



IN REPLY REFER TO:  
L7615(YOSE-PM)

# United States Department of the Interior

## NATIONAL PARK SERVICE

Yosemite National Park  
P. O. Box 577  
Yosemite, California 95389

### Memorandum

**To:** Ruth Middlecamp, Project Manager, Yosemite National Park

**From:** Superintendent, Yosemite National Park

**Subject:** NEPA and NHPA Clearance: 2014-001 Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery (50352)

The Executive Leadership Team has reviewed the proposed project/action and completed its environmental assessment documentation, and we have determined the following:

- There will not be any effect on threatened, endangered, or rare species and/or their critical habitat.
- There will be no adverse effect to historic properties.
- There will not be serious or long-term undesirable environmental or visual effects.

The subject proposed project, therefore, is now cleared for all NEPA and NHPA compliance requirements as presented above. Project plans and specifications are approved and construction and/or project implementation can commence.

For the proposed project actions to be within compliance requirements during construction and/or project implementation, the following mitigations must be adhered to:

- None

### Recommendations for Conditions or Stipulations:

None

For complete compliance information see PEPC Project 50352.

//Don L. Neubacher//  
Don L. Neubacher

Enclosure (with attachments)

cc: Statutory Compliance File

*The signed original of this document is on file at the Environmental Planning and Compliance Office in Yosemite National Park.*

Letter of Compliance Completion - Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery - PEPC ID: 50352



National Park Service  
U.S. Department of the Interior

Yosemite National Park  
Date: 02/21/2014

## Categorical Exclusion Form

**Project:** 2014-001 Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery

**PEPC Project Number:** 50352

**Project Description:**

This five year programmatic categorical exclusion will cover the commercial use authorization authorized to commercial businesses to allow the delivery and set up of rented camping trailers in Yosemite National Park campgrounds. The permit holder will deliver the trailer and set it up in a campsite reserved by their client(s). All financial and rental activities will take place outside of Yosemite National Park. Campsites must be reserved by the client(s). Trailers will only be delivered to reserved campsites. The permit holder will remove the trailer from the park by the designated check out time upon expiration or cancellation of the reservation. The permit holder must abide by all campground rules and regulations. Specific standards and requirements are addressed in the commercial use authorization.

This project was first initiated in 2011 under a 2 year programmatic CE as a test period to determine the impact on visitor use and the number of companies interested in offering this commercial service.

**Project Locations:**

Mariposa, Madera, and Tuolumne Counties, CA

**Mitigations:**

None

**Describe the category used to exclude action from further NEPA analysis and indicate the number of the category (see Section 3-4 of DO-12):**

A.6 Commercial use licenses involving no construction.

**On the basis of the environmental impact information in the statutory compliance file, with which I am familiar, I am categorically excluding the described project from further NEPA analysis. No exceptional circumstances (e.g. all boxes in the ESF are marked "no") or conditions in Section 3-6 apply, and the action is fully described in Section 3-4 of DO-12.**

**Superintendent:** //Don L. Neubacher//

**Date:** 3/3/14

Don L. Neubacher

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Environmental Planning and Compliance Office in  
Yosemite National Park.*

Categorical Exclusion Form - Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery -  
PEPC ID: 50352



## ENVIRONMENTAL SCREENING FORM (ESF)

### DO-12 APPENDIX 1

Date Form Initiated: 02/21/2014

Updated May 2007 - per 2004 Departmental Manual revisions and proposed Director's Order 12 changes

#### A. PROJECT INFORMATION

**Park Name:** Yosemite National Park  
**Project Title:** 2014-001 Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery  
**PEPC Project #:** 50352  
**Project Type:** Permit - Commercial Use Authorization (CUP)  
**Project Location:**  
**County, State:** Mariposa, Madera, and Tuolumne, California **Other:** Yosemite National Park  
**Project Leader:** Ruth Middlecamp

Is project a hot topic (controversial or sensitive issues that should be brought to attention of Regional Director)? No

