

**PREAMBLE  
TO THE  
SUPERINTENDENT'S COMPENDIUM  
2008**

**SITKA NATIONAL HISTORICAL PARK**

The proposed compendium was available for comment from January 1 – February 15, 2008. The following preamble addresses comments received by the park on the proposed compendium. Groups or organizations who commented are identified in the discussion.

The park received comments from the State of Alaska.

**Determinations of need**

The State of Alaska recommended incorporating the justification for new provisions into the compendium. The NPS agrees with this recommendation. Justifications for new compendium entries are attached as an appendix or included as a brief statement below the entry.

**1.6 Compilation of activities requiring a permit**

The State of Alaska recommended changing the entry recording towing a person using a parasail, hang-glider, or other airborne device to add the phrase “behind a boat.” Since this phrase is not used in the regulation, the NPS is not adopting this suggestion.

## **SITKA NATIONAL HISTORICAL PARK 2008 COMPENDIUM**

National Park Service (NPS) regulations applicable to the protection and equitable public use of units of the National Park System grant specified authorities to a park superintendent to allow or restrict certain activities. NPS regulations are found in Titles 36 and 43 of the Code of Federal Regulations (CFR) and created under authority and responsibility granted the Secretary of Interior in Titles 16 and 18 of the United States Code. The following compendium comprises a listing of NPS regulations where the Superintendent has exercised discretionary authority to make designations or impose public use restrictions or conditions in park areas. The applicability and scope of the compendium is articulated in 36 CFR Sections 1.2 and 13.2, and 43 CFR Section 36.1.

A complete and accurate picture of regulations governing use and protection of the unit can only be gained by viewing this compendium in context with the full body of applicable regulations found in Titles 36 and 43 CFR. *Please contact Sitka National Historical Park, Sitka, Alaska at (907) 747-6281 for questions relating to information provided in this compendium.*

### **TITLE 36 CODE OF FEDERAL REGULATIONS**

#### **PART 1. GENERAL PROVISIONS**

##### **1.5 Closures and public use limits**

The Park is a “day use area.” Park grounds are open the following hours:

Summer months (May 15 to September 30)

6:00 a.m. to 10:00 p.m.

Winter months (October 1 to May 14)

7:00 a.m. to 8:00 p.m.

Violating a schedule of visiting hours is prohibited.

The upper Visitor Center bus parking lot is reserved for tour buses and oversized vehicles between 7:30 a.m. and 5:30 p.m. from May 15 to September 30. Small buses are allowed in the Visitor Center lower parking lot only to drop off and pick up passengers with disabilities.

Both upper and lower Visitor Center parking lots are closed to all use after park grounds are closed. No overnight parking is allowed within park boundaries.

Pedestrian through-traffic is allowed on the section of trail between Sawmill Creek Road, over the Indian River footbridge and to or from the upper Visitor Center parking lot after park grounds are closed - provided that pedestrians do not loiter. All other portions of the trail system and grounds are closed before and after grounds hours.

Eating, drinking and smoking are prohibited inside park facilities, including the Visitor Center, Southeast Alaska Indian Cultural Center and the Russian Bishop's House.

See specific sections in this document for additional information regarding closures, visiting hours and public use limits.

**(a)(2) Designated areas for specific use or activity or conditions**

See specific sections in this document for additional information regarding designated areas and conditions for engaging in certain activities.

**1.6(f) Compilation of activities requiring a permit**

- Scientific research, 1.5
- Collecting research specimens, 2.5
- Operating a power saw in developed areas, 2.12(a)(2)
- Operating a portable motor or engine in undeveloped areas, 2.12(a)(3)
- Operating a public address system, 2.12(a)(4)
- Air delivery, 2.17(a)(3)
- Noncommercial soliciting, 2.37
- Using, possessing, storing, or transporting explosives, blasting agents, or explosive materials, 2.38(a)
- Using or possessing fireworks and firecrackers, 2.38(b)
- Special events, 2.50(a)
- Public assemblies and meetings, 2.51(a)
- Sale and distribution of printed matter, 2.52(a)
- Grazing, 2.60(a)(1), (2)
- Residing on federal lands, 2.61(a)
- Installing a monument or other commemorative installation, 2.62(a)
- Towing a person using a parasail, hang glider, or other airborne device, 3.12(b)
- Removing sunken, grounded, or disabled vessels, 3.14(a)
- Operating a submersible, 3.19
- Commercial notices or advertisements, 5.1
- Commercial operations, 5.3
- Commercial photography or filming, 5.5
- Construction or repair of any building, structure, facility, road, trail, or airstrip on federal lands, 5.7
- Salvaging, removing, possessing aircraft, 43 CFR 36.11 (f)(3)(ii)
- Helicopter landings, 43 CFR 36.11(f)(4)
- Off-road vehicle (ORV) use, 43 CFR 36.11(g)(2)
- Temporary access across federal land for survey, geophysical or exploratory work, 43 CFR 36.12(c)

