
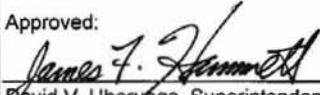


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|  <p>National Park Service U.S. Department of the Interior</p> <p>Superintendent's Compendium Of Designations, Closures, Permit Requirements, and Other Restrictions Imposed Under Discretionary Authority.</p> <p>Approved:  <hr/> David V. Uberuaga, Superintendent</p> | <p>EI Portal Administrative Site</p> | <p>P. O. Box 577 Yosemite National Park California 95389</p> <p>209-372-0200 Phone</p> |
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In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7 and Part 34, authorized by Title 16 United States Code, Section 3, the following regulatory provisions are established for the proper management, protection, government and public use of those portions of the EI Portal Administrative Site under the jurisdiction of the National Park Service. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7 as incorporated in Part 34.

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.

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DEFINITIONS

Administrative Activities means those activities conducted under the authority of the National El Portal Administrative Site Service for the purpose of safeguarding persons or property, implementing management plans and policies developed in accordance and consistent within Title 36 Chapter 1, or repairing or maintaining government facilities, (*e.g., contractor, concessioner, researcher*).

Food means any human food, pet food, grain or other sweet stock food, food-tainted garbage, food-tainted equipment, toiletries such as soap, toothpaste, and cosmetics, and any creams, ointments, or lotions.

Food Container means any object designed to contain food such as ice chests, coolers, food packaging, and grocery bags whether or not they contain food or any object that contains food such as a pack or stuff sack.

Food storage-Throughout this document when regulations set forth conditions related to proper food storage the use of the word food includes food and food containers.

Road Names are described as:

El Portal Road means from Highway 140 to Foresta Road at the intersection of the Post Office.

Foresta Road means from Highway 140 at the Foresta Bridge to the Administrative Site boundary.

Middle Road connects Foresta Road and Highway 140 adjacent to the El Portal woodyard.

Service Animal means any guide dog, signal dog, or other animal individually trained to do work or perform tasks for the benefit of an individual with a disability, including, but not limited to, guiding individuals with impaired vision, alerting individuals with impaired hearing to intruders or sounds, providing minimal protection or rescue work, pulling a wheelchair, or fetching dropped items.

Special Events means sports events, pageants, regattas, public spectator attractions, entertainment, ceremonies, and similar events, or any event involving an organized gathering of 20 or more people (including nonprofit or charitable organizations).

Trail is any trail shown on the latest edition of 7.5 minute quad topographic maps published by the U. S. Geological Survey.

I. VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

36 CFR § 34.5 (a)(3) 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 El Portal Administrative Site, and the following closures are established for all or a portion of the El Portal Administrative Site, to all public use, or to a certain use or activity:

EL PORTAL ADMINISTRATIVE SITE

- Except for Administrative Activities, Visiting Hours: The El Portal Administrative Site is open 24 hours a day, seven days a week except the following areas as described below are closed:
36 CFR § 34.5(a)(3) 1.5; 36 CFR § 34.5(a)(3) 1.5(f)
 - Barium Mines at Rancheria Flat.
 - Waste Water Treatment Plant's settling ponds and sludge drying beds.
- The entire El Portal Administrative Site is closed to viewing wildlife with an artificial light from a motor vehicle.
36 CFR § 34.5(b)(2) 2.2; 36 CFR § 34.5(b)(2) 2.2(e)

The Superintendent has determined that this closure is necessary to prevent illegal hunting within the boundaries of the El Portal Administrative Site 36 CFR 34.5(b)(2) 2.2(e).

- Areas within the El Portal Administrative Site that are designated as construction and/or demolition zones will be closed to the public. These areas will be identified by signing indicating the closure.
36 CFR § 34.5(a)(3) 1.5; 36 CFR § 34.5(a)(3) 1.5(f)

This closure is in effect to protect the public from the hazards associated with construction/demolition.

