

Superintendent's Compendium



National Park Service
U.S. Department of the Interior

Superintendent's Compendium
of Designations, Closures, Permit
Requirements and Other
Restrictions Imposed Under
Discretionary Authority.

Martin Luther King, Jr.
National Historical Park

450 Auburn Avenue, NE
Atlanta, GA 30312

404-331-2022 phone

Superintendent

Date

Header page of Superintendent's Compendium with Superintendent Judy Forte's digital signature.

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Introduction

1. Superintendent's Compendium Described

The Superintendent's Compendium is the summary of park specific rules implemented under 36 Code of Federal Regulations (36 CFR). It serves as public notice, identifies areas closed for public use, provides a list of activities requiring either a special use permit or reservation, and elaborates on public use and resource protection regulations pertaining specifically to the administration of the park. The Superintendent's Compendium does not repeat regulations found in 36 CFR and other United States Code and CFR Titles, which are enforced without further elaboration at the park level.

The regulations contained in 36 CFR, Parts 1-7, are the basic mechanism used by the National Park Service (NPS) to preserve and protect the natural and cultural resources of the park and to protect visitors and property within the park. Parts 1 through 6 are general regulations applicable to all areas of the National Park system, and Part 7 contains special regulations specific to individual parks. Each of these Parts has many sections and subsections articulating specific provisions. Within some of these Part 1-7 sections and subsections, the Superintendent is granted discretionary authority to develop local rules to be responsive to the needs of a specific park resource or activity, park plan, program, and/or special needs of the general public.

As an example, 36 CFR 1.5(a) Closures and Public Use Limits provides the Superintendent certain discretion in allowing or disallowing certain activities. The authority granted by the Section, however, requires the Superintendent to comply with the Administrative Procedures Act (6 USC Section 551), which requires public notice on actions with major impact on visitor use patterns, park resources or those that are highly controversial in nature.

Another example is 36 CFR 1.6 Permits, which allows the Superintendent to require a permit for certain uses and activities in the park. This Section, however, requires that a list of activities needing a permit (and a fee schedule for the various types of permits) be maintained by the park.

A final example is 36 CFR 2.1(c) (1) Preservation of Natural, Cultural and Archeological Resources, which provides the Superintendent the authority to designate certain fruits, nuts, berries or unoccupied seashells which may be gathered by hand for personal use or consumption. This activity can occur, however, only if a written determination shows that the allowed activity does not adversely affect park wildlife, the reproductive potential of a plant species, or otherwise adversely affect park resources.

This Compendium should be used in conjunction with Title 36 CFR, Parts 1-7, to more fully understand the regulations governing the use and enjoyment of all the areas of the National Park System.

A copy of Title 36, CFR, can be purchased from the U.S. Government Printing Office at <https://www.gpo.gov>.

Superintendent of Documents
P.O. Box 371954
Pittsburgh, PA 15250-7954

The CFR is also available on the Internet at <https://www.ecfr.gov>.

2. Laws and Policies Allowing the Superintendent to Develop This Compendium

The National Park Service (NPS) is granted broad statutory authority under 54 United States Code (U.S.C.) Section 100101(a) et.seq. (Organic Act of 1916, as amended) to "...regulate the use of the National Park System by means and measures that conform to the fundamental purpose of the System units, which purpose is to conserve the scenery, natural and historic objects, and wild life in the System units and to provide for the enjoyment of the scenery, natural and historic objects, and wild life in such manner and by such means as will leave them unimpaired for the enjoyment of future generations." (54 U.S.C. Section 100101). In addition, the NPS Organic Act allows the NPS, through the Secretary of the Interior, to "prescribe such regulations as the Secretary considers necessary or proper for the use and management of System units" (54 U.S.C. Section 100751).

In 1970, Congress amended the NPS Organic Act to clarify its intentions as to the overall mission of the NPS. Through the General Authorities Act of 1970 (16 U.S.C. Sections 1a1-1a8), Congress brought all areas administered by the NPS into one National Park System and directed the NPS to manage all areas under its administration consistent with the Organic Act of 1916.