**PART 2. RESOURCE PROTECTION, PUBLIC USE AND RECREATION**

**2.1(c)(1)-(3) Designated fruits, nuts, berries, and unoccupied seashells to harvest by hand for personal use and collection restrictions**

All edible fruits, berries and/or nuts may be gathered by hand for personal use or consumption in reasonable amounts not to exceed two quarts per person per day.

**2.13(a)(1) Fires: designated areas and conditions**

Fires are allowed only in elevated fire grills installed by the National Park Service. All trash (tin foil, burnt food, glass and cans, etc.) must be removed from the fire site after use.

**2.15(a)(3) Conditions for leaving pets unattended and tied to an object**

Pets may be left unattended on park grounds for a brief period of time, not to exceed fifteen minutes. Unattended pets must be restrained. Pets may be briefly leashed to a sign post or porch post, provided they do not disturb other park visitors, restrict access or obstruct roads or walkways. Unattended pets may remain in personal vehicles in a park parking lot a maximum of four hours, provided the vehicle has adequate ventilation and the pet does not make an unreasonable amount of noise.

**2.15(a)(5) Pet excrement disposal conditions**

Pet owners must properly dispose of pet excrement deposited in the park. All excrement must be removed from park trails and grounds. Owners may dispose of excrement in covered waste cans provided throughout the park.

*This requirement is intended to keep commonly visited areas sanitary.*

**2.18(c) Snowmobiles: designated areas for use**

No areas designated for snowmachine use.  
Superseded by 43 CFR 36.11(c).

**2.21 Smoking**

All park offices and visitor facilities are closed to smoking.  
Smoking is prohibited within 100 feet of the park fuel storage facility.

*These restrictions are intended to protect public safety from fire or explosion around fuel storage and dispensing facilities.*

**2.35(a)(3)(i) Alcoholic beverages: areas designated as closed to consumption**

The consumption of an alcoholic beverage and/or the possession of an open bottle, can or other receptacle containing an alcoholic beverage in the park is allowed only at locations with picnic tables or where fires are allowed under 2.13(a)(1). All other areas are closed.

*This limited use is implemented according to the Superintendent's determination that the consumption of an alcoholic beverage and/or the possession of an open*

*container of an alcoholic beverage is inappropriate considering other uses of the location and the purposes for which the park is maintained and established.*

**2.51(e) Public assemblies/meetings: designated areas for public assemblies**

Any park area(s) may be designated for use by the public for assemblies and meetings, provided a permit to do so has been issued by the Superintendent.

**2.52(e) Sale and distribution of printed matter: areas designated for such use**

Any park area(s) may be designated for use by the public for First Amendment activities, provided a permit to do so has been issued by the Superintendent.

**2.62(b) Memorialization: designation of areas for scattering ashes**

All areas are open to scattering of ashes without a permit from the Superintendent.

**PART 3. BOATING AND WATER USE ACTIVITIES**

**3.14(a) Conditions for removing sunken, grounded, or disabled vessels**

A permit is required from the Superintendent before sunken, grounded, or disabled vessels may be removed from the park; violation of the terms and conditions of the permit is prohibited.

*This requirement allows the Superintendent to establish terms and conditions for salvage operations as necessary to protect resources, provide for public safety, and minimize impacts on visitors.*

**3.16 Swimming and wading: areas designated as closed**

No areas designated as closed to swimming. All areas of the park are closed to bathing.

**PART 4. VEHICLES AND TRAFFIC SAFETY**

**4.31 Hitchhiking: designated areas**

All areas are open to hitchhiking.

**43 CFR, PART 36 TRANSPORTATION AND UTILITY SYSTEMS (Access Regulations)**

**36.11(f)(3)(ii) Established procedure for salvaging and removing downed aircraft**

A permit is required from the Superintendent before downed aircraft may be salvaged and removed from the park; violation of the terms and conditions of the permit is prohibited.

*This requirement allows the Superintendent to establish terms and conditions for*

*salvage operations as necessary to protect resources, provide for public safety,  
and minimize impacts on visitors.*

**This compendium is approved and rescinds all previous compendiums issued for  
Sitka National Historical Park.**

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**Superintendent**

**Date**