- Possession of a glass container within 50 feet of any riverbank, on the water, or in a vessel is prohibited.
36 CFR § 34.5(a)(3) 1.5(a)(2); 36 CFR § 34.5(a)(3) 1.5(f)

This restriction is for the protection of natural and cultural resources and public safety.

- Slack lines must not be left unattended except under the following conditions:
36 CFR § 34.5(a)(3) 1.5(a)(2); 36 CFR § 34.5(a)(3) 1.5(f), 36 CFR § 34.5(b)(14) 2.22(a)(2), 36 CFR 34.5(e)(8) 5.13
 - Upon approval by the Superintendent or the Superintendent's designee, El Portal Administrative Site residents may leave slack lines installed within their housing assignment provided the lines do not create a hazardous condition or interfere with the orderly management of the El Portal Administrative Site.

Slack lines are inherently an attractive hazard and negatively impact the scenic value of the resource; however, the repeated installation of slack lines in the same area may cause more resource damage than lines left in place.

- Slack lines must not be attached to oak trees.
36 CFR § 34.5(a)(3) 1.5(a)(2); 36 CFR § 34.5(b)(1) 2.1(a)(1)(ii)

Oaks are declining in parts of California and are not reproducing successfully.

- Trees used as slack line anchors must be padded so as to minimize damage to the trees.
36 CFR § 34.5(a)(3) 1.5(a)(2); 36 CFR § 34.5(b)(1) 2.1(a)(1)(ii)

Slack lines have caused significant damage to trees in the El Portal Administrative Site.

- The use of any soap, detergent, or shampoo (biodegradable or otherwise) is prohibited in all waters of the El Portal Administrative Site.
36 CFR § 34.5 (c)(6) 3.16; 36 CFR § 34.5 (c)(6) 3.16, 36 CFR § 34.5(a)(3) 1.5(f)

The restriction is necessary to provide for the highest water quality standards and ecosystem health. Introduction of man-made products may alter water quality and adversely affect micro or macro organisms. 36 CFR 3.21 was amended and incorporated into 36 CFR 3.16 in 2007. The Superintendent's Compendium reflects the correct citation of 3.16 as an administrative correction.

ROAD CLOSURES

- Except for Administrative Activities or while in possession of a wood permit, the following roads are closed:
36 CFR § 34.5(a)(3); 36 CFR § 34.5(a)(3) 1.5(f)
 - Middle Road
 - Old Firearms Range Road

These roads are closed as they are for administrative purposes and their closure does not affect public use of the Administrative Site.

36 CFR § 34.5 (a)(3) 1.5 (a)(2) The Superintendent has determined that the following activities require conditions and/or restrictions:

See the following sections for conditions and/or restrictions

- 34.5 (a)(3) 1.5 Closures and public use limits.
- 34.5 (a)(4) 1.5 Permits.
- 34.5 (b)(1) 2.1 Preservation of Natural, Cultural and Archeological Resources
- 34.5 (b)(2) 2.2 Wildlife
- 34.5 (b)(5) 2.5 Research Specimens
- 34.5 (b)(6) 2.10 Camping and Food Storage
- 34.5 (b)(8) 2.12 Audio Disturbances
- 34.5 (b)(9) 2.13 Fires
- 34.5 (b)(10) 2.14 Sanitation and Refuse
- 34.5 (b)(11) 2.15 Pets
- 34.5 (b)(12) 2.17 Aircraft and Air Delivery
- 34.5 (b)(13) 2.21 Smoking
- 34.5 (b)(14) 2.22 Property
- 34.5 (b)(25) 2.50 Special Events
- 34.5 (b)(26) 2.51 Public Assemblies, Meetings
- 34.5 (b)(27) 2.52 Sale or Distribution of Printed Matter
- 34.5 (b)(29) 2.62 Memorialization
- 34.5 (c)(6) 3.16 Swimming and Bathing
- 34.5 (d)(4) 4.11 Vehicle Load, Weight, and Size Limits
- 34.5 (d)(7) 4.21 Speed Limits
- 36 CFR § 34.6(b) Fires
- 36 CFR § 34.8(d) Wood Gathering
- Commercial Tours