#### B. RESOURCE EFFECTS TO CONSIDER:

Identify potential effects to the following physical, natural, or cultural resources	No Effect	Negligible Effects	Minor Effects	Exceeds Minor Effects	Data Needed to Determine/Notes
1. Geologic resources – soils, bedrock, streambeds, etc.	No				
2. From geohazards	No				
3. Air quality	No				
4. Soundscapes	No				
5. Water quality or quantity	No				
6. Streamflow characteristics	No				

Environmental Screening Form (ESF) - Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery - PEPC ID: 50352

<b>Identify potential effects to the following physical, natural, or cultural resources</b>	<b>No Effect</b>	<b>Negligible Effects</b>	<b>Minor Effects</b>	<b>Exceeds Minor Effects</b>	<b>Data Needed to Determine/Notes</b>
7. Marine or estuarine resources	No				
8. Floodplains or wetlands	No				
9. Land use, including occupancy, income, values, ownership, type of use	No				
10. Rare or unusual vegetation – old growth timber, riparian, alpine	No				
11. Species of special concern (plant or animal; state or federal listed or proposed for listing) or their habitat	No				
12. Unique ecosystems, biosphere reserves, World Heritage Sites	No				Yosemite National Park is a World Heritage Site.
13. Unique or important wildlife or wildlife habitat	No				
14. Unique or important fish or fish habitat	No				
15. Introduce or promote non-native species (plant or animal)	No				
16. Recreation resources, including supply, demand, visitation, activities,	No				

<b>Identify potential effects to the following physical, natural, or cultural resources</b>	<b>No Effect</b>	<b>Negligible Effects</b>	<b>Minor Effects</b>	<b>Exceeds Minor Effects</b>	<b>Data Needed to Determine/Notes</b>
etc.					
17. Visitor experience, aesthetic resources	No				
18. Archeological resources	No				
19. Prehistoric/historic structure	No				
20. Cultural landscapes	No				
21. Ethnographic resources	No				
22. Museum collections (objects, specimens, and archival and manuscript collections)	No				
23. Socioeconomics, including employment, occupation, income changes, tax base, infrastructure	No				
24. Minority and low income populations, ethnography, size, migration patterns, etc.	No				
25. Energy resources	No				
26. Other agency or tribal land use plans or policies	No				
27. Resource,	No				

Identify potential effects to the following physical, natural, or cultural resources	No Effect	Negligible Effects	Minor Effects	Exceeds Minor Effects	Data Needed to Determine/Notes
including energy, conservation potential, sustainability					
28. Urban quality, gateway communities, etc.	No				
29. Long-term management of resources or land/resource productivity	No				
30. Other important environment resources (e.g. geothermal, paleontological resources)?	No				

**C. MANDATORY CRITERIA**

Mandatory Criteria: If implemented, would the proposal:	Yes	No	N/A	Comment or Data Needed to Determine
A. Have significant impacts on public health or safety?		No		
B. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas?		No		
C. Have highly controversial environmental effects or involve		No		

<b>Mandatory Criteria: If implemented, would the proposal:</b>	<b>Yes</b>	<b>No</b>	<b>N/A</b>	<b>Comment or Data Needed to Determine</b>
unresolved conflicts concerning alternative uses of available resources (NEPA section 102(2)(E))?				
D. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?		No		
E. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?		No		
F. Have a direct relationship to other actions with individually insignificant, but cumulatively significant, environmental effects?		No		
G. Have significant impacts on properties listed or eligible for listing on the National Register of Historic Places, as determined by either the bureau or office?		No		
H. Have significant impacts on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species?		No		
I. Violate a federal law, or a state, local, or tribal law or requirement imposed for the protection of the environment?		No		
J. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?		No		
K. Limit access to and ceremonial use of Indian sacred sites on federal lands by Indian religious practitioners or significantly adversely affect the physical		No		

Environmental Screening Form (ESF) - Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery - PEPC ID: 50352

<b>Mandatory Criteria: If implemented, would the proposal:</b>	<b>Yes</b>	<b>No</b>	<b>N/A</b>	<b>Comment or Data Needed to Determine</b>
integrity of such sacred sites (Executive Order 13007)?				
L. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112)?		No		

