

IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE National Capital Region 1100 Ohio Drive, S.W. Washington, D.C. 20242

PUBLIC GATHERING PERMIT

Permit: 22-0537

Date: February 28, 2022

In accordance with Park Regulations as contained in C.F.R., Title 36, Chapter 1, Section 7.96, permission is granted to conduct a public gathering to the following:

Person(s) and/or Organization(s): KNK Foundation Inc

Dates(s): Tuesday, March 1, 2022

Time: Starting: 8:00 am

Location(s): Sylvan Theater and Related Turf To: Tuesday, March 1, 2022 Ending: 9:00 pm

Purpose: Peaceful Demonstration/Assembly Christian Music/Speakers against mandates support of convoys in Canada. lifting of mandates in DC/USA

Anticipated Number or Participants: 500

Person(s) in Charge: Kyle Sefick Address(es): (b) (6) Phone Number: (b) (6)

On-Site Contact:

Mobile Number:

Mobile Number:

This permit is granted subject to the following conditions:

- 1. Permittee and all participants authorized therein must comply with all of the conditions of this permit and with all reasonable directions of the United States Park Police.
- 2. All sidewalks, walkways, and roadways must remain unobstructed to allow for the reasonable use of these areas by pedestrians, vehicles, and other park visitors.

PERMITTEE IS RESPONSIBLE FOR READING AND ADHERING TO ATTACHED ADDITIONAL CONDITIONS. Additional Conditions Permit #22-0537 Individual/Organization: KNK Foundation Inc. Person(s) In Charge: Kyle Sefcik Sylvan Theater & Surrounding Area March 1, 2022 (08:00 a.m.-09:00 p.m.)

EVENT OVERVIEW: Permittee will assemble at the Sylvan Theater, to conduct a "Peaceful Demonstration/Assembly! Christian music/speakers against mandates. Support of convoys in Canada. Lifting mandates in DC/USA". Activity will involve "no marching, just music and speeches at the stage". Permittee has indicated that there will be no sales, or the solicitation of a donation onsite. Permittee has also indicated that civil disobedience will not be a part of the permitted event. Permittee estimates a maximum crowd size of approximately (500 or less) attendees.

Timeline:

08:00 a.m12:00 p.m.	Deliveries/Set up
12:00 p.m08:00 p.m.	Demonstration
08:00 p.m09:00 p.m.	Tear down/Load-Out/Cleanup/Depart

See attached KNK Foundation Timeline for more specific information.

Equipment Listing:

Musical Equipment Four (4) Light Stands Signs/Placards & Banners Two (2) Cameras on Tripods One (1) Medical Tent (10' x 10') Four (4) Tables & Four (4) Tables One (1) Sound System with Supporting Equipment

This permit authorizes the use of Sylvan Theater & surrounding grounds.

No activity associated with this permit can be conducted within the base of the Washington Monument. Set up within the vehicle barrier system is limited to one (1) (10' x 10') front of house sound position, to be approved by the NPS.

The Permittee shall include in all plans submitted the details how they will ensure the safety of employees, contractors, concessioners, park visitors, and all others during the permit activities. Specifically, the Permittee will outline how they will follow all Centers for Disease Control, National Park Service, and District of Columbia rules, regulation, policy, law, and guidance on COVID-19 prevention measures.

Guidelines should include maintaining at all times six-foot social distancing or the mandatory use of cloth or other face masks when distancing is not possible, disinfection and one-person use of all equipment and items, use of hand sanitizer and/or hand washing stations, and other measures as required.

Consistent with the Centers for Disease Control guidance and the Department of Interior's August 16, 2021aouncement:

1. All individuals must wear masks in common areas and shared workspaces in federal buildings and in indoor spaces leased by the NPS (including open floorplan office spaces and conference rooms) regardless of vaccination status or community transmission levels in that county.

2. Masks are also required to be worn in shared government vehicles and on federal property in outdoor areas, when others are present, where the superintendent has determined that physical distancing cannot reasonably be maintained, regardless of vaccination status or community transmission levels in that county. Mask wearing is required at the Sylvan Theater and surrounding grounds where physical distancing cannot reasonably be maintained.