II. ACTIVITIES THAT REQUIRE A PERMIT

36 CFR § 34.5 (a)(4) 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:

- §34.5 (a)(3)1.5(d) The following activities related to Public Use Limits:
 - Activities which require NPS supervision or monitoring to help prevent impact to resources or conflict with visitor use.
 - Activities or special events that exceed group size limits.
- §34.5 (b)(1)2.1 Wood cutting
- §34.5 (b)(5)2.5(a) Research Specimen (Taking plant, fish, wildlife, rocks, or minerals)
- §34.5 (b)(6)2.10(a) Camping and Food Storage
- §34.5 (b)(8)2.12 Audio Disturbance
- §34.5 (b)(12)2.17 Aircraft & Air Delivery
- §34.5 (b)(23)2.37 Soliciting or demanding gifts, money, goods, or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)
- §34.5 (b)(24)2.38 Explosives
- §34.5 (b)(25)2.50(a) Conducting sports events, pageants, regattas, public spectator attractions, entertainments, ceremonies, and similar events.
- §34.5 (b)(26)2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views.
- §34.5 (b)(27)2.52(a) Sale or distribution of printed matter that is not solely commercial advertising
- §34.5 (b)(28)2.61(a) Residing on federal lands
- §34.5 (b)(29)2.62(b) Memorialization:
- §34.5 (d)(4)4.11 Exceeding of established vehicle load, weight, and size limits
- §34.5 (e)(1)5.1 Advertisements - Display, posting, or distribution.
- §34.5 (e)(2)5.2(b) Sale of intoxicants on private land (requires approval of Regional Director)
- §34.5 (e)(3)5.3 Engaging in or soliciting any business (requires a permit, contract or other written agreement with the United States, or must be pursuant to special regulations).
- §34.5 (e)(4)5.5 Commercial Photography/Filming:
- §34.5 (e)(5)5.7 Construction of buildings, facilities, trails, roads, boat docks, paths, structures, etc.
- §34.6(c) Fires
- §34.8 Preservation of natural, cultural and archeological resources
- §34.10 Saddle and Pack animals

III. GENERAL REGULATIONS

36 CFR § 34.5 (b)(1) 2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(a)(4) Dead wood on the ground may be collected for use within the El Portal Administrative Site in the following areas:

- El Portal Administrative Site

(c)(1), (c)(2) The following fruits, nuts, berries, or unoccupied seashells may be gathered by hand for personal use or consumption at the collection site, in accordance with the noted size, quantity, collection sites and/or use or consumption restrictions.

- Blackberries - 1 pint per person per day, wherever found, for immediate consumption
- Himalayan blackberry-unlimited quantity
- Raspberries - 1 pint per person per day, wherever found, for immediate consumption

- Elderberries - 1 pint per person per day, wherever found, for immediate consumption
- Strawberries - 1 pint per person per day, wherever found, for immediate consumption
- Thimbleberries - 1 pint per person per day, wherever found, for immediate consumption
- Huckleberries - 1 pint per person per day, wherever found, for immediate consumption
- Fungi, Edible - 1 pint per person per day, wherever found, must be cut (not pulled)

The following may be gathered and transported from the collection site for non-commercial use:

- Apples
- Pears
- Grapes

Minor collection of any of these resources does not adversely affect El Portal Administrative Site wildlife.

36 CFR § 34.5 (b)(5) 2.5 RESEARCH SPECIMENS

(a) Taking plants, fish, wildlife, rocks, or minerals except in accordance with other regulation of this chapter or pursuant to the terms and conditions of a specimen collection permit, is prohibited.

- Qualifying researcher must be in compliance with the General Condition for Scientific Research and Collecting Permit as described under the National Park Service Research Permit and Reporting System.
- All environmental compliance issues (e.g., categorical exclusions), and minimum requirement analysis for research conducted in the wilderness, must be resolved prior to commencement of specimen collecting.

