

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

In the matter of

PAYMENT OF A FIXED SUM IN LIEU OF
APPEARANCE UNDER D.Ak LCrR 58.2
[U.S. ARMY CORPS OF ENGINEERS]

MISCELLANEOUS
GENERAL ORDER
NO. 15-06

IT IS HEREBY ORDERED THAT:

In accordance with D.Ak. LCrR. 58.2, the attached Bail/Forfeiture Schedule for violations of the Rules and Regulations Governing Public Use of Water Resource Development Project Administered by the Chief of Engineers [36 C.F.R. Part 327] enforced by the U.S. Army Corps of Engineers, is hereby adopted by the court.

IT IS FURTHER ORDERED THAT the Bail/Forfeiture Schedule adopted hereby becomes effective immediately.

IT IS FURTHER ORDERED THAT Miscellaneous General Order 890, dated September 3, 1985, is hereby superceded.

DATED at Anchorage, Alaska this 8th day of June, 2015.

s/ Ralph R. Beistline
RALPH R. BEISTLINE, Chief Judge
United States District Court

s/ Timothy M. Burgess
TIMOTHY M. BURGESS, Judge
United States District Court

s/ Sharon L. Gleason
SHARON L. GLEASON, Judge
United States District Court

Distribution:

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Bail/Forfeiture Schedule
Department of the Army, Corps of Engineers

SECTION	VIOLATION	AMOUNT
36 CFR PART 327 – RULES AND REGULATIONS GOVERNING PUBLIC USE OF WATER RESOURCE DEVELOPMENT PROJECTS ADMINISTERED BY THE CHIEF OF ENGINEERS		
327.1	POLICY	
327.1(d)	Discriminatory Practices Prohibited	60.00
327.2	VEHICLES	
327.2(b)	Parking in violation of posted restrictions or in manner that impedes traffic, creates a safety hazard or endangers any person, property or environmental feature.	60.00
327.2(c)	Operation or parking of a vehicle off roadways, or taking any vehicle beyond a barricade or restriction sign.	90.00
327.2(d)	Operation not in accordance with posted restrictions	75.00
327.2(e)	Careless, negligent or reckless operation of a vehicle	250.00
327.2(f)	Operation for other than ingress or egress at designated recreation sites	85.00
327.2(g)	Operation without proper and effective muffler	75.00
327.3	VESSELS	
327.3(b)	Placement or operation for fee or profit without permit	100.00
327.3(c)	Operation in prohibited or restricted area	80.00
327.3(d)	Careless, negligent or reckless operation of a vessel	250.00
327.3(e)	Safety equipment, including flotation devices, not on board or used in compliance with boating safety laws	90.00
327.3(f)	Use vessel as habitation or residence	75.00
327.3(g)	Careless, negligent or reckless use of water skis, parasails, ski-kites, and similar devices	200.00
327.3(h)	Failure to securely moor at approved mooring facilities	75.00
327.3(i)	Use of vessel not constructed or maintained in compliance with federal Safe Boating Act	85.00
327.3(j)	Operation without proper and effective muffler	75.00

SECTION	VIOLATION	AMOUNT
327.4	AIRCRAFT	
327.4(b)	Operation at other than at designated landing area	125.00
327.4(c)	Careless or reckless operation	200.00/ MCA ⁽¹⁾
327.4(d)	Use of aircraft not in compliance with regulations and standards concerning pilot certificates or ratings and airspace requirements	125.00
327.4(e)	Air delivery or retrieval of any person, material or equipment by parachute, balloon, helicopter, or other means without permit	90.00
327.4(f)(1)	Using seaplanes beyond restrictions to water takeoffs and landings	70.00
327.4(f)(2)	Seaplane operation contrary to prohibition or restriction	125.00
327.4(f)(3)	Seaplane operation contrary to marine rules for use of powerboats or vessels	110.00
327.4(f)(4)	Failure to securely moor at approved mooring facilities or mooring for periods of time exceeding 24 hours	90.00
327.4(f)(5)	Commercial seaplane operation without a permit	80.00
327.4(f)(6)	Seaplane operation between sunset and sunrise	125.00
327.5	SWIMMING AND DIVING	
327.5(a)	Swimming, wading, snorkeling or scuba diving in prohibited area, including launching sites, designated mooring points and public docks	60.00
327.5(b)	Failure to display diving flag	50.00
327.5(c)	Diving from trees, bridges, or structures	80.00
327.6	PICNICKING	
327.6	Picnicking in a prohibited area	40.00
327.7	CAMPING	
327.7(a)	Camping in prohibited area	70.00
327.7(b)	Camping in excess of 14 days	50.00
327.7(c)	Reserving campsite by placing objects at site without daily occupation and permit	50.00
327.7(d)	Digging, leveling, or construction without a permit	60.00
327.7(e)	Occupying or placing equipment at reserved site without reservation	50.00
327.8	HUNTING, FISHING OR CAMPING IN PROHIBITED AREA	
327.8(a)	Hunting in prohibited area or during prohibited period	140.00