<u>Permittee is responsible for developing, monitoring, and administering their Covid-19 mitigation plan.</u>

GENERAL CONDITIONS

Permittee and all participants authorized therein must comply with all of the conditions of this permit and with all reasonable directions of the National Park Service and United States Park Police personnel.

Permittee is responsible for equipment/objects brought to the site to conduct this activity. All equipment must be removed from the park immediately following the conclusion of the event. Items left in the park will be considered abandoned property and will not be the responsibility of the National Park Service.

All sidewalks, walkways, and roadways must remain unobstructed during the construction activities to allow for the reasonable use of these areas by pedestrians, vehicles, and other park visitors.

All requests, correspondence and meetings with the National Park Service pertaining to this permit shall be scheduled by the Permittee only. All contractors, subcontractors or consultants must channel their requests through the recognized representatives of the Permittee, who in turn will contact the appropriate NPS official.

The Permittee shall insure that all facilities and structures placed on park property adhere to all applicable codes, standards, and regulations including but not limited to BOCA, OSHA, USPHS, NFPA and ADA, covering requirements including but not limited to safe construction practices, grounding of generators and maintaining access to the Memorial.

The Permittee shall require all employees and/or contractors to exercise all normal and reasonable safety precautions and to protect park visitors and property. Suitable devices such as barricades, fences, lanterns, etc. necessary for employee and public safety, shall be provided and adequately maintained. Such devices require the concurrence of the NPS Coordinator or designated representative.

Throughout the course of this permit, the Permittee, contractors, and agents, are responsible for taking all necessary precautions to minimize resource damage throughout the permitted area. In addition, Permittee must supervise their contractors and employees during set-up and teardown to assure that there is no damage to park resources.

No wires or cables are to be attached to trees or other vegetation or flown aerially. Any wires or cables required in support of permitted activities must be run on the ground, in troughs or yellow jackets, to prevent tripping hazards.

All laws, rules and regulations applicable to the area covered by this permit remain in effect.

The area must be left in substantially the same condition as it was prior to the activities authorized herein, and all litter shall be placed in the trash containers provided.

A copy of this permit shall be available on site for inspection by National Park Service and United States Park Police personnel.

All proposed amendments or additions to this permit and all proposed locations of vehicles, equipment, storage, installations of any kind, areas of activity, work and power plans shall be submitted to the NPS for prior written approval prior to the installation of facilities. These proposals shall be in map or diagram form suitable for on the ground inspection.

Permittee will provide an on-site coordinator to be accessible to the National Park Service and the United States Park Police personnel at all times during construction or set-up activities and during dismantling of facilities post-event.

The Permittee waives all demands, claims, and causes of action against the United States and its officers, employees, agents, and representatives, and releases the United States and its officers, employees, agents, and representatives from all liability, arising out of or resulting from the permitted work or activities. The National Park Service issues this permit upon the express condition that the United States and its officers, employees, agents, and representatives will be free from all liability of any sort whatsoever arising out of or resulting from the permitted work or activities. Accordingly, the Permittee hereby agrees to indemnify, defend, and save and hold harmless the United States and its officers, employees, agents, and representatives from and against all liability of any sort whatsoever arising out of or resulting from the permitted work or activities.

Permittee does not have exclusive use of the area. All sidewalks, walkways, and roadways must remain unobstructed during the construction activities to allow for the reasonable use of these areas by pedestrians, vehicles, and other park visitors.

Resource Protection:

Throughout the course of this permit, the Permittee will require its employees/volunteers, and contractors, to exercise special care and attention to protect the resources of Sylvan Theater and its environs. In addition, Permittee must supervise their contractors and employees during set-up and teardown to assure that there is no damage to park resources.

Pursuant to 36 CFR 7.96(g)(5)(vi)(C), the alteration, adaptation, damage, or injuring, and/ or removal of park resources or facilities are prohibited. No holes may be dug and no item, including signs or banners, may be attached to statues, park trees, plantings, benches or other park property. Stages, stands and other facilities approved for placement on Plaza areas, must be supported by $\frac{3}{4}$ " plywood (or similar wood products), or rubber, to protect the surface area.

Water barrels/cement blocks or similar anchoring devises must be used to anchor all tents approved for placement on the Sylvan Theater plaza and turf areas. No driving tent stakes into the surface(s) is permitted.