In 1978, Congress amended the General Authorities Act of 1970 and reasserted System-wide the high standard of protection defined in the original Organic Act by stating "Congress further reaffirms, declares, and directs that the promotion and regulation of the various areas of the National Park System, as defined by Section 1 of this Title, shall be consistent with and founded in the purpose established by Section 1 of this Title, to the common benefit of all people of the United States."

In addition to the above statutory authority, the Superintendent is guided by established NPS policy as found in the NPS Management Policies (2006). The Superintendent is also guided by more specific policies promulgated by the Director, National Park Service, in the form of Director's Orders. As stated in the Management Policies, the primary responsibility of the NPS is to protect and preserve our national natural and cultural resources while providing for the enjoyment of these resources by visitor and other users, as long as use does not impair specific park resources or overall visitor experience. The appropriateness of any particular visitor use or recreational experience is resource-based and will vary from park to park; therefore, a use or activity that is appropriate in one park area may not be appropriate in another. The Superintendent is directed to analyze overall park use and determine if any particular use is appropriate. Where conflict arises between use and resource protection, where the Superintendent has a reasonable basis to believe a resource is or would become impaired, then that Superintendent is obliged to place limitations on public use.

3. Consistency of This Compendium with Applicable Federal Law and Requirements

The Superintendent's Compendium is not considered a significant rule requiring review by the Office of Management and Budget under Executive Order 12866. In addition, this Compendium will not have a significant economic effect on a number of small entities nor impose a significant cost on any local, state or tribal government or private organization, and therefore does not fall under the requirements of either the Regulatory Flexibility Act or the Unfunded Mandates Reform Act.

The actions and requirements described in this Compendium are found to be categorically excluded from further compliance with the procedural requirements of the National Environmental Policy Act (NEPA) in Department of the Interior (DOI) Guidelines 516 DM 6 and as such, an Environmental Assessment will not be prepared.

4. Development of the Requirements of the Superintendent's Compendium

As outlined above, the NPS has broad authority and responsibility to determine what types of uses and activities are appropriate in any particular National Park System area. The requirements of the Superintendent's Compendium are developed through an analysis and determination process. The decision criteria used during this process are:

- Is the use or activity consistent with the NPS Organic Act and NPS policy?
- Is the use or activity consistent and compatible with the park's enabling legislation, management objectives, and corresponding management plans?
- Will the use or activity damage the park's protected natural and cultural resources and other protected values?
- Will the use or activity disturb or be in conflict with wildlife, vegetation, and environmental protection actions and values?
- Will the use or activity conflict with or be incompatible with traditional park uses and activities?
- Will the use or activity compromise employee or public safety?

5. Applicability of the Compendium

The rules contained in this Compendium apply to all persons entering, using, visiting or otherwise present on federally owned lands, including submerged lands, and waters administered by the NPS within the legislative boundaries of the park. This includes all waters subject to the jurisdiction of the United States, including all navigable waters.

6. Enforcement of Compendium Requirements

NPS Law Enforcement Park Rangers enforce the requirements of the United State Code, 36 CFR, and this Superintendent's Compendium.

7. Penalties for Not Adhering to the Compendium Requirements

A person who violates any provision of the regulations found in 36 CFR, Parts 1-7, or provisions of this Compendium, is subject to a fine as provided by law (18 U.S.C. 3571) up to \$5,000 for individuals and \$10,000 for organizations, or by imprisonment not exceeding six months (18 U.S.C. 3559), or both, and shall be adjudged to pay all court costs associated with any court proceedings. You may receive a list of fines associated with any particular provision by contacting the Chief Ranger at the park address found below.

8. Comments on the Compendium

The Compendium is reviewed annually and revised as necessary. The park welcomes comments about its program and activities at any time.

Written comments on the Compendium may be submitted to:

Superintendent
Martin Luther King, Jr. National Historical Park
450 Auburn Avenue, NE
Atlanta, GA 30312

9. Effective Date of the Superintendent Compendium

The Superintendent's Compendium is effective on the approval date listed on the first page of this document, and remains in effect until revised for a period up to one year.

10. Additional Information

Some of the terms used in this Compendium may have specific meaning defined in 36 CFR 1.4 *Definitions*.