36 CFR § 34.5 (b)(6) 2.10 – CAMPING and FOOD STORAGE

(a) The sites and areas listed below have been designated for camping activities as noted.

There are no designated areas for camping within the El Portal Administrative Site therefore camping is prohibited.

(d) The following conditions are established to regulate food storage:

When not stored as described below, all food and food containers must be within six feet of an awake person.

Food Storage

- In a properly closed NPS approved bear resistant portable food container.
- In a properly closed bear resistant dumpster.
- In the interior of a vehicle which is occupied and under the physical control of the operator or occupant; and occupants are not camping, [see 36 CFR 1.4 definition of camping].
- During daylight hours in the interior of a vehicle which has all windows, vents, and doors closed and the food is out of sight.
- From sunset to sunrise food must not be stored in the interior of a vehicle except in any of the following circumstances:
 - The vehicle is an occupied hard-sided motor home or travel trailer and food is not visible and not odoriferous from the outside.
 - The vehicle is an unoccupied hard-sided motor home or travel trailer with windows, vents, and doors closed, and food is not visible and not odoriferous from the outside.
- Inside a hard sided building that is occupied or has windows and doors closed.

36 CFR § 34.5 (b)(7) 2.11 – PICNICKING

- The following areas are closed to picnicking:
 - Residential areas except by the residents and their guests.
- Food must not be left unattended.

36 CFR § 34.5 (b)(8) 2.12 - AUDIO DISTURBANCES

- Use of power equipment or saws in the housing areas within the Administrative Site is restricted to between the hours of 8am and 6pm.

36 CFR § 34.5 (b)(9) 2.13 – FIRES

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

- Fires are allowed in the following areas:
 - Residential areas
 - As a condition of a permit or for administrative activities.
 - Designated picnic areas with firegrates.
- Fires are allowed under the following conditions:
 - Fires may only be lighted in grates, grills, fire rings, cook stoves, or barbecue grills
 - These conditions do not apply to wood stove fires used for heating buildings, residences, and for administrative activities.

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

- All fires should be completely extinguished with no burning material remaining. If a portable barbecue grill is used, all ashes/coals must be thoroughly extinguished and cooled and then removed from the EI Portal Administrative Site or placed in a trash receptacle.

36 CFR § 34.5 (b)(11) 2.15 – PETS

(a)(1) The following structures/areas are closed to pets except for service animals:

- Specific areas as posted by signs

(a)(3) Unattended and tied

- The California Health and Safety Code section 122335, by reference is made a part of these regulations (see attached document).

Pet excrement must be disposed in accordance with the following conditions:

- Pet excrement must be removed and disposed of in waste receptacles.

(e) Pets may be kept by EI Portal Administrative Site residents under the following conditions:

- Residents may keep pets in accordance with the current Pet Policy for Yosemite National Park, as approved by the Superintendent. Such document is, by reference made part of these regulations (see attached document.)

36 CFR § 34.5 (b)(12) 2.17 – AIRCRAFT and AIR DELIVERY

- The following is prohibited:
 - Jumping from a cliff or other fixed object with a parachute or similar device.
 - Landing with a parachute or other device after jumping.

Determination: This prohibition conforms to NPS regulations.

(c)(1) The removal of a downed aircraft, components, or parts thereof is allowed, subject to written authorizations from the Superintendent, under the following terms and conditions:

- A permit is required for the removal of any downed aircraft

36 CFR § 34.5 (b)(13) 2.21 – SMOKING

(a) The following portions of the EI Portal Administrative Site, or all or portions of buildings, structures or facilities are closed to smoking:

- All public buildings and public areas of concession buildings (including restrooms)
- Within 25 feet of any entrance or exit
- Other areas as posted

- Smoking while traveling on trails is prohibited. Persons who wish to smoke must stop and remain in one location until they have extinguished their smoking material.