No nailing, taping, stapling, and/or gluing signs, banners or decorations to the Sylvan Theater stage. Stage signage can be attached to existing stage fasteners and/or be free standing.

Vehicles moving heavy equipment on turf must be supported by some form of heavyduty plastic material that clicks or snaps together to avoid movement of material and tripping hazards. *Material to be used must be approved in advance by NPS*.

The Permittee shall require all employees and or contractors to exercise all normal and reasonable safety precautions and to protect park property. Suitable devices such as barricades, fences, lanterns, etc. necessary for employee and public safety, shall be provided and adequately maintained.

Landscape: Lawn, trees, shrubs, and the irrigation system, curbs, electric conduits, and water mains located within the permit area, shall be protected from adverse impacts associated with event activities.

Turf Protection: For the purpose of protection, any area not paved shall be treated as lawn. No heavy equipment (cranes, backhoes, etc.), vehicles or stock piling of materials is permitted on turf areas without the approval of the NPS. Limited activity of this sort may only take place with prior, written approval from the NPS, in defined areas and with load spreading techniques.

The temporary covering of turf for events allows for pedestrian walkways, temporary flooring, structure, support, and vehicle access, with special permission from NPS

Permittee is encouraged to secure products such as Terraplas, Terratile and Matrax LD or equal that is ADA-compliant, interlocking mats that are translucent and allow UV light to pass through to the grass below.

The products must either be perforated or ribbed, allowing for ventilation and some moisture access to the turf below. Material to be used must be approved in advance by NPS.

Display vehicles, stored equipment, materials, etc., on walkway areas shall be supported by 3/4-inch plywood or temporary interlocking protective material heavy enough to support the wheels and jacks of all vehicles/mobile units.

Parking of Permittee(s) employee's or subcontractors' private vehicles for conduct of this permit's activities, in tree panels and/or on turf or walkway areas is prohibited.

Structures:

To protect the turf areas, it is strongly encouraged that structures be placed on hardscape areas where it would not impact the turf. The NPS may allow under permit the use of turf areas, however, if the structure and its equipment use the turf protection measures as detailed throughout this permit. All structures must minimize all points that come in contact with the turf.

All structures must be able to withstand a minimum wind gust of 30 mph.

All structures must follow the guidelines below and adhere to National Fire Protection Association codes.

Any temporary structure exceeding over 500 square feet require the submission of engineered drawings stamped by a structural engineer licensed in the United States. Drawings should include tent support lines identified by flagging.

Structures on the turf should be on a raiser with as few points as possible touching the turf. Each point that does touch the turf should have Enkamat Flatback 8 or equal product and plywood pads under all points as outlined:

Each screw jack should have a wooden pad and two layers of Enkamat Flatback or equal product, eighteen inches square (18"x18").

Concrete pads should have four (4) layers of Enkamat Flatback or equal product under each concrete tower pad two (2) layers of plywood.

All screws and fasteners used in the construction of structures should be policed during the build and retained during removal. Screws and fasteners should be made of a nonaluminum metal, enabling a post-event magnet sweep to ensure all pieces are removed from the site.

Tents: To protect the turf, tents should be located on hardscape surfaces including gravel, asphalt, concrete, granite, wood, etc. tents and other similar structures must be secured using cement blocks and/or water-filled ballast tanks. <u>No stakes are permitted on hardscape surfaces.</u> *With NPS approval, tent stakes no more than eighteen inches (36") may be used to anchor tents.*

Non-freezing, no-staining liquid approved by the NPS (water treated with bio-degradable antifreeze) in plastic containers shall be used as weighing elements. No sandbags are permitted for this purpose.

At takedown, all water filled ballast tanks must NOT be pumped to the nearest catch basin (located within the curbs) or to the area drains located throughout the hardscape. Tanks may not be drained into the turf or pumped in gravel areas. This prevents creation of muddy puddles and soft areas in the turf and also limits runoff of gravel into area drains.

Tents must be constructed of fire-retardant material. A certificate of fire-retardant material must be provided as confirmation to the NPS

Structures on Tree Panels: To minimize soil compaction and to protect the continued health of the trees, neither structures nor parking or operation of equipment, is permitted within any tree canopy (root zone) area or in any of the Tree Panels. This includes but is not limited to stages, booths, audio/visual towers, tents, and lighting. As a condition of the permit, the Permittee may be required to install tree-protection fencing.

