

FOREST SERVICE HANDBOOK NATIONAL HEADQUARTERS (WO) WASHINGTON, DC

FSH 2709.11 - SPECIAL USES HANDBOOK

CHAPTER 30 - FEE DETERMINATION

Interim Directive No.: 2709.11-2002-3

Effective Date: October 11, 2002

Duration: This interim directive expires on December 31, 2003.

Approved: GLORIA MANNING **Date Approved:** 10/07/2002

Associate Deputy Chief

Posting Instructions: Interim directives are numbered consecutively by Handbook number and calendar year. Post by document at the end of the chapter. Retain this transmittal as the first page(s) of this document. The last interim directive was 2709.11-2002-2 to chapter 30.

New Document	id_2709.11-2002-3	12 Pages
Superseded Document(s) (Interim Directive Number	None	
and Effective Date)		

Digest:

<u>36.2 - 36.21</u> - This interim directive (ID) to sections 36.2 to 36.21 updates direction for calendar year (CY) 2003 rental fees for communications uses on National Forest System lands.

At section 36.21, Determination of Fees, this ID adds in paragraph 2f clarification for classifying certain communications uses, licensed by the Federal Communications Commission (FCC) as commercial mobile radio service (CMRS), as a cellular telephone and personal communications service (PCS) use for rental calculation purposes. Paragraph 2j adds a new communications use, wireless internet service provider (ISP), and Special Uses Data System (SUDS) use code, 811.

This ID also provides CY 2003 updates to exhibit 01, Rental Fee Schedule for Communications Uses, and exhibit 02, an updated Listing of Cities by Population Strata. These exhibits are used in determining rental fees for communications uses. These exhibits are issued as ID's annually for ease of updating. Exhibit 01 has been updated using the Consumer Price Index (CPI) for

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rental fee calculations in CY 2003 and modified to include the wireless internet service provider (ISP) use in the same rental fee category as microwave. Exhibit 02 has been updated for CY 2003 to include cities that have changed population categories or have been added to or deleted from the Listing of Cities by Population Strata as follows:

Cities added:

None

Cities that increased in population:

Miami, FL Austin, TX Providence, RI-MA Salt Lake City, UT Tampa, FL Colorado Springs, CO Columbia, SC Brownsville, TX New London, CT-RI Columbia, MO Greeley, CO Kingston, NY Murfreesboro, TN Newark, OH Springhill, FL Bowling Green, KY Mankato, MN

Cities that decreased in population:

Peoria, IL Anniston, AL Eureka, CA

Cities that changed their RMA status:

West Palm Beach, FL (included in Miami, FL, RMA) Fredrick, MD (included in Wash, DC-MD-VA, RMA) Gastonia, NC (included in Charlotte, NC-SC, RMA) Kannapolis, NC (included in Charlotte, NC-SC, RMA) Rockhill, SC (included in Charlotte, NC-SC, RMA) Racine, WI (included in Milwaukee, WI, RMA) Virginia Beach (included in Norfolk, VA, RMA)

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Chesapeake, VA (included in Norfolk, VA, RMA) Warwick, RI (included in Providence, RI-MA, RMA) Port Arthur (included in Beaumont, TX, RMA) Moline, IA (included in Davenport, IA-IL, RMA) Rock Island, IA (included in Davenport, IA-IL, RMA) Harlingen, TX (included in Brownsville, TX, RMA) Marion, IL (included in Carbondale, IL, RMA) Arcata, CA (included in Eureka, CA, RMA) Thivadaux, LA (included in Houma, LA, RMA) Temple, TX (included in Killeen, TX, RMA) New Iberia, LA (included in Lafayette, LA, RMA) Odessa, TX (included in Midland, TX, RMA) Port Charlette, FL (included in Punta Gorda, FL, RMA)

38.12 - This interim directive to section 38.12 provides the 2000 to 2003 update to exhibit 01, Adjusted Gross Revenue (AGR) Brackets and Associated Percentage Rates for Use in Determining Ski Area Permit Fee (SAPF) and updates the Consumer Price Index (CPI) for 2002 (for use in calculating 2003 fees).