36 CFR § 34.5 (b)(14) 2.22 – PROPERTY

(a)(2) The following describes areas where property may be left unattended for periods longer than 24 hours, and the conditions under which property may be left:

- Any motor vehicle which is immobile because it is not capable of moving under its own power due to mechanical malfunction or any vehicle which is inoperable because it cannot be operated legally on public roads because it is unlicensed or unregistered may be impounded by the Superintendent through the following process:
 - The owner of the vehicle will be notified of pending impoundment. Leaving a notice on or in the vehicle, at the owner's residence, or issuing a notice directly to the owner fulfills the notification process. Thirty (30) days after notification the vehicle may be impounded.
- Unattended property or vehicles which contain improperly stored food or food containers located in any public area may be impounded at the owner's expense.
- Individuals leaving pets unattended or in violation of California Penal Code 597.7(a) are subject to immediate impoundment of their property/pet.

36 CFR § 34.5 (b)(21) 2.35 – ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES

- (a)(3)(i) The superintendent reserves the authority to limit and/or prohibit the sales and/or consumption of alcoholic beverages at specific sites or throughout the entire Administrative Site during emergency situations such as natural or human caused disasters or disturbances.

36 CFR § 34.5 (b)(25) 2.50 – SPECIAL EVENTS

- Permits are required for any special event utilizing EI Portal Administrative Site areas.
- Written application for a permit is requested 30 days, but cannot be made less than 72 hours, prior to the date desired for the event. Consideration will be given only to those activities where there is a meaningful association between the EI Portal Administrative Site area and the event, and the observance contributes to visitor understanding of the significance of the EI Portal Administrative Site area.
- The permittee must abide by all conditions and amendments to the permit.
- Solicitation activities (per 36 CFR § 2.37) are prohibited except subject to a permit with the approval of the Superintendent.

36 CFR § 34.5 (b)(26) 2.51 – PUBLIC ASSEMBLIES, MEETINGS

(a) Permits are required for any public assembly, meeting, gathering, parade, or other public expression of views within EI Portal Administrative Site areas.

- Written applications for permits must be submitted to the Superintendent 30 days, but no less than 72 hours, prior to the date desired for the event.
- The Permittee must abide by all conditions and amendments to the permit.
- The activity must not conflict with any scheduled NPS function/program.
- Solicitation activities (per 36 CFR § 2.37) are prohibited except subject to a permit with the approval of the Superintendent.

36 CFR § 34.5 (b)(27) 2.52 – SALE OR DISTRIBUTION OF PRINTED MATTER

(a) Permits are required for the sale or distribution of printed matter within EI Portal Administrative Site areas.

- Written application for a permit is requested 30 days, but cannot be made less than 72 hours, prior to the date desired for the event.
- The Permittee must abide by all conditions and amendments to the permit.
- The printed matter may not be solely commercial advertising.
- Solicitation activities (per 36 CFR § 2.37) are prohibited except subject to a permit with the approval of the Superintendent.

36 CFR § 34.5 (b)(29) 2.62 – MEMORIALIZATION

(b) A permit is required for the scattering of ashes from cremated human remains in the following areas, and/or according to the following terms and conditions.

- The scattering of human ashes from cremation is allowed pursuant to the terms and conditions of a permit as outlined below:
 - The remains to be scattered must have been processed by pulverization after cremation.
 - The scattering of human ashes by persons on the ground is to be performed out of sight of El Portal Administrative Site visitors and at least 100 yards from any trail, road, walkway, developed facility, watercourse, or body of water.
 - The scattering of cremated remains from the air is prohibited.
 - Ashes must be scattered over an area large enough so that they will not accumulate in one place.
 - No marker of any kind may be left to commemorate the event.
 - No publicity is to be given to this activity.
 - The use of a commercial, for profit venture to distribute cremated remains in the El Portal Administrative Site is prohibited.
 - Except for the authorization to scatter cremated human remains, nothing in this permit shall be construed as authorizing an entry or activity otherwise prohibited or restricted by law or regulation.