**D. OTHER INFORMATION**

1. Are personnel preparing this form familiar with the site? Yes
- 1.A. Did personnel conduct a site visit? No
2. Is the project in an approved plan such as a General Management Plan or an Implementation Plan with an accompanying NEPA document? No
3. Are there any interested or affected agencies or parties? No
4. Has consultation with all affected agencies or tribes been completed? No
5. Are there any connected, cumulative, or similar actions as part of the proposed action? (e.g., other development projects in area or identified in GMP, adequate/available utilities to accomplish project) No

**E. INTERDISCIPLINARY TEAM SIGNATORIES**

<u>Interdisciplinary Team</u>	<u>Field of Expertise</u>
Don L. Neubacher	Superintendent
Michael Gauthier	Chief of Staff
Kathleen Morse	Chief of Planning
Randy Fong	Chief of Project Management
Teri Austin	Chief of Administration Management
Lou Summerfield	Acting Chief of Facilities Management
Linda C. Mazzu	Chief of Resources Management & Science
Kris Kirby	Chief of Business and Revenue Management
Tom Medema	Chief of Interpretation and Education
Kevin Killian	Chief of Visitor and Resource Protection
Ruth Middlecamp	Project Leader
Madelyn Ruffner	Acting Environmental Planning and Compliance Program Manager
Renea Kennec	NEPA Specialist

**F. SUPERVISORY SIGNATORY**

*Based on the environmental impact information contained in the statutory compliance file and in this environmental screening form, environmental documentation for this stage of the subject project is complete.*

**Recommended:**

Compliance Specialists	Date
<u>//Renea Kennec//</u> Compliance Specialist – Renea Kennec	<u>2/21/14</u>
<u>//Madelyn Ruffner//</u> Acting Compliance Program Manager – Madelyn Ruffner	<u>2/27/14</u>
<u>//Madelyn Ruffner// for</u> Chief, Project Management – Randy Fong	<u>2/27/14</u>

**Approved:**

Superintendent	Date
<u>//Don L. Neubacher//</u> Don L. Neubacher	<u>3/3/14</u>

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## PARK ESF ADDENDUM

**Today's Date:** February 21, 2014

### PROJECT INFORMATION

**Park Name:** Yosemite National Park  
**Project Title:** 2014-001 Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery  
**PEPC Project Number:** 50352  
**Project Type:** Permit - Commercial Use Authorization (CUP)  
**Project Location:**  
     **County, State:** Mariposa, California      **Other:** Yosemite National Park  
**Project Leader:** Ruth Middlecamp

### PARK ESF ADDENDUM QUESTIONS & ANSWERS

ESF Addendum Questions	Yes	No	N/A	Data Needed to Determine/Notes
<b>SPECIAL STATUS SPECIES CHECKLIST</b>				
Listed or proposed threatened or endangered species (Federal or State)?		No		
Species of special concern (Federal or State)?		No		
Park rare plants or vegetation?		No		
Potential habitat for any special-status species listed above?		No		
<b>NATIONAL HISTORIC PRESERVATION ACT CHECKLIST</b>				
Entail ground disturbance?		No		
Are any archeological or ethnographic sites located within the area of potential effect?		No		
Entail alteration of a historic structure or cultural landscape?		No		
Has a National Register form been completed?		No		
Are there any structures on the park's List of Classified Structures in the area of potential effect?		No		
<b>WILD AND SCENIC RIVERS ACT CHECKLIST</b>				
Fall within a wild and scenic river corridor?	Yes			Merced and Tuolumne Rivers
Fall within the bed and banks AND will affect the free-flow of the		No		

<b>ESF Addendum Questions</b>	<b>Yes</b>	<b>No</b>	<b>N/A</b>	<b>Data Needed to Determine/Notes</b>
river?				
Have the possibility of affecting water quality of the area?		No		
Remain consistent with its river segment classification?	Yes			
Fall on a tributary of a Wild and Scenic River?		No		
Will the project encroach or intrude upon the Wild and Scenic River corridor?		No		
Will the project unreasonably diminish scenic, recreational, or fish and wildlife values?		No		
Consistent with the provisions in the Merced River Plan Settlement Agreement?	Yes			
<b>WILDERNESS ACT CHECKLIST</b>				
Within designated Wilderness?		No		
Within a Potential Wilderness Addition?		No		