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36.2 - Communications Site Fee Schedule

This section provides direction for use of the rental fee schedule for communications uses on National Forest System lands. For all communications uses, calculate rental fees using communications site rental calculation worksheets contained in the Special Uses Data System (SUDS) application.

36.21 - Determination of Fees

- 1. Consider the following when determining fees:
 - b. If the communications site does not serve a listed RMA community (ex. 02), determine the fee based on the population of the largest community served by the site according to the population listed in the 2002, or later, edition of the "Rand McNally Road Atlas" (Atlas). The 2002, or later, edition of the Atlas contains updated population figures for non-RMA communities base on the 2000 United States census. The population figures for 2001, and earlier, editions of the Atlas were based on the 1990 United States census. Therefore, field offices are encouraged to verify population figures for non-RMA communities within their unit and adjust the population strata for rental calculations where appropriate.
- 2. Apply the fee schedule to communications uses providing the following services:
 - f. <u>Cellular Telephone and Personal Communications Services (PCS)</u>. (sec. 48.12b). The cellular telephone and PCS use category includes the following wireless uses:
 - (1) Enhanced Specialized Mobile Radio (ESMR)
 - (2) Improved Mobile Telephone Service (IMTS)
 - (3) Air-to-Ground
 - (4) Offshore Radio Telephone Service
 - (5) Cell Site Extenders
 - (6) Local Multipoint Distribution Service

The preceding uses may be listed as a Commercial Mobile Radio Service (CMRS) use on the Federal Communications Commission (FCC) license. However, for the purpose of rent determination, all these uses must be valued at the rent specified for the "Cellular and PCS" use.

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j. <u>Wireless Internet Service Provider (ISP)</u>. The Special Uses Database System (SUDS) use code for a wireless internet service provider (ISP) is 811. An ISP provides subscription wireless access to the internet and the use is not licensed by the FCC. For purposes of rent determination, an ISP is valued at the same rate as a microwave use on the rental schedule. The customer of an ISP, who has a communications facility on National Forest System land to receive and transmit an ISP signal, is considered a private mobile radio service (PMRS) use for rental determination purposes.

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36.21 - Exhibit 01

RENTAL FEE SCHEDULE FOR COMMUNICATIONS USES

Calendar Year 2003

POPULATION TELEVISION	TELEVISION	AM/FM RADIO*	CABLE TELEVISION	BROADCAST TRANSLATOR/ LPTV/LPFM	CMRS/ FACILITY MANAGER	CELLULAR TELEPHONE and PCS	PRIVATE MOBILE RADIO SERVICE	MICROWAVE and and Wireless Internet Service Provider (ISP)	OTHER	PASSIVE REF. & LOCAL EXCH. NETWORKS
5,000,000 plus	\$53,118.62	\$40,134.06	INSUFFICIENT	INSUFFICIENT	\$14,164.97	\$14,164.97	\$11,804.14	\$11,804.14	\$88.53	
2,500,000 to 4,999,999	\$35,412.42	\$24,788.70	MARKET DATA	MARKET DATA	\$11,804.14	\$11,804.14	\$7,082.48	\$9,443.32	\$88.53	
1,000,000 to 2,499,999	\$21,247.45 \$16,525.79	\$16,525.79	FEE TO BE DETERMINED	FEE TO BE DETERMINED	\$9,443.32	\$9,443.32	\$7,082.48	\$8,262.90	\$88.53	FEES
500,000 to 999,999	\$16,525.79	\$11,804.14	BY APPRAISAL OR OTHER	BY APPRAISAL OR OTHER	\$5,902.07	\$7,082.48	\$4,721.66	\$6,492.27	\$88.53	THESE USES ARE
300,000 to 499,999	\$14,164.97	\$9,443.32	METHODS	METHODS	\$4,721.66	\$5,902.07	\$2,951.03	\$2,951.03	\$88.53	DETERMINED BY
100,000 to 299,999	\$7,082.48	\$4,721.66	\$2,832.99	\$2,832.99	\$3,541.24	\$4,721.66	\$2,360.83	\$2,360.83	\$88.53	EACH REGION
50,000 to 99,999	\$3,541.24	\$2,360.83	\$1,416.49	\$1,416.49	\$1,416.49	\$3,541.24	\$1,180.41	\$1,770.62	\$88.53	
25,000 to 49,999	\$1,770.62	\$1,416.49	\$1,180.41	\$590.21	\$1,180.41	\$2,951.03	\$708.25	\$1,770.62	\$88.53	
LESS THAN 25,000	\$1,416.49	\$1,062,37	\$708.25	\$118.04	\$708.25	\$2,951.03	\$413.14	\$1,770.62	\$88.53	To common to a substitute
		*FEE FOR	*FEE FOR AM RADIO IS 70% C	0% OF THE FM SCHEDULED FEE	JLED FEE					

