

**UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
ANTIETAM NATIONAL BATTLEFIELD**

Title: Superintendent's Compendium

Date of Approval: _____

Approved: _____
Edward R. Wenschhof
Acting Superintendent

Revision Requirement: Annually {36CFR 1.7 (b)}

Purpose:

Title 36 of the Code of Federal Regulations (CFR) Chapter 1, *Parks, Forest and Public Property*, has been established to provide for the proper use, management, government, and protection of persons, property, and natural and cultural resources under the jurisdiction of the National Park Service (NPS). {36CFR 1.1(a)}

Regulations within 36 CFR will be utilized to fulfill the statutory purposes of units of the National Park System: to conserve scenery, natural and historic objects, and wildlife, and to provide for the enjoyment of these resources in a manner that will leave them unimpaired for the enjoyment of future generations. {36CFR 1.1 (b)}

Within 36 CFR a Park Superintendent has the discretionary authority to establish regulations that are more or less restrictive than a given regulation in certain instances. The Superintendent is required to compile in writing all the designations, closures, permit requirements and other restrictions imposed under discretionary authority. {36 CFR 1.7 (b)}

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

All designations, closures, permit requirements, and other restrictions are addressed in parts I - III below under the appropriate section number and heading where they are applicable. Violations of compendium restrictions will subject a person to the same penalties for violating provisions of 36 CFR.

Public Notice and Information

In addition to the compendium, all designations, closures, permit requirements and other restrictions will be made available to the public by at least one other method of notification. Methods include maps, signs, and publication in newspapers, handouts, and other appropriate media. {36 CFR 1.7 (a)}

Title 36 CFR and the Superintendent's Compendium are available for review at the Superintendent's office, Chief Ranger's Office, Visitor Center information desk or through a request to a park ranger. Additional information or permit applications may be requested by writing or calling:

Superintendent
Antietam National Battlefield
P.O. Box 158
Sharpsburg, Maryland 21782-0158

Phone: 301/432-7648 or 301/432-2243
FAX: 301/432-4590

I. Superintendent's Designations, Closures, Permit Requirements and Restrictions

SECTION 1.5 VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

- (a)(1) The following visitor hours and public use limits are established for all or for 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.

Visitor Hours: The Visitor Center is open from 8:30 a.m. until 6:00 p.m. daily during the summer (Memorial Day to Labor Day) and from 8:30 till 5:00 p.m. daily during the winter months. The Visitor Center is closed on Thanksgiving, Christmas, and New Years Day. During the summer months, extended Visitor Center hours until 7:00 p.m. may be coordinated with the Cooperating Association (Western Maryland Interpretive Association) and the building will be posted as such during this time.

All park areas including buildings, roads, and other public use facilities and areas are closed during night-time hours, (20 minutes past sunset until sunrise), except to those groups holding valid camping permits, special use permits, or volunteer event agreements. During closure periods, campers may occupy only the area designated in their permit, and are not to travel by foot, vehicle, horse, or other method beyond permit designation. This includes all interpretive living history programs, which are limited also to shelter and restroom facilities. Local residents may use the following roads to access their residences: Dunker Church Road, Mansfield Avenue, and Cornfield Avenue.

The closures are necessary for public safety and to protect the park's cultural, historical, and natural resources from damage, vandalism, and destruction during times when there are limited personnel on duty.

Public Use Limits: The following public use limits have been established:

- Horseback riding along the park tour roads is limited to groups of 10 or less.

Due to current tour road and shoulder width it is necessary to limit group sizes to prevent visitor use conflicts between vehicles and pedestrians using the tour road

Closures: The following areas are closed to the public:

- Fields planted in crops
- Resource monitoring plots

Due to the inherent damage and destruction caused to crops, seedlings, and plants from visitor traffic through these areas, it is necessary to close them in order to protect the resources.

- Fields used for grazing

For public safety it is necessary to close the fields to prevent visitor injuries from farm animals.

- Historic structures, barns, sheds, and outbuildings without the permission of the superintendent or his authorized representative.

Many of the historic structures located throughout the park are structurally unstable and the closure is necessary to protect park visitors from injury. Additionally, some of the structures are under permit to local farmers and contain personally owned farm equipment and there is a need to protect their property from damage, theft, and vandalism.

Recreational activities such as; kite flying, ball playing, sunbathing, model airplane or rocket flying, and Frisbee playing are prohibited. These activities may take place under a *Special Use Permit* at the Rohrbach Group Camping Area.

Due to the significant historical events which took place on the battlefield, it was determined in the 1992 General Management Plan, that recreational activities are inconsistent with the purpose for which it was established and to be managed.

The following areas are closed to picnicking:

- National Cemetery,
- Mumma Cemetery,
- Observation Tower and
- Dunker Church.
- Burnside Bridge
- Park monuments

Due to the historic nature of these areas and in accordance with NPS Management Policies, it has been determined that picnicking activities would be inconsistent with the purpose for which these areas were established and are to be managed.

Food and beverages are prohibited in the Visitor Center lobby, theatre, and museum.

The Visitor Center contains historic artifacts and paintings and it has been determined

that damage from spilled food and beverages pose an unacceptable risk to the resources and visitor satisfaction with the facility.

Alcoholic Beverages are prohibited in the Rohrbach Campground.

The Rohrbach Campground is primarily used by scout groups and other youth groups and it has been determined that alcohol use in the area is inconsistent with the purpose for which the area was established.

Launching, docking, or removing boats from the water of Antietam Creek within 500 feet of the historic Burnside Bridge is prohibited.