# ASSESSMENT OF ACTIONS HAVING AN EFFECT ON HISTORIC PROPERTIES

## A. DESCRIPTION OF UNDERTAKING

1. **Park:** Yosemite National Park

2. **Project Description:**

**Project Name:** 2014-001Programmatic CE: Commercial Use Authorization - Camping Trailer Delivery

**Prepared by:** Laura Kirn

**Date Prepared:** 01/14/2014

**Telephone:** 209.379.1314

**PEPC Project Number:** 50352

**Area of potential effects (as defined in 36 CFR 800.16[d])**  
Parkwide

3. **Has the area of potential effects been surveyed to identify historic properties?**

No

Yes

**Source or reference:**

4. **Potentially Affected Resource(s):** None

5. **The proposed action will: (check as many as apply)**

Destroy, remove, or alter features/elements from a historic structure

Replace historic features/elements in kind

Add non-historic features/elements to a historic structure

Alter or remove features/elements of a historic setting or environment  
(inc. terrain)

Add non-historic features/elements (inc. visual, audible, or atmospheric)  
to a historic setting or cultural landscape

Disturb, destroy, or make archeological resources inaccessible

Disturb, destroy, or make ethnographic resources inaccessible

Potentially affect presently unidentified cultural resources

Begin or contribute to deterioration of historic features, terrain, setting,  
landscape elements, or archeological or ethnographic resources

No Involve a real property transaction (exchange, sale, or lease of land or structures)

Other (please specify): \_\_\_\_\_

**6. Supporting Study Data:**

(Attach if feasible; if action is in a plan, EA or EIS, give name and project or page number.)

**B. REVIEWS BY CULTURAL RESOURCE SPECIALISTS**

**The park 106 coordinator requested review by the park's cultural resource specialist/advisors as indicated by check-off boxes or as follows:**

---

[ X ] Anthropologist  
Name: Jennifer Hardin  
Date: 01/14/2014

*Check if project does not involve ground disturbance* [ X ]  
Assessment of Effect: \_\_\_ No Potential to Cause Effect X No Historic Properties  
Affected \_\_\_ No Adverse Effect \_\_\_ Adverse Effect \_\_\_ Streamlined Review  
Recommendations for conditions or stipulations:  
Doc Method: Park Specific Programmatic Agreement

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[ X ] Archeologist  
Name: Sonny Montague  
Date: 01/09/2014

*Check if project does not involve ground disturbance* [ X ]  
Assessment of Effect: X No Potential to Cause Effect \_\_\_ No Historic Properties  
Affected \_\_\_ No Adverse Effect \_\_\_ Adverse Effect \_\_\_ Streamlined Review  
Recommendations for conditions or stipulations:

---

[ X ] Historical Architect  
Name: Gabrielle Harlan  
Date: 01/14/2014

*Check if project does not involve ground disturbance* [ ]  
Assessment of Effect: X No Potential to Cause Effect \_\_\_ No Historic Properties  
Affected \_\_\_ No Adverse Effect \_\_\_ Adverse Effect \_\_\_ Streamlined Review  
Recommendations for conditions or stipulations:

[ X ] Historical Landscape Architect  
Name: Kevin McCardle  
Date: 01/14/2014

Check if project does not involve ground disturbance [ ]  
Assessment of Effect:  X  No Potential to Cause Effect    \_\_\_ No Historic Properties  
Affected    \_\_\_ No Adverse Effect    \_\_\_ Adverse Effect    \_\_\_ Streamlined Review  
Recommendations for conditions or stipulations:

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**No Reviews From:** Curator, Historian, 106 Advisor, Other Advisor

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### C. PARK SECTION 106 COORDINATOR'S REVIEW AND RECOMMENDATIONS

#### 1. Assessment of Effect:

- X  No Potential to Cause Effects
- No Historic Properties Affected
- No Adverse Effect
- Adverse Effect

#### 2. Documentation Method:

[ ] A. STANDARD 36 CFR PART 800 CONSULTATION  
Further consultation under 36 CFR Part 800 is needed.