Logistical Vehicles/Parking Sylvan Theater:

Logistical vehicles, one Ford F150 truck, license plate number (b) (6), will be allowed to enter backstage of Sylvan Theater, for set-up and tear down, to unload/load heavy equipment. Vehicles must leave immediately after heavy equipment is off loaded/loaded. All other logistical vehicles must unload/load from Independence Avenue, west of the Sylvan Theater, and hand carry/hand cart equipment to event site. No driving or parking allowed on the grass. ADA and Bus parking only on Independence Avenue between 15th and 17th Streets.

Access to Sylvan Theater will be from Independence Avenue. All vehicles must operate on the hard surfaces and/or some form of heavy duty plastic material.

Extreme caution must be exercised when driving on the surrounding walks. Pedestrian access must be maintained at all times.

Permittee will be allowed an appropriate amount of time to unload/load equipment and supplies from Independence Avenue directly behind the Sylvan Theater. Afterwards, all vehicles must park in designated public parking spaces.

All other vehicles must park in available public parking spaces. Staff and VIP's will park in Tidal Boat Parking Lot. **NO OVER NIGHT PARKING ALLOWED.**

Electricity and Other Maintenance Requests:

Permittee may provide own gasoline and/or solar powered generator(s) to provide power for tents, trailers, video and sound, towers, and lighting. Generators will be installed in accordance with the site plan, D.C. Fire Department guidelines, and safely installed per manufacturer requirements. The fueling/refueling of gasoline powered generators on parkland is prohibited*. The storage of additional fuel is prohibited.

At a minimum, for hand carted generators, 1" professional outdoor grade plywood, or similar material must be placed underneath the generator to protect the underlying surfaces from potential weight and vibration damage and fluid leakage. Generators must be encased with a secondary drip containment unit.

Tow plant generator(s) must have an internal secondary drip containment unit and/or placed in containment troughs and be fenced in or closed in with bike rack.

All wires must be covered by mats and/or yellow jackets to prevent tripping hazards. The cord must be in good condition, of sufficient gauge to accommodate the electrical load of equipment and must be properly grounded.

All cables, power lines, etc. shall be run in an orderly manner and contained in matted yellow jackets that provide for safety and accessibility. No power lines/phone lines can be strung between trees.

A Fire extinguisher must be within 15 feet of generator(s).

The storage of fuel on parkland, in trailers, next to generators and at other NPS locations is strictly prohibited.

<u>Sound Amplification:</u> Special attention is drawn to the last sentence, item #7, last page of this permit, concerning sound amplification. All sound amplification equipment shall be limited so that it will not unreasonably disturb nonparticipating persons in, or in the vicinity of, the area.

Trash Removal:

Permittee is encouraged to remove all trash and debris resulting from this permitted activity immediately following the conclusion of this activity each date. Permittee is encouraged to use **CLEAR PLASTIC BAGS** for bagging all trash generated as a result of this permitted activity to prevent the overflow of trash containers in the area.

Permittee has indicated that KNK Foundation volunteers will clean the site.

Helium balloons, glass beverage containers and alcoholic beverages are prohibited on parkland.

Sales/Solicitation:

Special attention is drawn to item #4, last page of this permit concerning fees collected and donations solicited on parkland. No merchandise may be sold or offered for sale except for message bearing books, newspapers, leaflets, pamphlets, buttons, and bumper stickers. Sales areas can be no larger than 6' wide by 15' long by 6' high, and can have only one table $2\frac{1}{2}$ ' by 8', or 4' by 4'. See attached regulations. The sale of Tee Shirts, CD's, cassette tapes and other similar materials is prohibited. Sales are not authorized as part of this permitted event.

The Permittee will be responsible for any injuries and/or damage to government property occurring as a result of not complying with the permit conditions for this activity.

FILMING/PHOTOGRAPHING

Permittee may film and/or photograph this event for documentary and/or historical purposes.

All equipment will be portable and self-contained. All equipment must be hand carried/hand carted to filming location.

Under no circumstances will any equipment, including lighting, be allowed to be placed and/or attached to any trees, planters, light poles, structures, etc.