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500,000 to 999,999

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36.21 - Exhibit 02

LISTING OF CITIES BY POPULATION STRATA

1,000,000 to 2,499,999

Chicago, IL-IN-WI Los Angeles, CA (incl. Lancaster) Miami, FL (incl. Ft. Lauderdale and West Palm Beach) New York, NY-NJ-CT (incl. Newark, NJ and Danbury, CT) Philadelphia, PA-NJ-DE-MD (incl. Trenton, NJ; Wilmington, DE; Coatesville, PA) San Francisco, CA (incl. Antioch. Oakland, and San Jose)

5,000,000 plus

Atlanta, GA Boston, MA-NH (incl. Brockton, Haverhill, Lawrence, Salem and Lowell, MA and Nashua, NH) Dallas, TX (incl. Fort Worth) Detroit, MI-CAN (incl. Ann Arbor, MI and Windsor, CAN) Houston, TX Minneapolis, MN-WI (incl. St. Paul, MN) Phoenix, AZ San Diego, CA-MX (incl. Oceanside, CA;) Seattle, WA (Tacoma) Washington, DC-MD-VA (incl. Fredrick, MD)

2,500,000 to 4,999,999

Austin, TX Baltimore, MD-PA Buffalo, NY-CAN (incl. St. Catharines Niagara Falls, CAN) Charlotte, NC-SC (incl Gastonia and Kannapolis, NC and Rockhill, SC) Cincinnati, OH-KY-IN Cleveland, OH Columbus, OH Denver, CO El Paso, TX-NM-MEX (incl. Ciudad Juarez, MEX) Hartford, CT (incl. New Britain) Indianapolis, IN Kansas City, MO-KS Las Vegas, NV Memphis, TN-AR-MS Milwaukee, WI (incl. Racine, IL) New Orleans, LA Norfolk, VA (incl. Portsmouth, Va. Beach, and Chesapeke, VA) Orlando, FL Pittsburgh, PA Portland, OR-WA Providence, RI-MA (incl. Warwick, RI) Riverside, CA (incl. San Bernardino) Sacramento, CA Salt Lake City, UT St. Louis, MO-IL St. Petersburg, FL

(incl. Clearwater)

San Antonio, TX

Tampa, FL

Akron, OH Albany, NY (incl. Schenectady, and Troy) Albuquerque, NM Allentown, PA-NJ (incl. Bethlehem, PA) Baton Rouge, LA Birmingham, AL Calexico, CA-MEX (incl. Mexicali, MEX) Colorado Springs, CO Columbia, SC Dayton, OH El Paso, TX-NM Fresno, CA Grand Rapids, MI Greensboro, NC (incl. High Point) Honolulu, HI Jacksonville, FL Knoxville, TN Louisville, KY-IN McAllen, TX (incl. Reynosa, MEX and Edinburg, TX) Nashville, TN New Haven, CT Oklahoma City, OK Omaha, NE-IA Oxnard, CA (incl. Thousand Oaks and Ventura) Raleigh, NC Richmond, VA (incl. Petersburg) Rochester, NY Springfield, MA Syracuse, NY Toledo, OH-MI Tucson, AZ Tulsa, OK

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36.21 - Exhibit 02--Continued