[ ] B. STREAMLINED REVIEW UNDER THE 2008 SERVICEWIDE PROGRAMMATIC AGREEMENT (PA)

The above action meets all conditions for a streamlined review under section III of the 2008 Servicewide PA for Section 106 compliance.

APPLICABLE STREAMLINED REVIEW Criteria  
(Specify 1-16 of the list of streamlined review criteria.)

[ ] C. PLAN-RELATED UNDERTAKING

Consultation and review of the proposed undertaking were completed in the context of a plan review process, in accordance with the 2008 Servicewide PA and 36 CFR Part 800.  
Specify plan/EA/EIS:

[X] D. UNDERTAKING RELATED TO ANOTHER AGREEMENT

The proposed undertaking is covered for Section 106 purposes under another document such as a statewide agreement established in accord with 36 CFR 800.7 or counterpart regulations.  
Specify: 1999 Programmatic Agreement

E. COMBINED NEPA/NHPA Document

Documentation is required for the preparation of an EA/FONSI or an EIS/ROD has been developed and used so as also to meet the requirements of 36 CFR 800.3 through 800.6

G. Memo to SHPO/THPO

H. Memo to ACHP

**3. Additional Consulting Parties Information:**

**Additional Consulting Parties: No**

**4. Stipulations and Conditions:**

Following are listed any stipulations or conditions necessary to ensure that the assessment of effect above is consistent with 36 CFR Part 800 criteria of effect or to avoid or reduce potential adverse effects.

**5. Mitigations/Treatment Measures:**

**Measures to prevent or minimize loss or impairment of historic/prehistoric properties:  
(Remember that setting, location, and use may be relevant.)**

**No Assessment of Effect mitigations identified.**

**D. RECOMMENDED BY PARK SECTION 106 COORDINATOR:**

**Acting Historic Preservation Officer:**

Kimball

Koch //Kimball Koch// **Date:** 2/26/14

**E. SUPERINTENDENT'S APPROVAL**

**The proposed work conforms to the NPS *Management Policies and Cultural Resource Management Guideline*, and I have reviewed and approve the recommendations, stipulations, or conditions noted in Section C of this form.**

**Superintendent:** //Don L. Neubacher// **Date:** 3/3/14  
Don L. Neubacher

*The signed original of this document is on file at the  
Environmental Planning and Compliance Office in  
Yosemite National Park.*

UNITED STATES DEPARTMENT OF THE INTERIOR  
National Park Service  
**YOSEMITE NATIONAL PARK**  
COMMERCIAL USE AUTHORIZATION  
UNDER THE AUTHORITY OF Section 418, P.L. 105-391 (16 USC 5966)

1. AUTHORIZED ACTIVITY:

**Travel Trailer Rental Delivery**

Permit Number: YOSE-14 -  
(Official Use Only)

2. HOLDER (Fill in information below. Please print legibly.)

Type of Use:

↓NAME ( Owner or Authorized Agent)

Authorization: Begins: January 01, 2014

↓ORGANIZATION/COMPANY

Authorization Expires: January 31, 2015

↓MAILING ADDRESS

↓TELEPHONE NUMBER

↓ FAX NUMBER

3. LOCATION: The holder is hereby authorized to use the following described land or facilities in the following named area: **Areas within Yosemite National Park open to the general public and designated by the attached permit condition and appendices.**

4. SUMMARY OF AUTHORIZED ACTIVITY: (see attached sheets for additional information and conditions)  
**The holder is authorized to tow rented travel trailers from outside of Yosemite National Park and park them in reserved campsites for customers. The Holder is required to remove the trailers by check out time on the date the campsite reservation expires.**

**XX Out- of- Park:** The visitor services described above must originate and terminate outside of the boundaries of the park area. This authorization does not authorize the holder to advertise, solicit business, collect fees, or sell any goods or services within the boundaries of the park area.

       **In-Park:** The visitor services described above must originate and be provided solely within the boundaries of the park area.