Cabling across entrances and handicapped accessible ramps must be ADA approved and cannot impair or prevent access. All cables must be covered to prevent tripping hazards.

Protection of the Public & General Welfare:

Permittee has amended his application to reduce the expected maximum crowd size to less than 500 attendees. Note: In the event that larger numbers arrive than can be safely accommodated by Permittee, staff and volunteers at Sylvan Theater, 36 CFR 7.96 (g) 6 provides that "During the conduct of a demonstration, a permit may be revoked by the ranking U.S. Park Police supervisory official in charge, if continuation of the event presents a clear and present danger to the public safety, good order or health or for any violation of applicable law or regulation".

Event fence, chain link fence and/or bike rack shall be erected by the Permittee to contain the event areas and provide necessary resource protection, security, and buffer zones. The Permittee(s) is responsible for encircling generators, light, and sound towers, jumbotrons etc. with event fence and/or bike rack.

Event fence, chain link fence and/or bike rack may be erected by the NPS and/or the United States Park Police, to contain the event areas and provide necessary resource protection, security, and buffer zones. The United States Park Police may engage in intermittent pedestrian control and/or reconfigure barricades/fence lines, to provide for public safety and the free conduct of all First Amendment activity in the Park.

Intentional or reckless harassment of park visitors with physical contact is prohibited.

Lighting or maintaining a fire, or the use of open-flame decorative devices, candles, oil lamps, torches and gas lights are not authorized by this permit.

Using, possessing, storing, or transporting explosives, blasting agents, explosive materials, fireworks, and firecrackers is prohibited.

Demonstration Marshals:

Permittee is encouraged to provide demonstration marshals. Each of your demonstration marshals will help maintain order among your participants. Demonstration marshals should be aware of their responsibilities and location(s) where they will be stationed and have received from demonstration organizers, adequate training, and instructions. Demonstration marshals should be aware of the time and location of the assembly and any march routes, the location of any first aid stations, water, and toilets, be knowledgeable of the NPS permit conditions, be able to communicate with law enforcement, as well as what to do if they think they observe any problems. While demonstration marshals do not act as police, they do help maintain order among participants, explain to non-participants that a particular area may be under permit, and be able to alert their supervisor and the United States Park Police in the event that they observe a problem on Federal parkland.

No disruption and/or stoppage of traffic permitted.

Participants must exercise appropriate traffic courtesies and cross intersections with traffic signals and/or with the direction of law enforcement.

Permittee is responsible for providing marshals at all intersections to ensure the participants obey traffic signals and/or the instructions of law enforcement.

Permittee has identified the following individuals as Lead Marshals:

Kyle Sefcik (b) (6) James Wilson (b) (6) Pastor Clark (b) (6)

Permittee has indicated that Marshals will wear Bright Yellow Arm Bands.

Health, Medical, & Public Safety:

Person in charge is responsible for providing first aid services on-site. The NPS adheres to the District of Columbia Department of Health & Emergency Medical Services guidelines established according to the number of people anticipated at an event.

Permittee has indicated that a maximum crowd size of less than (500) attendees will be onsite. With a revised estimated crown size of (500) people or less, Permittee is responsible for having access to CPR and 911 services onsite.

Comfort Facilities:

If attendance is expected to exceed the capacity of nearby NPS public comfort facilities, or if none exist in or near the requested park area, the Permittee must provide portable, temporary toilets with sufficient capacity to accommodate anticipated attendance. The general guideline is a minimum of one (1) portable toilet per three hundred (300) people, of which at least twenty percent (20%) must be handicapped accessible.

Permittee has amended the estimated maximum crowd size to less than (500) attendees, thus removing the comfort facilities requirement. The lack of required public comfort facilities is based on the Permittees basis for lowering the maximum crowd estimate.

Adverse Weather Policy:

When there is a threat to public health or safety, the Superintendent and/or his/or her designee, may close the National Mall or an event being held there for such duration as determined necessary to ensure the safety and wellbeing of the public. Such situations have occasionally occurred in the past where park areas have been closed due to severe weather warning of heavy snow and thunderstorms with lighting and high winds.

Where an area is ordered closed due to a weather-related public safety threat, pursuant to 36 CFR 2.32(2) people must comply with official directions to leave the closed area and relocate to safer sheltered locations.