SECTION	VIOLATION	AMOUNT
327.8(b)	Trapping in prohibited area or during prohibited period	140.00
327.8(c)	Fishing in prohibited area	140.00
327.8(d)	Violating additional restrictions pertaining to hunting and fishing which may be established by the District Commander	75.00
327.9	SANITATION	
327.9(a)	Improper disposal of wastes, human and animal waste included, generated on project	100.00
327.9(b)	Improper disposal of household or commercial waste	150.00
327.9(c)	Discharge of contaminants, pollutants, or other wastes, including human, animal, petroleum, industrial or other wastes onto project lands or waters	130.00
327.9(d)	Failure to to keep camp and picnic site free of litter	70.00
327.9(e)	Discharge of waste from vessel into waters	120.00
327.10	FIRES	
327.10(a)	Improper transportation or storage of fuel	60.00
327.10(b)	Fire not confined to designated facility or left unattended; burning of materials that produce toxic fumes prohibited	130.00
327.10(c)	Improper disposal of lighted smoking material, matched or other burning material	80.00
327.11	CONTROL OF ANIMALS	
327.11(a)	Unrestrained pet or pet in prohibited area. Allowing animal noise that unreasonably disturbs people	50.00
327.11(b)	Failure to remove pet waste	40.00
327.11(c)	Livestock in recreation area without permit	100.00
327.11(d)	Unauthorized grazing or watering of livestock on project land	110.00/ MCA ⁽¹⁾
327.11(e)	Unauthorized livestock that have to be impounded	100.00
327.11(f)	Any animal that has to be impounded	* * *(2)
327.11(g)	Allowing wild, exotic, or aggressive animals on land without a permit	100.00
327.12	RESTRICTION	
327.12(a)	Failure to observe visiting hours closures or restrictions	50.00
327.12(b)	Failure to observe quiet hours	55.00
327.12(c)	Disorderly conduct	140.00

SECTION	VIOLATION	AMOUNT
327.12(d)	Operating equipment that creates excessive noise	90.00
327.12(e)	Possession and/or consumption of alcohol in prohibited area	100.00
327.12(f)	Smoking in restricted area	50.00
327.13	EXPLOSIVES, FIREARMS, AND FIREWORKS	
327.13(a)	Possession of loaded weapons	150.00
327.13(b)	Possession of explosives, including fireworks	130.00
327.14	DESTRUCTION OF PUBLIC PROPERTY	
327.14(a)	Destruction, injury, removal, or altering public property	150.00
327.14(b)	Cutting or removal of trees or wood	140.00
327.14(c)	Gathering deadwood in prohibited area	60.00
327.14(d)	use of metal detector in prohibited area	50.00
327.15	ABANDONMENT OF PERSONAL PROPERTY	
327.15(a)-(c)	Abandoned or unattended personal property subject to impound	75.00
327.16	FAILURE TO TURN IN FOUND ITEMS	
327.16	Failure to turn in found items	80.00
327.17	ADVERTISEMENTS	
327.17	Advertisements	80.00
327.18	COMMERCIAL ACTIVITIES	
327.18(a)	Engaging or soliciting business without a permit	110.00
327.18(b)	Failure to comply with lease, license, or agreement	100.00
327.19	NONCOMPLIANCE WITH PERMITS	
327.19(a)-(e)	Failure to comply with permit terms	100.00

SECTION	VIOLATION	AMOUNT
327.20	UNAUTHORIZED STRUCTURES	
327.20	Placing or constructing structure without a permit	75.00
327.21	SPECIAL EVENTS	
327.1(a)	Special event without a permit	140.00
327.1(b)	Charging event fee without a permit	125.00
327.22	UNAUTHORIZED OCCUPATION	
327.22(a)	Residential use without a permit	75.00
327.22(b)	Agricultural use without a permit	75.00
327.23	RECREATION USE FEES	
327.23(a), (b)	Failure to pay fee	50.00
327.23(c)	Failure to properly display permit or pass	50.00
327.23(d)	Fraudulent use of Golden Age or Golden Access Passport	100.00
327.24	INTERFERENCE WITH GOVERNMENT EMPLOYEE	
327.24(a)	Interference with official engaged in the performance of official duties	250.00/ MCA ⁽¹⁾
327.24(b)	Failure to comply with lawful order	175.00
327.24(i)	Failure to pay recreational use fee	25.00

NOTES:

- (1). Forfeitable fine or mandatory court appearance at the option of the citing officer.
- (2). Amount determined in accordance with Schedule promulgated by the Corps of Engineers.