11. Availability

Copies of the Compendium are available at 450 Auburn Avenue, NE, Atlanta, GA 30312.

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Superintendent's Compendium

In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 54 U.S.C. §100751, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of Martin Luther King, Jr. National Historical Park (hereafter, the Park). Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, as required by Section 1.5(c), appear in this document identified by italicized print.

I. 36 CFR §1.5 – Visiting Hours, Public Use Limits, Closures, and Area Designations For Specific Use or Activities

(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the park, and the following closures are established for all or a portion of the park to all public use or to a certain use or activity:

Visiting Hours:

- Martin Luther King Jr. National Historical Park facilities are closed on the following Federal holidays...
 - New Year's Day
 - Thanksgiving Day
 - Christmas Day
- The following public areas within the Martin Luther King, Jr. National Historical Park are open to the public without regard to the time of day.
 - The **public streets and sidewalks** within the legislative jurisdiction of the Martin Luther King, Jr. National Historical Park.
 - The **grounds** of the Martin Luther King, Jr. National Historical Park located adjacent to 450 Auburn Avenue, NE, Atlanta.
 - The **Visitor Center Parking Lot** located at 423 John Wesley Dobbs Avenue, NE, Atlanta.
- The following public use facilities within the Martin Luther King, Jr. National Historical Park are open **Sunday – Saturday**, from 9:00 a.m. to 5:00 p.m.
 - **Visitor Center** located at 450 Auburn Avenue, NE, Atlanta.
 - **Tennis Courts and fenced area** located at 423 John Wesley Dobbs Avenue, NE, Atlanta.
- The following public use facilities within the Martin Luther King, Jr. National Historical Park are open as staffing allows. Please check at the park Visitor Center Information desk, for further information.
 - **Historic Ebenezer Baptist Church** located at 407 Auburn Avenue, NE, Atlanta.
 - **Historic Fire Station #6** located at 39 Boulevard, NE, Atlanta.
- The following public use facilities within the Martin Luther King, Jr. National Historical Park are open to visitors through Guided Ranger tours or scheduled Open-House tours. Information is available at the park Visitor Center Information Desk and on the [park website](#).

- **Birth Home of Martin Luther King, Jr.** Located at 501 Auburn Avenue, NE, Atlanta.
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Due to the urban location, and open campus design of the Park, it is impractical to close the grounds. Park facilities are secured and monitored outside of established visiting hours to prevent visitor injury and safeguard park resources.

Public Use Limits:

Motorized propelled devices, such as segways and scooters are prohibited inside of park facilities. Motorized propelled devices used as mobility assisted devices by persons with disabilities is permitted within park facilities, in accordance with the Americans with Disabilities Act.

Mobility assistive devices provide a reasonable mobility alternative for those who would otherwise be unable to visit the Park or find it difficult to visit the Park due to personal mobility limitations.

- Food and beverages are not allowed in the Visitor Center, Historic Ebenezer Baptist Church, Historic Fire Station #6 and Birth Home of Martin Luther King, Jr.

The decision to not allow food and beverages in the above listed buildings has been made to reduce the risk of possible damage to open exhibits, and to reduce the risk of attracting insects and rodents that degrade exhibits and curatorial and museum storage items.

- The cleaning of clothing and other personal effects is prohibited in the Visitor Center, Historic Ebenezer Baptist Church, Historic Fire Station #6 and Birth Home of Martin Luther King, Jr.

The decision to not allow the cleaning of clothing and personal effects in or around the above listed buildings can pose a public health hazard, damage park facilities, is inconsistent with the established purpose for the Park, detracts from the cultural landscape of the Park and interferes with the orderly management of the Park.

- Unattended packages, bags, or containers are prohibited within the legislative jurisdiction of the Park. Visitors will keep packages, bags, or containers on their person or in their possession at all times. The NPS does not provide storage or safekeeping for any items.

Unattended packages, bags, or containers present a threat to the safety of visitors and resources, is inconsistent with the established purpose for the Park, detracts from the cultural landscape of the Park and interferes with the orderly management of the Park.

Closures:

- **Park Maintenance Facility** located at 412 John Wesley Dobbs Avenue, NE, Atlanta.