Closing or canceling an event is a last resort. However, while most events will be held despite the weather, the Permittee is responsible for providing updated information in the event schedules and drop-off points may change. If a weather emergency is declared, programs may be closed early or canceled.

NPS Permits Management Specialist and/or Event Monitors may be assigned for on-site supervision each day of the event. In addition, U.S. Park Police officers may also be assigned to provide for public safety. All reasonable instructions given by authorized NPS, or U.S. Park Police personnel must be obeyed promptly. Failure to comply with all the terms and conditions of the special event permit may constitute grounds for revocation of the permit and immediate termination of the event and/or citation against the violator.

Beginning with event set-up and continuing throughout the permit term until tear-down is completed, the Permittee is responsible for ensuring that no equipment or materials are left unattended at any time, including overnight. This can be accomplished by providing qualified persons from the Permittee's organization, by contracting with a commercial security firm, or by making prior arrangements with the U.S. Park Police for their services.

Accessibility:

The Americans with Disabilities Act (ADA) applies to temporary services, programs, and activities. Temporary facilities and structures must comply with the ADA Standards.

Policies and operations for the event must meet the nondiscrimination requirements of the ADA, including, but not limited to provision of accessible parking, routes through site, food service, toilet, facilities, and assembly seating.

Permittee is responsible for contacting the Metropolitan Police Department, (202) 671-6522, to obtain the necessary approval and/or paperwork for the use of property under their jurisdictions.

Contact Sgt. Eddie Burnett and/or Sgt. Zakiyyah Mahasin, U.S. Park Police, (202) 610-7092, to finalize all police logistics. Permittee must contact Leonard D. Lee, Division of Park Programs, on 202-245-4715, to finalize any event logistics.

If the Permittee decides to cancel or substantially modify its event, the Permittee must immediately advise both the United States Park Police Special Events Sergeant at (202) 610-7092 and the Division of Park Programs at (202) 245-4715.

A copy of this permit must be carried at all times by the Permittee while operating under the authority granted.



Schedule

March 1st

8:00a Setup
11:30a EMT arrives
Noon: Kyle gives welcoming
12:15p Opening Prayer with Pastor Clark and Sermon
1:00p Difference Makers Worship Band
2:00p DJ plays background Christian and Patriotic music
3:00p Pastor Paul Foss
4:00p Worship Music Set Mackenzie
5:00p Pastor Jerry Sermon
6:00p KNK foundation team speaks
7:00p Difference Makers Worship Set
8:00p Strike, Cleanup
9:00p Departure



- 3. All laws, rules and regulations applicable to the area covered by this permit remain in effect.
- 4. No fee may be collected, donation solicited, or commercial activity conducted. No items may be sold or offered for sale except for books, newspapers, leaflets, pamphlets, buttons and bumper stickers which contain a message related to your demonstration or special event. No other merchandise may be sold or offered for sale. A stand or structure used for the sale of permitted items may not exceed one table per site, which may be no larger than 2 1/2 feet by 8 feet or 4 feet by 4 feet. The dimensions of the sales site may not exceed 6 feet wide by 15 feet long by 6 feet high.
- 5. The area should be left in substantially the same condition as it was prior to the activities authorized herein, and all litter shall be placed in the trash containers provided.
- 6. This permit is applicable only for the use of the area designated above, and during the times designated above, or in any area as may hereafter be designated by the United States Park Police.
- 7. The use of sound amplification equipment, other than hand-portable sound amplification equipment to be used for crowd control purposes only, is prohibited on the White House Sidewalk (South 1600 Pennsylvania Avenue, NW, sidewalk between East Executive Avenue and West Executive Avenue). All sound amplification equipment shall be limited so that it will not unreasonably disturb nonparticipating persons in, or in the vicinity of, the area.
- 8. The National Park Service reserves the right to immediately revoke this permit at any time should it reasonably appear that the public gathering presents a clear and present danger to the public safety, good order or health, or if any conditions of this permit are violated.

<u>Kym A. Hall</u> <u>Area Director</u> <u>NPS National Capital Area</u> <u>Interior Region 1</u>

By: Leonard D. Lee Division of Permits Management National Mall & Memorial Parks