36 CFR § 34.5 (c)(6) 3.16 – SWIMMING AND BATHING

The following restrictions apply to all swimming and bathing activities:

- The use of any soap, detergent, or shampoo (biodegradable or otherwise) is prohibited in all waters of the El Portal Administrative Site.
36 CFR § 3.16; CFR § 1.5(f)

The restriction is necessary to provide for the highest water quality standards and ecosystem health. Introduction of man-made products may alter water quality and adversely affect micro or macro organisms. 36 CFR 3.21 was amended and incorporated into 36 CFR 3.16 in 2007. The Superintendent's Compendium reflects the correct citation of 3.16 as an administrative correction.

36 CFR § 34.5(d)(4) 4.11 – VEHICLE LOAD, WEIGHT, AND SIZE LIMITS

(a) The following load, weight, and size limits, which are more restrictive than State law, apply to the roads indicated under the terms and conditions, and/or under permit as noted:

- In addition to the following; load, weight, and size limits listed in the other sections of this document are made a part of 36 CFR § 4.11.
- All highways that enter the El Portal Administrative Site fall into the California legal size restrictions.
 - California legal trucks must be no taller than 14 feet high, 102 inches wide, and 40 feet long if a single vehicle, and 65 feet long if a combination vehicle. An overall length exception to 75 feet is given for a truck, tractor, semi trailer, trailer combinations (doubles) if each trailer is no more than 28 feet six inches long.
 - California legal truck with single trailer:
 - Semi trailer = no limit
 - KPRA = 40 feet maximum (if two axles in rear)
 - KPRA = 38 feet maximum (if one axle in rear)
 - Combination length = 65 feet maximum
 - California legal truck with double trailer:
 - Semi trailer = 28 feet 6 inches maximum
 - Trailer = 28 feet 6 inches maximum
 - KPRA = no limit
 - Combination length = 75 feet maximum
 - or-
 - Either trailer or semi trailer = 28 feet 6 inches maximum; the other trailer has no limit.

- KPRA = no limit
- Combination length = 65 feet maximum
- The following kingpin-to-rear-axle (KPRA) distance are established for El Portal Administrative Site roads:
 - The El Portal Road has a KPRA of 32 feet.
- Buses, vehicles over 35 feet, and vehicles pulling trailers are prohibited on Chapel Road and Foresta Road, east of the Eagle Peak Road junction.

Additional vehicle load, weight, and size limits can be found in 36 CFR § 1.5 Visiting Hours, Public Use Limits, Closures, and Area Designations for Specific Use of Activities.

36 CFR § 34.5(d)(7) 4.21 – SPEED LIMITS

(b) The following speed limits are established for the routes/roads indicated:

- The maximum speed on El Portal Administrative Site roads is 35 mph unless posted otherwise.

The roads in Yosemite are steep, narrow, and winding; vehicles cannot safely negotiate turns at higher speeds. The lower speed limits are necessary to reduce risk of personal injury and damage to the property and the natural resource.

36 CFR § 34.5(e)(3) 5.3 – BUSINESS OPERATIONS

As a condition of a valid permit

- Authorized businesses must also acquire county business licenses as are applicable to the specific business operation. No permit shall be issued for any activity that violates county, state, or federal law.

36 CFR § 34.5(e)(5) 5.7 – CONSTRUCTION OF BUILDINGS AND OTHER FACILITIES

As a condition of a valid permit

- A Mariposa County building permit is required for all construction by private individuals within the Administrative Site.
- A Mariposa County building permit may be required for construction activities by commercial entities within the Administrative Site.
- Construction activities must comply with permit requirements and county building codes.
- Applicable California Fire Safety Regulations (California Public Resources Code, Section 4290) are adopted as part of the permit.

Granting of permits is limited to resident employees, concessions, or contractors performing work deemed consistent with the developmental goals of the general management plan, other El Portal Administrative Site plans, and regular El Portal Administrative Site maintenance.