- **Park Administrative Facilities** located at the following addresses...
 - 450 Auburn Avenue, NE, Atlanta.
 - 501 Auburn Avenue, NE, Atlanta.
 - 526 Auburn Avenue, NE, Atlanta.
 - 530 Auburn Avenue, NE, Atlanta.
- The following areas of the **Historic Ebenezer Baptist Church** located at 407 Auburn Avenue, NE, Atlanta.
 - Pulpit Platform including all furniture and fixtures.
 - Choir Loft Setting including the pipe organ and baptismal pool.
 - On the main floor: Grand piano, Hammond organ, back areas behind the pulpit.
 - The main balcony.
- The following areas of the **Historic Fire Station #6** located at 39 Boulevard, NE, Atlanta.
 - The second floor of the building.
 - Exhibits within the building to include the 1927 LaFrance Fire Engine and the Firemen's Desk.
- The following areas of the **Birth Home of Martin Luther King, Jr.** Located at 501 Auburn Avenue, NE, Atlanta.
 - Rear staircase and upper balcony unless part of an authorized tour.
 - All rooms or portions thereof that are barricaded/partitioned to limit public access.
- **Eastern National Bookstore Administrative Offices** located at 497 Auburn Avenue, NE, Atlanta.
- **Chamberlain Lot** located at 461 Edgewood Avenue, NE, Atlanta.
- **Family Home of Martin Luther King, Jr.** Located at 234 Sunset Avenue, NW, Atlanta.
- **All park owned or leased properties or portions thereof that are signed, locked or fenced to prevent public access.**
- **All park owned properties that are leased for residential or commercial use**, when not a welcomed guest of the occupant or business patron. **Properties include the following addresses...**
 - 474 Auburn Avenue, NE, Atlanta.
 - 478 Auburn Avenue, NE, Atlanta.
 - 480 Auburn Avenue, NE, Atlanta.
 - 484 Auburn Avenue, NE, Atlanta.
 - 488 Auburn Avenue, NE, Atlanta.
 - 492 Auburn Avenue, NE, Atlanta.
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 - 506 Auburn Avenue, NE, Atlanta.
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 - 535 Auburn Avenue, NE, Atlanta.
 - 540 Auburn Avenue, NE, Atlanta.
 - 546 Auburn Avenue, NE, Atlanta.
 - 550 Auburn Avenue, NE, Atlanta.
 - 53 Boulevard, NE, Atlanta.
 - 479 Old Wheat Street, NE, Atlanta.
 - 54 Howell Street, NE, Atlanta.
 - 445 Edgewood Avenue, NE, Atlanta.
 - 452 Chamberlain Street, NE, Atlanta.
- Except for facilities designated for visitor use, all buildings are closed to unauthorized entry. This shall not apply to persons in non-public areas who have been granted specific permission by the National Park Service (NPS); another authorized Federal agency, licensed concessionaires or their representatives, contractors, or those who are under escort of park employees.
- All buildings or areas within buildings used for the storage, treatment, or transmission of electricity, gas, telephone, waste disposal, domestic water and climate control systems.

Maintenance and administrative facilities are closed to the public. This closure is necessary for the maintenance of public safety and the implementation of management responsibilities. Residential and commercial areas are closed to public access to protect the privacy and security of their residents.

Areas closed to the general public may be entered by persons or groups only if led or directed by authorized National Park Service (NPS) employees, as approved by the Superintendent or his/her representative, if such access does not compromise security or environmental, scenic, natural or cultural values. Admittance to closed areas may be necessary for the protection of natural and cultural resources, the maintenance of public safety, the implementation of management responsibilities, and as an aid to scientific research.