5. COST RECOVERY: Required   X   Amount \$ **150.00**  
APPLICATION FEE Required        Not Required   X   Amount \$ 50.00

6. INSURANCE: Liability Required   X   Coverage Amount \$ 1,000,000 minimum (reference page 2, condition #4)

7. NEPA Compliance: **CATEGORICALLY EXCLUDED**   X   EA/FONSI    EIS    OTHER APPROVED PLANS     
NHPA Section 106 Compliance: No Effect        No Adverse Effect   X  , pursuant to Special Conditions: 32 & 33

8. CONDITIONS OF AUTHORIZATION:

**ISSUANCE of this authorization is subject to the attached conditions and attachments.** The undersigned hereby accepts this authorization subject to the terms, covenants, obligations, and reservations, expressed or implied herein.

(\*This permit is not valid until signed by the Superintendent or authorized agent thereof.)

9. SIGNATURES.

Authorization Holder:

Signature

(Print Name and Title)

Date

Authorizing NPS Official:

Signature (Chief of Business and Revenue Management Div. for Superintendent)

Date

## CONDITIONS OF THIS AUTHORIZATION

1. **False Information**: The holder is prohibited from knowingly giving false information. To do so will be considered a breach of conditions and be grounds for revocation: [RE: 36 CFR 2.32(a) (3)].

2. **Legal Compliance**: The holder shall exercise this privilege subject to the supervision of the park area Superintendent. The holder shall comply with all applicable laws and regulations of the area and terms and conditions of the authorization. The holder must acquire all permits or licenses of State or local government, as applicable, necessary to provide the services described above, and, must operate in compliance with all applicable Federal, State, and local laws and regulations, including, without limitation, all applicable park area policies, procedures and regulations. The commercial services described above are to be provided to park area visitors at reasonable rates and under operating conditions satisfactory to the park area superintendent.

3. **Liabilities & Claims**: This authorization is issued upon the express condition that the United States, its agents and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, or death to any person or persons or property of any kind whatsoever, whether to the person or property of the (holder), its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this authorization or occasioned by any occupancy or use of said premises or any activity carried on by the (holder) in connection herewith, and the (holder) hereby covenants and agrees to indemnify, defend, save and hold harmless the United States, its agents, and employees from all liabilities, charges, expenses and costs on account of or by reason of any such injuries, deaths, liabilities, claims, suits or losses however occurring or damages growing out of the same.

4. **Insurance**: Holder agrees to carry general liability insurance against claims occasioned by the action or omissions of the holder, its agents and employees in carrying out activities and operations under this authorization. The policy shall be in the amount of at least \$1 million and naming the "**United States of America "National Park Service, Yosemite National Park"**", (P.O. Box 700, El Portal, CA 95318) as "**Additional Insured**". Holder agrees to have on file with the park copies of the above insurance with the proper endorsements.

a) If the holder operates a motor vehicle used to transport clients, the holder shall also obtain the following:

(i) **Automobile Liability** - To cover all owned, non-owned and hired vehicles by the holder; Comprehensive Automobile Liability as required by the State of California and/or the U.S. Dept. of Transportation.

(Vehicle Coverage for Passenger Carriers; base on Federal Motor Carrier Safety Administration regulations)

(1) \$1,500,000 per occurrence for any vehicle with capacity of fifteen (15) passengers or less.

(2) \$5,000,000 per occurrence for any vehicle with a capacity of sixteen (16) passengers or more.

(3) Carriers operating only within the State of California are required to, at least, meet the minimum insurance requirements set by the California Public Utility Commission.

The holder shall provide insurance coverage based upon the largest capacity vehicle it will operate in the Park. The Superintendent reserves the right to revise the minimum required limits.

If claims reduce available insurance below the required per occurrence limits, the holder shall obtain additional insurance to restore the required limits. An umbrella or excess liability policy, in addition to a comprehensive general liability policy, may be used to achieve the required limits.

b) Holder agrees to have on file with the park copies of the above insurance with the proper endorsements.