LISTING OF CITIES BY POPULATION STRATA

300,000 to 499,999

Augusta, GA-SC Bakersfield, CA Beaumont, TX(incl. Port Arthur) Boise, ID (incl. Nampa, ID) Canton, OH Charleston, SC

Chattanooga, TN-GA Corpus Christi, TX Davenport, IA-IL (incl. Moline & Rock Island)

Des Moines, IA Durham, NC (incl. Chapel Hill) Fayetteville, NC Flint, MI Fort Myers, FL (incl. Cape Coral) Fort Wayne, IN Greenville, SC Harrisburg, PA

Jackson, MS Johnson City, TN-VA (incl. Kingsport and Bristol) Lansing, MI Laredo, TX-MEX Lexington, KY Little Rock, AR Madison, WI

McAllen, TX

300,000 to 499,999 -- Continued

Melbourne, FL (incl. Cocoa) Mobile, AL Modesto, CA New London, CT-RI (incl. Norwich, CT) Newport News, VA (incl. Hampton) Ogden, UT Pensacola, FL

Provo, UT (incl. Orem, UT) Reno, NV Rockford, IL-WI Saginaw, MI (incl. Bay City and Midland)

Santa Rosa, CA Sarasota, FL (incl. Bradenton) Scranton, PA (incl. Wilkes-Barre) Shreveport, LA-TX Spokane, WA-ID Stockton, CA Wichita, KS Winston-Salem, NC Worcester, MA-CT

Youngstown, OH-PA

(incl. Warren, OH)

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100,000 to 299,999

- Continued

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36.21 - Exhibit 02--Continued

LISTING OF CITIES BY POPULATION STRATA

100,000 to 299,999 Abilene, TX Albany, GA Altoona, PA Amarillo, TX Anchorage, AK Anderson, IN Annapolis, MD Appleton, WI Asheville, NC Athens, GA Atlantic City, NJ Barnstable, MA Battlecreek, MI Bellingham, WA Billings, MT Biloxi, MS (incl. Gulfport) Binghamton, NY-PA Bloomington, IL (incl. Normal) Bloomington, ÍN Boulder, CO (incl. Longmont) Bremerton, WA Brownsville, TX (incl. Harlingen,TX) Bryan, TX (incl. College Station) Burlington, NC Burlington, VT Carbondale, IL (incl. Marion, IL) Cedar Rapids, IA Champaign, IL (incl. Urbana) Charleston, WV Clarksville, TN-KY Charlottesville, VA Columbia, MO Columbus, GA-AL Corvales, OR (incl. Albany) Daytona Beach, FL Decatur, IL Denton, TX Dover, DE Duluth, MN-WI Eau Claire, WI

Elkhart, IN-MI

Evansville, IN-KY

Erie, PA

Eugene, OR

- Continued Fairfield, CA (incl. Vacaville) Fall River, MA-RI Fargo ND (incl. Moorehead, MN) Fayetville, AR (incl. Springdale) Florence, AL Florence, SC Fort Collins, CO (incl. Loveland) Fort Pierce, FL Fort Smith, AR-OK Fort Walton Bch, FL Fredericksburg, VA Freeport, TX (incl. Lake Jackson) Gainesville, FL Galveston, TX (incl. Texas City) Glen Falls, NY Goldsboro, NC Grand Junction, CO Greeley, CO Green Bay, WI Greenville, NC Hagerstown, MD-PA-WV Hemet, CA Hesperia, CA (incl. Apple Valley, Victorville) Hickory, NC Holland, MI Houma, LA (incl. Thivodaux) Huntington, WV-KY-OH Huntsville, AL Jackson, MI Jacksonville, NC Johnstown, PA Joplin, MO-KS Kalamazoo, MI Kenosha, WI Killeen, TX (incl. Temple, TX) Kingston, NY Kissimmee, FL La Crosse, WI-MN Lafayette, IN

(incl. W. Lafayette)

(incl. New Iberia)