36 CFR § 34.6(b) – FIRES

- Nonconflicting provisions of the California State Forest and Fire Laws and Regulations (superceded by Public Resources Code Part 2, Protection of Forest, Range, and Forage Lands Chapter 6 Prohibited Activities Section 4421-4446) are incorporated.
 - Burn permits will not be issued during the fire season (May 1 until fire season is declared over)
 - Burn permits are only valid on “Permissive Burn Days”.
 - Burning is allowed on permitted burn days as established by Mariposa County and the Air Resources Board.
 - The individual or homeowner must notify park dispatch to include the start and end times and location of activity.
 - Maximum pile size 4 foot in diameter.
 - Adult in attendance with shovel until fire is dead out.
 - Water supply at burning site.

- No burning shall be undertaken unless weather conditions (particularly wind) are such that burning can be considered safe.

36 CFR § 34.8(d) – WOOD GATHERING

- Dead wood lying on the ground may be collected without a permit for use in the Administrative Site.

APPENDIX

Yosemite Pet Policy
California Health and Safety Code

Yosemite National Park Pet Policy

This policy includes government housing within Yosemite National Park and in the El Portal Administrative Site. The pet policy is a condition of the Housing Assignment Agreement.

Objective:

To provide the occupants of government furnished housing the opportunity to have and keep pets where appropriate and provide management with the direction for administering a pet policy for occupants of government furnished housing.

Conditions:

The following conditions will govern the keeping of pets in Yosemite National Park and the El Portal Administrative Site.

1. Within Yosemite National Park and the El Portal Administrative Site, pet ownership is restricted to two (2) pets per household. This will include cats, dogs, and other normal non-intrusive small household pets. Farm-type animals will not be permitted as pets. Wild animals native to the Park shall not be permitted as pets.
2. Pets within Yosemite National Park must be contained within the residence, under physical restraint, or on a leash at all times. Under no circumstances may a pet be left unattended on a leash or zip wire unless a responsible person is available to monitor the activities of the pet.
3. Pets are not permitted in any seasonal/shared housing units. The only exception is guide dogs accompanying visually or hearing impaired persons, and authorized dogs used by law enforcement personnel. For such exceptions, the employee must petition the Superintendent, in writing, prior to occupying the house for written approval.
4. Pets will not be allowed in summer assignment stations such as Tuolumne Meadows, White Wolf, Glacier Point, and Hetch-Hetchy. The Superintendent may grant exceptions for working search dogs, law enforcement and guide dogs.
5. Pet owners within the El Portal Administrative Site shall not let dogs run at large. (Meaning off the premises of the owner and not under reasonable control or restraint of the owner)
6. Mariposa County ordinance require dogs must be kept on a leash at all times in public areas. This includes; county parks, county recreation areas, school or school grounds, public streets, and trailer parks.
7. All dogs must be registered and licensed in compliance with county ordinances and state laws. Dogs must have two current inoculations for rabies and DHL (distemper,

leptospirosis and hepatitis). Dogs shall bear a collar at all times. Cats must be inoculated for rabies and distemper.

8. Any pet observed running at large and observed by an authorized person to be in the act of killing, injuring, or molesting humans or wildlife, may be disposed of in the interest of public safety and protection of the wildlife. The owner is liable for any associated expenses.
9. Pet owner requesting to install a run or fenced enclosure must request permission from the park superintendent, per the Yosemite Yard Care Policy.
10. Pet owners are responsible for the action of their pets, and have an obligation beyond their assigned premises for the comfort and safety of neighbors. This will include:
 - Activities of pets shall not disturb, menace, or inconvenience others by destroying the peace and quiet of any person or neighborhood with unreasonable barking or howling.
 - Messes made by pets defecating will be cleaned up immediately. The pet owner is responsible for properly disposing of the pet's fecal matter.
 - Pet owners are liable for any excessive cleaning or damages to government property.
 - Pet owners will be financially responsible for any personal injury caused by their pets.
11. The breeding of all pets is prohibited except by permit from the Superintendent. If a female is bred accidentally, offspring shall be removed before they are three months old. It is recommended that females should be spayed and males neutered.
12. Pets shall not be permitted in offices or in government vehicles.