- 5. Cost Recovery:** Costs incurred by the park as a result of accepting and processing the application and managing and monitoring the authorization activity will be reimbursed by the holder. Administrative costs and estimated costs for activities onsite must be paid when the authorization is approved. If any additional costs are incurred by the park, the holder will be billed at the conclusion of the authorization.
- 6. Benefit:** Neither Members of, nor Delegates to Congress, or Resident Commissioners shall be admitted to any share or part of this Authorization or derive, either directly or indirectly, any pecuniary benefit to arise therefrom: Provided, however, that nothing herein contained shall be construed to extend to any incorporated company, if the Authorization be for the benefit of such corporation.
- 7. Transfer of Authorization:** This Authorization may not be transferred or assigned without the written consent of the park area Superintendent.
- 8. Termination of CUA:** This Authorization may be terminated upon breach of any of the conditions herein or at the discretion of the Superintendent.
- 9. Preference to Renew:** The holder is not entitled to any preference to renewal of this Authorization except to the extent otherwise expressly provided by law. This Authorization is not exclusive and is not a concession contract.
- 10. Construction:** The holder shall not construct any structures, fixtures or improvements in the park area. The holder shall not engage in any groundbreaking activities without the express, written approval of the park area Superintendent.
- 11. Report of Gross Receipts:** The holder is to provide the park area Superintendent upon request (and in any event, immediately after expiration of this Authorization) a statement of its gross receipts from its activities under this Authorization and any other specific information related to the holder's operations that the park area Superintendent may request, including but not limited to, visitor use statistics and resource impact assessments. (See conditions # 37.)
- 12. Accounting System:** The holder is to maintain an accounting system under which its accounts can be readily identified with its system of accounts classification. This accounting system must be capable of providing the information required by this Authorization. The holder grants the United States of America and the General Accounting Office access to its books and records at any time for the purpose of determining compliance with the terms and conditions of this Authorization.

\*\*\*\*\*

**APPENDIX  
SPECIAL PARK CONDITIONS  
For Travel Trailer Rental & Delivery CUA**

13. **Definitions:**

**Permit/Authorization:** these terms may be used interchangeably when referring to the Commercial Use Authorization.

**CUA:** Abbreviation for this permitting instrument, “Commercial Use Authorization”.

**Holder:** For the purpose of this authorization the word “Holder” shall mean the person and or company whose name is listed on page one of this permit as the Holder, including any employee operating under the CUA. The Holder shall be the responsible party in matters agreed to in this authorization.

**Travel Trailer:** For the purpose of this authorization the term “Travel Trailer” or “Trailer Coach” shall mean a vehicle designed for human habitation or human occupancy and for being drawn by a motor vehicle.

**Campsite:** For the purpose of this authorization the term “Campsite” shall mean an authorized, reserved camping space within a developed campground.

14. **Proof of Authorization** – The Holder must carry a copy of this entire CUA and be prepared to present it at all park entrances and to any National Park Service (NPS) Ranger upon request.
15. **Special Instructions** – The Holder will comply with any special instructions received from the Superintendent, or representative thereof, concerning commercial operations within Yosemite National Park.

(Special Park Conditions Continued)

16. **Business/Revenue Limits** - It is understood that the holder of this CUA shall not develop a business based on revenues generated through sales within Yosemite National Park which exceed the gross yearly earnings of \$25,000.00. Revenues exceeding the \$25,000 limit will result in the non-renewal of future CUA.
17. **\*\* Authorized Activity** – The Holder is authorized to tow rented travel trailers into Yosemite National Park and deliver the trailer to reserved campsites for their client(s). The Holder may not purchase campsite reservation for their clients. The client must purchase their own reservations. Violation of this condition will result in the immediate revocation of this CUA.
18. **Condition of Travel Trailer** – The travel trailer must be maintained in good condition. The interior must be clean and meet State Health and Safety Code standards for a commercial rental. The National Park Service reserves the right to inspect trailers delivered to park campgrounds. A list of the trailer(s) with the make, model, length, gross vehicle weight, license tag number and rental rate must be submitted to the Office of Special Park Uses prior to the approval of this authorization. Notice must be given to the Office of Special Park Uses prior to the use of any trailer not on the accepted list.
19. **Maximum Length** – Travel trailers may not exceed thirty-five feet in length. (The Holder must confirm with their client(s) that the campsite reserved will allow for the appropriate trailer length.)
20. **Towing** – The tow vehicle must be a proper match for the travel trailer being towed. The travel trailer must not exceed the gross vehicle weight of the tow vehicle and must meet requirements set forth in the State of California Vehicle Code.