(a)(2) Public Use Restrictions

The Superintendent may designate areas for a specific use or activity or impose conditions or restrictions on a use or activity. The following restrictions and/or conditions are in effect for the specific uses or activities noted:

Mask-Wearing Requirement:

- When the COVID-19 Community Level is LOW or MEDIUM in the county or all the counties where the park is located based on data provided by the Centers for Disease Control and Prevention (CDC), individuals are not required to wear masks.
- When the COVID-19 Community Level is HIGH in the county or all the counties where the park is located based on data provided by the CDC, all individuals over the age of two must wear masks, regardless of vaccination status, in all common areas and shared workspaces in buildings owned, leased, or otherwise controlled by the National Park Service, including, but not limited to, park visitor centers, administrative offices, lodges, gift shops and restaurants.
- When the COVID-19 Community Level is HIGH in one or more, but not all, of the counties where the park is located based on data provided by the CDC, the superintendent will determine whether individuals are required to wear masks. The requirement, if any, will apply to all facilities within the park.
- Masks must cover the nose and mouth and fit snugly around the nose and chin with no large gaps around the sides of the face. Masks not designed to be protective, masks with ventilation valves, and face shields do not meet the requirement.
- Regardless of the COVID-19 Community Level, individuals may wear masks if they choose to do so. Where a state, local, tribal, or territorial government where the park is located imposes more protective mask-wearing requirements than those indicated by the COVID-19 Community Level, individuals must follow those more protective requirements within the park. More protective state, local, tribal, or territorial mask-

wearing requirements are hereby adopted as federal requirements in all units of the National Park System located within that state, locality, area subject to a federally recognized Indian tribe's regulatory jurisdiction, or territory, regardless of a particular park's jurisdictional status.

- Additionally, all individuals must wear masks in or on public transportation conveyances and transportation hubs/facilities, to the extent required by current orders or directives issued by the CDC, the Transportation Security Administration (TSA), or other federal agencies with jurisdiction over those conveyances or areas. As of March 4, 2022, CDC and TSA orders or directives require all individuals regardless of vaccination status to wear masks in indoor areas of all forms of public transportation conveyances, including busses, trains, and boats/ferries, and in the indoor premises of transportation hubs/facilities. Individuals are not required to wear masks while outdoors on conveyances or while outdoors on the premises of transportation hubs/facilities.

In order to protect the health and safety of NPS employees, volunteers, partners, contractors and park visitors, CDC guidelines will be followed with respect to wearing masks.

Commercial Bus Parking Areas:

- Allowing vehicles with diesel engines or any vehicle which produces noxious exhaust to idle more than 15 minutes, except while actually loading or unloading passengers, is prohibited. This does not preclude vehicles from reasonable warm-up times away from concentrated visitor areas. If the ambient temperature is less than 32 degrees Fahrenheit, idling is limited to a maximum of 25 minutes.

The location of commercial bus parking is on either side of John Wesley Dobbs Avenue, to the west of the entrance to the visitor parking lot. Idling diesel engines produce noise and odor that interfere with the comfort of park visitors. This restriction is also instituted to be in compliance with Atlanta Code of Ordinances (Section 150-97(c)).

Special Use Permits

- The following areas are closed to the issuance of Special Use Permits (excluding First Amendment permits):
 - The Park boundary annually during the Martin Luther King, Jr. holiday, on the third Monday of January and on the preceding Saturday and Sunday.

This closure is necessary to maintain public health and safety at Martin Luther King, Jr. National Historical Park and to protect park resources and values during annually scheduled park special events, and increased visitation during the holiday.

Unmanned Aircraft

- Launching, landing, or operating an unmanned aircraft from or on lands and water administered by the National Park Service within the boundaries of Martin Luther King,

Jr. National Historical Park is prohibited except as approved in writing by the Regional Director.

Definition: Unmanned Aircraft (UA) - The term “unmanned aircraft” means a device that is used or intended to be used for flight in the air without the possibility of direct human intervention from within or on the device, and the associated operational elements and components that are required for the pilot or system operator in command to operate or control the device (such as cameras, sensors, communication links). This term includes all types of devices that meet this definition (e.g. model airplanes, quadcopters, drones) that are used for any purpose, including for recreation or commerce.

This closure is necessary to maintain public health and safety at Martin Luther King, Jr. National Historical Park and to protect park resources and values until the NPS can determine whether specific uses of unmanned aircraft on lands and waters administered by the NPS are appropriate and will not cause unacceptable impacts on park resources and values. When proposed park uses and the protection of park resources and values come into conflict, the protection of resources and values must be predominant.