Failure to comply with this policy and regulations may result in the following administrative or law enforcement action:

- A. First offense, pet owner will receive a written warning from Superintendent.
- B. Second violators will be issued final written warning, may be cited or required to appear in court to answer charges depending on the severity.
- C. Third violation within a twenty-four (24) month period, pet privileges will be revoked. Responsible occupant will be required to remove the pet from government premises permanently or vacate government furnished housing.**

Authority:

As a matter of policy, enforcement of pet regulations is the responsibility of the Superintendent. In addition, Mariposa County pet ordinances also apply in the EI Portal Administrative Site and are jointly enforced with the Mariposa County Sheriff.

CALIFORNIA HEALTH AND SAFETY CODE
SECTION 122335

(a) For purposes of this chapter, the following terms shall have the following definitions:

(1) "Animal control" means the municipal or county animal control agency or any other entity responsible for enforcing animal-related laws.

(2) "Agricultural operation" means an activity that is necessary for the commercial growing and harvesting of crops or the raising of livestock or poultry.

(3) "Person" means any individual, partnership, corporation, organization, trade or professional association, firm, limited liability company, joint venture, association, trust, estate, or any other legal entity, and any officer, member, shareholder, director, employee, agent, or representative thereof.

(4) "Reasonable period" means a period of time not to exceed three hours in a 24-hour period, or a time that is otherwise approved by animal control.

(b) No person shall tether, fasten, chain, tie, or restrain a dog, or cause a dog to be tethered, fastened, chained, tied, or restrained, to a dog house, tree, fence, or any other stationary object.

(c) Notwithstanding subdivision (b), a person may do any of the following in accordance with Section 597t of the Penal **Code**:

(1) Attach a dog to a running line, pulley, or trolley system. A dog shall not be tethered to the running line, pulley, or trolley system by means of a choke collar or pinch collar.

(2) Tether, fasten, chain, tie, or otherwise restrain a dog pursuant to the requirements of a camping or recreational area.

(3) Tether, fasten, chain, or tie a dog no longer than is necessary for the person to complete a temporary task that requires the dog to be restrained for a reasonable period.

(4) Tether, fasten, chain, or tie a dog while engaged in, or actively training for, an activity that is conducted pursuant to a valid license issued by the State of California if the activity for which the license is issued is associated with the use or presence of a dog. Nothing in this paragraph shall be construed to prohibit a person from restraining a dog while participating in activities or using accommodations that are reasonably associated with the licensed activity.

(5) Tether, fasten, chain, or tie a dog while actively engaged in any of the following:

(A) Conduct that is directly related to the business of shepherding or herding cattle or livestock.

(B) Conduct that is directly related to the business of cultivating agricultural products, if the restraint is reasonably necessary for the **safety** of the dog.

(d) A person who violates this chapter is guilty of an infraction or a misdemeanor.

(1) An infraction under this chapter is punishable upon conviction by a fine of up to two hundred fifty dollars (\$250) as to each dog with respect to which a violation occurs.

(2) A misdemeanor under this chapter is punishable upon conviction by a fine of up to one thousand dollars (\$1,000) as to each dog with respect to which a violation occurs, or imprisonment in a county jail for not more than six months, or both.

(3) Notwithstanding subdivision (d), animal control may issue a correction warning to a person who violates this chapter, requiring the owner to correct the violation, in lieu of an infraction or misdemeanor, unless the violation endangers the health or **safety** of the animal, the animal has been wounded as a

result of the violation, or a correction warning has previously been issued to the individual.

(e) Nothing in this chapter shall be construed to prohibit a person from walking a dog with a hand-held leash.