Lafavette, LA

100,000 to 299,999

- Continued Lake Charles, LA Lakeland, FL Lancaster, PA Laredo, TX Las Cruces, NM Lima, OH Lincoln, NE Longview, TX Lubbock, TX Lynchburg, VA Macon, GA Manchester, NH Mansfield, OH Medford, OR Merced, CA Middletown, OH Midland, TX (incl.Odessa) Monroe, LA Monterey, CA (incl. Seaside and Marina) Montgomery, AL Murfreesboro, TN Muncie, IN Muskegon, MI Myrtle Beach, SC-NC (incl. Conway) Naples, FL Newark, OH New Bedford, MA Newburgh, NY Nogales, AZ-MEX (incl. Nogales, MEX) Ocala, FL Olympia, WA Palm Springs, CA (incl. Cathedral City and Palm Desert) Panama City, FL Parkersburg, WV-OH Peoria, IL Port Huron, MI-CAN) Portland, ME Portsmouth, NH-ME

(incl. Dover and

Rochester, NH)

Poughkeepsie, NY

Pueblo, CO

100,000 to 299,999

Punta Gorda, FL (incl. Port Charlette, FL) Reading, PA Redding, CA Richland, WA (incl. Kennewick and Pasco) Roanoke, VA Rochester, MN Salem, OR Salinas, CA Santa Barbara, CA Santa Cruz, CA Santa Maria, CA Sault Ste. Marie, MI-CAN Savannah, GA Sheboygan, WI Sioux City, IA-NE-SD Sioux Falls, SD South Bend, IN Spartanburg, SC Springfield, IL Springfield, MO Springfield, OH Springhill, FL St. Cloud, MN State College, PA Steubenville, OH-WV (incl. Weirton, WV) Stuart, FL Tallahassee, FL Terre Haute, IN Topeka, KS Tuscaloosa, AL Tyler, TX Utica, NY (incl. Rome) Venice, FL Vineland, NJ Visalia, CA Waco, TX Waterbury, CT Waterloo, IA Wheeling, WV-OH Wichita Falls, TX Williamsport, PA Wilmington, NC Winter Haven, FL Yakima, WA York, PA Yuba City, CA (incl. Marysville)

Yuma, AZ-CA

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LISTING OF CITIES BY POPULATION STRATA

50,000 to 99,999 Alexandria, LA Alliance, OH Ames, IA Anniston, AL Anderson, SC Auburn, AL (incl. Opelika) Augusta, ME Bangor, ME Beckley, WV Benton Harbor, MI (incl. St. Joseph) Bismarck, ND Bowling Green, KY Brunswick, GA Brunswick, ME (incl. Bath) Butler, PA Cape Girardeau, MO Carlisle, PA Casper, WY Cheyenne, WY Chico, CA Clarksburg, WV Cleveland, TN Columbus, IN Columbus, MS Concord, NH Cumberland, MD-WV Danville, IL Danville, VA-NC Davis, CA Decatur, AL De Kalb, IL De Land, FL

Dothan, AL

Elmira, NY

Enid, OK Eureka, CA (incl. Arcata,CA)

Dubuque, IA-WI-IL

Fairbanks, AK Fairmont, WV Farmington, NM Fond du Lac, WI Gadsden, AL Grand Forks, ND-MN Great Falls, MT Greenwood, SC Hanover, PA Hattiesburg, MS Hazleton, PA Hilo, HI Hot Springs, AR Idaho Falls, ID Indio, CA (incl. Coachella) Iowa City, IA Ithaca, NY Jackson, TN Jamestown, NY Janesville, WI Jefferson City, MO Jonesboro, AR Kankakee, IL Kokomo, IN Lancaster, OH Latrobe, PA Lawrence, KS Lawton, OK Lebanon, PA Lewiston, ID-WA Lewiston, ME (incl. Auburn) Lockport, NY Logan, UT Lompoc, CA Longview, WA-OR

Lufkin, TX Manitowoc, WI

50,000 to 99,999

Continued

Mankato, MN Marion, IN Marion, OH Martinsville, VA-NC Meridian, MS Michigan City, IN Middletown, NY Missoula, MT Monroe, MI Morgantown, WV-PA Morristown, TN Muskogee, OK Napa, CA New Castle, PA Newport, RI Oshkosh, WI Owensboro, KY Paducah, KY-IL Pascagoula, MS Pine Bluff, AR Pittsfield, MA Plattsburgh, NY Pocatello, ID Port Huron, MI Porterville, CA Portsmouth, OH-KY Pottstown, PA Pottsville, PA Quincy, IL Rapid City, SD Richmond, IN-OH Rocky Mount, NC Rome, GA Roswell, NM San Luis Obispo. CA St. Joseph, MO-KS

Salisbury, MD-DE.