- Electronic Cigarettes
 - All areas within the Park that are closed to smoking are also closed to the use of electronic cigarettes (See 36 CFR § 2.21 Smoking on page 16).

Electronic cigarettes are relatively new, and much research is currently being done on them to assess the risk they pose to people nearby someone who is vaping. The guidance from the Office of Policy, National Park Service is to treat electronic cigarettes just as lit cigarettes. Therefore, to reduce potential risk to most visitors and minimize visitor conflict, the use of electronic cigarettes within the Park will be restricted just like lit cigarettes.

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II. 36 CFR §1.6 – Activities That Require a Permit

(f) The following is a compilation of those activities for which a permit from the Superintendent is required:

- §2.4(d) Carry or possess a weapon, trap, or net (*excluding legal firearms*)
- §2.12 Audio Disturbances:
 - (a)(2) Operating a chain saw in developed areas

- (a)(3) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
- (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.37 Soliciting or demanding gifts, money goods or services
- §2.50 Special Events
- §2.51(a) Demonstrations
- §2.52 Sale of printed matter and the distribution of printed matter and other message bearing items
- §2.61(a) Residing on federal lands
- §4.11(a) Load, weight, and size limits
- §5.1 Advertisements
- §5.3 Business Operations
- §5.5 Commercial filming, still photography, and audio recording
- §5.6(c) Commercial vehicles

(The Superintendent shall issue a permit to access private lands within or adjacent to the park when access is otherwise not available)

- §5.7 Construction of buildings

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III. General Regulations

36 CFR §2.1 – Preservation of Natural, Cultural and Archeological Resources

(a)(5) The following conditions are in effect for walking, climbing, entering, ascending, or traversing the listed archaeological or cultural resource, monument, or statue:

- The Superintendent of the Park has not established any conditions that are in effect for any archaeological or cultural resource, monument, or statue within the Park. Therefore, walking, climbing, entering, ascending or traversing any archaeological or cultural resource, monument, or statue within the Park is prohibited.

36 CFR §2.2 – Wildlife Protection

(e) The following areas are closed to the viewing of wildlife with the use of an artificial light, including flash photography:

- The entire Park.

36 CFR § 2.4 – Weapons, Traps, and Nets

(h) Notwithstanding any other provision in this Chapter, a person may possess, carry, and transport concealed, loaded, and operable firearms within a national park area in accordance with the laws of the state in which the national park area, or that portion thereof, is located, except as otherwise prohibited by applicable Federal law.

- This authority does not extend to Federal facilities within the park (18 USC § 930(a)). Federal facilities include: Visitor Center, Administrative Offices, Interpretative Ranger Office, Law Enforcement Ranger Office, Maintenance Facilities, Historic Ebenezer Baptist Church, Historic Fire Station No. 6, Martin Luther King, Jr. Birth Home and Eastern National Book Store.

Park regulation cannot be less restrictive than United States Code.

36 CFR §2.10 – Camping and Food Storage

(a) The sites and areas listed below have been designated for camping activities as noted. A permit system has been established for certain campgrounds or camping activities, and conditions for camping and camping activities are in effect as noted:

- The entire Park is closed to camping year-round, which includes parking of a motor vehicle, motor home, or trailer for the apparent purpose of overnight occupancy. The Park does not have any designated camping sites or areas and does not provide any accommodations for overnight occupancy. As part of protecting visitors, residents, cultural resources, and park property, the Park is closed to camping and overnight vehicle occupancy

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36 CFR §2.11 – Picnicking

Picnicking within the park boundary is permitted at the Park Pavilion, Peace Plaza and Amphitheatre.

36 CFR §2.13 – Fires

(a)(1) The lighting or maintaining of fires is generally prohibited, except as provided for in the following designated areas and/or receptacles, and under the conditions noted:

Designated Areas:

- No areas designated.

Receptacles Allowed:

- No receptacles designated.

Established Conditions for Fires:

- Fires are prohibited within the Park boundary.

Fires are not permitted in the Park, as they pose an unnecessary risk to park resources.

(a)(2) The following restrictions are in effect for the use of stoves or lanterns:

- Charcoal grills are prohibited in the entire Park.
- Use of a gas stove or lanterns in the Park is prohibited.

