-of-contact. BRC shall prepare a detailed schedule of sanctioned fireworks and art burn events for review at the daily cooperators coordination meeting, prior to the event/burn. The schedule will include a detailed description of the event/burn, name of responsible person, map location, and approximate time of each event/burn.

## **EMERGENCY PROCEDURES**

69. BRC shall provide a radio station to disseminate public service information, travel advisories and emergency information as necessary.
70. BRC shall develop and cooperate in the implementation of contingency plans for operations of critical health and safety services under adverse conditions, including those that could cause cancellation or temporary suspension of the event. Causes could include adverse weather, natural or human caused disaster, or social unrest. This effort shall apply to participants within the event area and en route to and leaving the event.
- a. Prior to the event
    - i. Emergency information shall be disseminated to participants by the Burning Man Website, and the Burning Man Survival Guide, and, if appropriate, other media.
  - b. During the Event
    - i. Critical health and safety systems must be as operational as reasonably possible during the duration of any temporary suspension or until participants are able to leave the event site and the Gerlach/Empire area following event cancellation.
    - ii. BRC and BLM will monitor forecast weather conditions. If weather forecasts suggest a high probability of adverse weather conditions that may result in disruptions to the event, both parties in conjunction with other appropriate agencies and cooperators will develop appropriate strategies and actions to deal with potential impacts on participants. In the event of natural disaster or civil unrest appropriate strategies and actions will be initiated immediately after any disaster or unrest occurs.
    - iii. BRC shall cooperate with appropriate agencies to warn participants headed into the event of event closure or other restrictions.
    - iv. BRC shall provide participants with current and projected conditions, allowed and prohibited actions deemed necessary for public health and safety as well as protection of the environment, and other appropriate public service announcements via Black Rock radio, flyers, or loud speaker broadcasts as needed.
    - v. If event termination is required, appropriate time frame would be established by BLM Incident Command in consultation with BRC and other cooperators to facilitate safe removal of people and property.
71. In cooperation with emergency services providers and law enforcement agencies appropriate parties or their designated representatives shall, within a reasonable time after learning of them, notify each other of all accidents related to the event that occur before, during, and after the event, that result in death or personal injury requiring hospitalization. Cooperating parties will be notified immediately of all accidents resulting in death or personal injury requiring hospitalization. Accident reports involving death or injury will be coordinated with the Pershing County Sheriff's Office and/or BLM.
72. The medical contractor shall provide a daily report consisting of a numerical breakdown of patient categories and transports, including a breakdown of reasons for transport to BLM and Pershing County at the cooperators meeting each day during the event; and no later than 60 days after the event shall provide a written final statistical report of such medical cases to BLM.

73. As soon as reasonably possible upon learning of any incident that occurs before, during or after the event that could possibly result in a liability claim, BRC shall confer with BLM and as deemed necessary will submit a written incident report to BLM.
74. BRC shall provide a minimum of two structural/brush-type fire engines, National Wildfire Coordinating Group (NWCG) type 3-6. Engines and staff must meet NWCG or NWSA (National Wildfire Suppression Association) standards for personnel and equipment. These fire engines will be strategically placed within BRC as determined necessary by the BRC fire contractor.

## **FEE SCHEDULE**

### 75. Commercial Use Fees

BLM shall collect a fee from BRC for the use of public lands for the event. The fee, as set by regulation 43 CFR 2930, will be equal to 3% of the adjusted gross income derived from the use authorized under the SRP. Payment equal to at least 25% of the estimated commercial use fees (3% of estimated gross receipts) must be received prior to the start of the event.

Determination of gross income will be based on the following:

- a. Ticket Sales
- b. Coffee and Ice Sales
- c. Other private donations received by BRC for management of the event on public lands.

The following schedule for payments will be used:

<b>Payment</b>	<b>Due Date</b>	<b>Amount Due</b>
#1	10 days after permit is issued by BLM	25% of estimated commercial use fees
#2	December 5th, 2008	The remaining balance of commercial use fees

### 76. Cost Recovery Payment

Black Rock City LLC is responsible for payment of the actual costs of administering the Special Recreation Permit, including all direct and indirect costs, in addition to the commercial use fees. 100% of the cost recovery fee estimate shall be received prior to the start of the event as provided for in the Cost Recovery Agreement.

## **COMPLIANCE INSPECTIONS**

77. BRC operation and compliance with the terms, conditions and stipulations of the permit will be evaluated through performance inspections before, during and following the event.
78. BRC shall make personnel available immediately after the end of the post-event cleanup period and, if deemed appropriate by BLM, during the spring following the event, to inspect the site with BLM to determine any latent adverse impacts, such as pit depressions, bumps, depressions from roadways, ruts from vehicular traffic, or surfacing buried materials, to ensure that the site is in pre-event condition.

79. Inspections of the event site in the fall after the event, will be coordinated by BLM using randomly placed transects on the site and a measurable cleaning standard. The inspecting party will intensively collect debris found on the ground within each transect. A follow-up spring inspection will be conducted only when deemed necessary by BLM. Post-Event Cleanup Standard: The average total surface area of debris collected from either the fall or spring transects will not exceed the equivalent of 1 square foot per acre from any inspection area.
80. An extension for the completion of the cleanup will be considered if weather or some other catastrophic event interferes with access to the site for cleanup purposes. The permittee shall make a written request to the authorized officer immediately upon such an occurrence.
81. If cleanup studies indicate the cleanup standard has been or is likely to be exceeded, the permit will be suspended until the site has been cleaned up to a level not to exceed 50% of the standard and the operations plan includes reasonable measures to assure that the cleanup standard will not be exceeded during the life of the permit.

***PERMITTEE ACCEPTANCE***

I have read the special stipulations and certify that all event related operations shall be conducted in accordance with the above listed stipulations as well as the 16 terms and conditions listed on the back of the permit form 2930-1 and applicable items in the Closure Orders published in the Federal Register. I understand that a violation of any term, condition, or stipulation may result in the cancellation of the Special Recreation Permit authorization.

Permittee Signature

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Authorized Officer BRC

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Date