50,000 to 99,999

- Continued

Salisbury, NC San Angelo, TX Sandusky, OH Santa Fe, NM Sharon, PA-OH Sherman, TX (incl. Denison) Sumter, SC Texarkana, TX-AR Titusville, FL Uniontown, PA Valdosta, GA Vero Beach, FL Victoria, TX Walla Walla, WA-OR Washington, PA Watertown, NY Watsonville, CA Wausau, WI Zanesville, OH

50,000 to 99,999

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LISTING OF CITIES BY POPULATION STRATA

25,000 to 49,999

Less than 25,000

Ashtabula, OH Bartlesville, OK

Burlington, IA

Butte, MT

Calexico, CA Clinton, IA-IL

Clovis, NM

E. Liverpool, OH-WV

Findley, OH Fort Dodge, IA Galesburg, IL

Grand Island, NE

Greenville, MS Hopkinsville, KY

Hutchinson, KS

Laurel, MS

Leavenworth, KS

Manhattan, KS

Marshall, TX

Natchez, MS-LA Nogalas, AZ Oil City, PA

(incl. Franklin)

Salina, KS

Torrington, CT Vicksburg, MS-LA Waterville, ME

Sault Ste. Marie, MI

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38.12 - Exhibit 01

Adjusted Gross Revenue (AGR) Brackets and Associated Percentage Rates for Use in Determining Ski Area Permit Fee (SAPF)

Revenue Brackets (updated annually by CPI*) and Percentage Rates					
Holder FY	Bracket 1 (1.5%)	Bracket 2 (2.5%)	Bracket 3 (2.75%)	Bracket 4 (4%)	
FY 1996	All revenue	\$3,000,000	\$15,000,000	All revenue	
CPI:	below	to	to	over	
N/A	\$3,000,000	<\$15,000,000	\$50,000,000	\$50,000,000	
FY 1997	All revenue	\$3,090,000	\$15,450,000	All revenue	
CPI:	below	to	to	over	
1.030	\$3,090,000	<\$15,450,000	\$51,500,000	\$51,500,000	
FY 1998	All revenue	\$3,158,000	\$15,790,000	All revenue	
CPI:	below	to	to	over	
1.022	\$3,158,000	<\$15,790,000	\$52,633,000	\$52,633,000	
FY 1999	All revenue	\$3,212,000	\$16,058,000	All revenue	
CPI:	below	to	to	over	
1.017	\$3,212,000	<\$16,058,000	\$53,528,000	\$53,528,000	
FY 2000	All revenue	\$3,279,000	\$16,395,000	All revenue	
CPI:	below	to	to	over	
1.021	\$3,279,000	<\$16,395,000	\$54,652,000	\$54,652,000	
FY 2001	All revenue	\$3,394,000	\$16,969,000	All revenue	
CPI:	below	to	to	over	
1.035	\$3,394,000	<\$16,969,000	\$56,565,000	\$56,565,000	
FY 2002	All revenue	\$3,489,000	\$17,444,000	All revenue	
CPI:	below	to	to	over	
1.028	\$3,489,000	<\$17,444,000	\$58,149,000	\$58,149,000	
FY 2003	All revenue	\$3,541,000	\$17,706,000	All revenue	
CPI:	below	to	to	over	
1.015	\$3,541,000	<\$17,706,000	\$59,021,000	\$59,021,000	

^{*}The Director of Recreation, Heritage, and Wilderness Resources, Washington Office, updates the revenue brackets annually, based on the Consumer Price Index (CPI), which is revised and issued annually in section 36.21.