(b) Fires must be extinguished according to the following conditions:

- Fires are prohibited within the Park boundary.

36 CFR §2.14 – Sanitation and Refuse

(a)(2) The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is allowed under the following conditions:

- The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is prohibited at the Park.

36 CFR §2.15 – Pets

(a)(1) The following structures and/or areas are closed to the possession of pets:

- Inside of all Park facilities.

This regulation does not apply to service animals, as defined by the Americans with Disabilities Act.

NOTE: “Pet” means dogs, cats, or any animal that has been domesticated. [36 CFR §1.4] This use restriction of possessing a pet in all structures and main public use areas of the Park is necessary for the protection of cultural resources, the maintenance of public safety, the minimization of visitor conflicts, and the implementation of management responsibilities.

(a)(3) Pets may be left unattended and tied to an object in the following areas, under the conditions noted:

- Leaving a pet unattended and tied to an object is prohibited throughout the Park.

(a)(5) Pet excrement must be disposed of in accordance with the following conditions:

- The pet owner is required to clean up after his/her pet. Trash receptacles are available throughout the park.

This requirement is for the maintenance of public health and safety. Less restrictive measures will not suffice because of the potential sanitary and health threat to the public.

(e) Pets may be kept by park residents under the following conditions:

- Pets are prohibited in all park-owned, leased residences.

Pets are prohibited to protect park resources and government property. This is identified in the park’s Housing Management Plan.

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36 CFR §2.20 – Skating, Skateboards and Similar Devices

The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are prohibited:

Roller skates, skateboards, roller skis, coasting vehicles, and other such devices may create hazardous conditions when used on the same roadways as vehicles or on walkways traveled by pedestrians. They additionally cause damage to natural resources when used off pavement or other hard surfaces.

36 CFR §2.21 – Smoking

(a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking, as noted:

- All government owned buildings and historic structures, including all restrooms.
- All government owned, rented, or leased vehicles.
- Within 25 feet of the entrance/exit to a public building.
- Within 50 feet of any above ground gasoline and propane dispensing or flammable storage area.

Smoking is prohibited in the above areas to protect public health, to protect structures and resources from fire danger or smoke, and to minimize conflicts among visitor use activities. This also applies to the use of electronic cigarettes (See 36 CFR § 1.5, Closures on page 9).

36 CFR §2.22 – Property

(a)(2) Property may be left unattended for periods longer than 24 hours in the following areas and under the following conditions:

- Property may not be left for periods longer than 24 hours anywhere throughout the Park.

36 CFR §2.35 – Alcoholic Beverages and Controlled Substances

(3)(i) The superintendent may close all or a portion of a public use area or public facility within a park area to the consumption of alcoholic beverages and/or to the possession of a bottle, can or other receptacle containing an alcoholic beverage that is open, or that has been opened, or whose seal is broken or the contents of which have been partially removed.

- The Park is closed to the consumption of alcoholic beverages and open containers of alcohol, to be in alignment with City of Atlanta, Code of Ordinance section 10-8. Drinking in Public, which states that “It shall be unlawful for any person to drink any vinous, malt or other alcoholic beverage while on any streets, sidewalks, alleyways, parking areas or other open areas operated and controlled by the city...”

36 CFR §2.37 – Noncommercial Soliciting

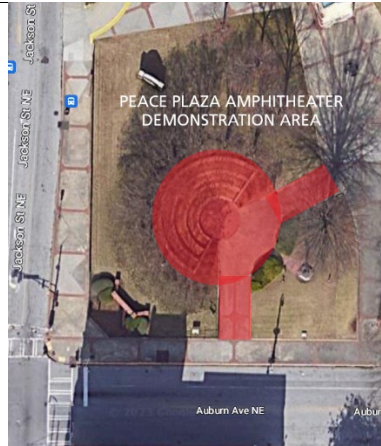
Soliciting or demanding gifts, money, goods or services is prohibited, except pursuant to the terms and conditions of a permit that has been issued under 36 CFR §2.50, §2.51, or §2.52.