21. **Delivery of Travel Trailer** - Employees towing travel trailers must be at least 18 years of age and have experience towing and backing the size of travel trailer being delivered. Travel trailers may only be delivered between the hours of 12 P.M. and 4 P.M. The campground Rangers must be notified of the delivery prior to the trailer being parked at the campsite. The Holder must leave a 24-hour contact phone number with the campground Ranger t in case of an emergency.
22. **Parking** – The travel trailer may only be parked on the campsite parking pad, allowing room for the client vehicle to park at the site. The parked travel trailer must not interfere with the free flow of traffic through the campground. The trailer wheels must be chocked to prevent rolling. The Holder will be responsible for the cost of moving an illegally parked travel trailer.
23. **Removal of Travel Trailer**: The Holder must remove the travel trailer from the campground by the 12 P.M. mandatory checkout time on the scheduled date of departure. In the event that the client checks out of the campground prior to the scheduled date of departure, the Holder must removed the travel trailer upon the actual date of the client’s departure. The client is responsible for setting up a method of notification with their client in the case of an early departure. In the case of a Park emergency, the Holder must be available to remove the travel trailer from the park within 12 hours of receiving notification.
24. **Emergency Contact** - The Holder is responsible for setting up a method of notification with their client in the case of an emergency.
25. **Clean up** – All areas used by the Holder to conduct the authorized activity must be left clean and all debris and garbage carried out of the Park for disposal.
26. **Fire Extinguisher** – The travel trailer must be equipped with at least one dry chemical or carbon dioxide (CO<sub>2</sub>) type fire extinguisher in working condition with a rating of at least 4-B.  
(Special Park Conditions Continued)
27. **Rates** – All rates charged to the public by the CUA Holder for commercial services authorized by this CUA shall be reasonable and appropriate for the type and quality of services required and authorized under the CUA. Rates must be submitted to the National Park Service for review.
28. **Entry Fees** – Entrance fees are waived for the Holder only while conducting the authorized activity. Attempting to avoid payment of appropriate fees is a violation of federal law and will result in the revocation of the CUA and the Holder will be subject to criminal prosecution.
29. **Safety** - The Holder shall take every reasonable precaution to ensure the safety of its clients, other Park visitors, and Park employees.
30. **Sale of Miscellaneous Items**: The Holder is prohibited from selling any items within the park boundary.
31. **Complaints** – The Holder shall conduct business in a professional and courteous manner. Any person issued a CUA who is found to have displayed poor customer service, or causing complaints relative to his/her conduct may have his/her CUA suspended or revoked.
32. **Natural, Cultural & Historic Resource Protection**  
To the degree that the permitted activity may impact the natural, cultural and/or historic resources of the park; the Holder shall ensure that the Park’s geological, biological, historical and archeological resources are not disturbed.

33. **Protection of Natural Resources & Cultural Artifacts (Historic and Prehistoric)**

The Holder will not disturb, remove, or allow clients to disturb or remove any natural and/or historic and/or cultural artifacts from the Park including arrowheads, rock mortars, glass bottles/jars or similar artifacts. Rocks, flowers, plants and parts of plants (alive or dead) as well as other natural resources may not be removed.

34. **Drugs & Alcohol** – The Holder may not consume any alcoholic beverage or be under the influence of alcohol (BAC 0.01 or higher) and/or a controlled substance while engaged in the permitted activity. Possession and/or use of a controlled substance and/or evidence of being under the influence of alcohol (BAC 0.01 or higher) or drugs will result in the immediate termination of this CUA.

35. **Monthly Use Report** – The Holder must complete the Monthly Use Report form at the end of each month that the authorized activities occur. The form may be faxed, mailed or emailed to the Office of Special Park Uses. (Send the completed report to the address, email or fax number listed on the report form.)

36. **Permit Renewal** - The Holder shall give written notice of his/her intent to renew the Authorization for the next calendar year.

37. **Annual Survey** – The Holder is required to complete and return the annual survey form to the Office of **Special Park Uses by close of business on January 31, 2014. The information required by this document** will include a list of locations delivered to, the total of all trailers rented, number of days trailers were used in the park and total gross receipts generated for rentals delivered in the park, along with a request to issue a permit for the following year if desired.