36 CFR §2.51 – Demonstrations

(a) Demonstrations. The term “demonstrations” includes demonstrations, picketing, speechmaking, marching, holding vigils or religious services, and all other like forms of conduct that involve the communication or expression of views or grievances, engaged in by one or more persons, the conduct of which is reasonably likely to attract a crowd or onlookers. This term does not include casual park use by visitors or tourists that is not reasonably likely to attract a crowd or onlookers.

The following areas are designated for demonstrations and the distribution of printed matter. Other locations will be determined on a case-by-case basis. Groups that are smaller than 25 people do not need a permit to use a designated area for demonstrations or distribution of printed matter if they are not using sound amplification, soliciting donations, or using stages, platforms or other structures.

- **Peace Plaza Amphitheater:** An area located the northwest corner of the intersection of Auburn Avenue and Jackson Street, in the semi-circle concrete amphitheater, including the approaching sidewalks. The area is generally centered on the following geographic coordinates: 33°45'20.7"N 84°22'26.5"W. The area is approximately 3600 square feet and can hold approximately 276 persons.



- Gandhi Statue:** An area in the grass to the east of the Gandhi statue. The area is generally centered on the following geographic coordinates: 33°45'24.1"N 84°22'23.3"W. The area is approximately 2100 square feet and can hold approximately 162 persons.



- Rose Garden:** An area directly south of the Rose Garden, along the concrete walkway, from the east to west terminus of the Rose Garden. The area is generally centered on the following geographic coordinates: 33°45'20.7"N 84°22'24.3"W. The area is approximately 3640 square feet and can hold approximately 280 persons.



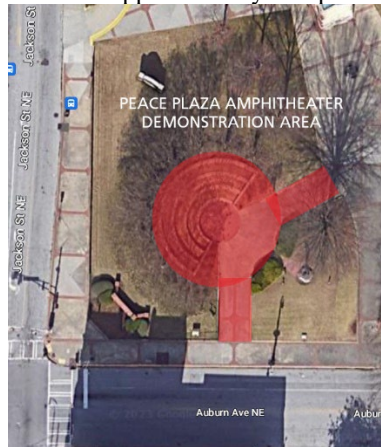
A permit is necessary to manage demonstrations, public assemblies and meetings in the park larger than 25 persons that may damage park resources or conflict with the overall safety and

enjoyment of the park by the majority of park visitors, while allowing for First Amendment rights.

36 CFR §2.52 – Sale or Distribution of Printed Matter and Other Message-Bearing Items

(a) **Printed matter and other message-bearing items.** The term “printed matter” means message-bearing textual printed material such as books, pamphlets, magazines, and leaflets, provided that it is not solely commercial advertising. The term “other message-bearing items” means a message-bearing item that is not “printed matter” and is not solely commercial advertising. Other message-bearing items include, but are not limited to: **Readable electronic media such as CDs, DVDs, and flash drives; clothing and accessories such as hats and key chains; buttons; pins; and bumper stickers.**

- **Peace Plaza Amphitheater:** An area located the northwest corner of the intersection of Auburn Avenue and Jackson Street, in the semi-circle concrete amphitheater, including the approaching sidewalks. The area is generally centered on the following geographic coordinates: 33°45'20.7"N 84°22'26.5"W. The area is approximately 3600 square feet and can hold approximately 276 persons.



- **Gandhi Statue:** An area in the grass to the east of the Gandhi statue. The area is generally centered on the following geographic coordinates: 33°45'24.1"N 84°22'23.3"W. The area is approximately 2100 square feet and can hold approximately 162 persons.



- Rose Garden:** An area directly south of the Rose Garden, along the concrete walkway, from the east to west terminus of the Rose Garden. The area is generally centered on the following geographic coordinates: 33°45'20.7"N 84°22'24.3"W. The area is approximately 3640 square feet and can hold approximately 280 persons.



A permit is necessary to manage sale or distribution of printed matter since such activities may conflict with the overall safety of visitors and employees, the right of park visitors to have free and unencumbered passage throughout park facilities, the right of park visitors to enjoy park values without non-value related intrusions, and basic operational needs.

36 CFR §2.61 - Residing on Federal Lands

(a) Residing in park areas, other than on privately owned lands, except pursuant to the terms and conditions of a permit, lease or contract, is prohibited.