The Burnside Bridge serves as a historical landmark at Antietam National Battlefield and is susceptible to damage from soil erosion. It has been determined that the damage caused to the vegetation along the Antietam Creek shoreline caused by the dragging of boats through the area would put the resource at risk and would be an intrusion on the historic setting of this area.

Swimming within 500 feet of the historic Burnside Bridge is prohibited.

The Burnside Bridge serves as a historical landmark at Antietam National Battlefield and is susceptible to damage from soil erosion. It has been determined that the damage caused to the vegetation along the Antietam Creek shoreline caused by people entering and leaving the creek would put the resource at risk and would be an intrusion on the historic setting of this area.

Fishing is prohibited from any portion of or within 500 feet of the Burnside Bridge.

The Burnside Bridge is a heavily visited area of the park and in order to prevent injuries associated with the casting of hooks and weights it has been determined necessary to close the area to the activity for public safety. Additionally, the Burnside Bridge serves as a historical landmark at Antietam National Battlefield and fishing activities would be an intrusion on the historic setting of this area.

Pets are prohibited within the Fulk House.

The Fulk House is used as group housing for volunteer and seasonal employees and in order to protect employees who may have allergies or related medical conditions triggered by exposure to pets and to protect furnishings it has been determined necessary to close the area to pets.

- (a)(2) The following areas have been designated for a specific use or activity, under the conditions and/or restrictions as noted:

Camping

- The Rohrbach Campground is available to scouts and other organized groups by *Special Use Permit* from March 1-November 30.

Horseback Riding

- Horseback riding in groups of 10 or less is permitted on park tour roads, Final Attack Trail and the Snavelly's Ford Trail.

Skating, skateboarding, and other similar activities

- Skateboarding and skating are permitted along the park tour roads.

II. 36 CFR SECTION 1.6 ACTIVITIES THAT REQUIRE PERMITS

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

- 1.5 (d) The following activities related to Public Use Limits:
 - Horseback riding in groups of 11 or more.
- 2.4(d) Carry or possess a trap or net
- 2.5(a) Specimen collection (Take plant, fish, wildlife)
- 2.10(a) Camping
- 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 in pursuant to section 2.50 or 2.51
- 2.17 Aircraft and Air Delivery
 - (a)(3) Delivery or retrieval of a person or object by parachute, helicopter or other airborne means
 - (c)(1) removal of a downed aircraft
- 2.37 Soliciting or demanding gifts, money goods or services (Pursuant to the terms and conditions of a permit issued under section 2.50, 2.51 or 2.52)
- 2.38 Explosives
 - (a) Use, possess, store, transport explosives, blasting agents
 - (b) Use or possess fireworks
- 2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events

- 2.51(b) public assemblies, meetings, gatherings, demonstrations, parades and other expressions of views by groups of over 25 persons
- 2.52(b) Sale or distribution of printed material that is not solely commercial advertising by groups of over 25 persons
- 2.60(b) Livestock use
- 2.61(a) Residing on federal lands
- 2.62 Memorialization
 - (a) Erection of monuments (Requires approval from Regional Director)
 - (b) Scattering ashes from human cremation
- 4.11(a) Exceeding of established vehicle load, weight and size limits
- 5.1 Advertisements- (Display, posting or distribution)
- 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)
- 5.5 Commercial Photography/Filming
 - (a) Commercial filming of motion pictures or television involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
 - (b) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertising
- 5.6(c) Use of commercial vehicles on park area roads (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, facilities, trails, roads, boat docks, path, structure, etc.
- 6.9(a) Operation of a solid waste disposal site
- Part 12- National Cemeteries
 - 12.6(b) Disinterments and exhumations.

III. GENERAL REGULATIONS

SECTION 2.1 PRESERVATION OF NATURAL, CULTURAL, AND ARCHEOLOGICAL RESOURCES

- (a)(4) Dead wood on the ground may be collected for use as fuel for campfires within the park in

the following area:

- Rohrbach Campground

(c) The following plant fruits, nuts and berries may be gathered in the amounts established for personal use or consumption:

<u>(1) Fruit/Nut/Berry</u>	<u>(2)(i) Daily/Person Limit</u>
Walnuts	1 Bushel
Hickory Nuts	1 Bushel
Acorns (Oak Species)	1 Bushel
Paw Paws	1 Bushel
Blackberries	1/2 Gallon
Raspberries	1/2 Gallon
Wineberries	1 Gallon
Mushroom (Morels)	1 Gallon

SECTION 2.2 WILDLIFE PROTECTION

(d) The transportation of lawfully taken wildlife through the park is permitted under the following conditions and procedures:

- Area residents may only use Dunker Church Road, Mansfield Avenue, Cornfield Avenue and Smoketown Road for the purpose of transporting legally taken wildlife to and from their residences.
- Vehicles may not use pullouts and parking areas within the park while transporting legally taken wildlife.

(e) The use of artificial light to view or hunt wildlife is prohibited.

SECTION 2.4 WEAPONS, TRAPS AND NETS

(d)(3) Weapons involved in interpretive demonstrations will be administered under D.O.-6.

SECTION 2.10 CAMPING

(a) Camping or overnight use by organized groups is permitted at the Rohrbach Campground under the following conditions

- Groups staying in the Rohrbach Campground must possess a permit available through the Antietam National Battlefield Division of Natural Resources and Protection.
- All other overnight use of the battlefield will be limited to Volunteers-in-the-Parks engaged in NPS Living History activities, by the issuance of a *Special Use Permit* by the Park Superintendent, or as covered by the Cooperative Agreement with the National Museum of Civil War Medicine at the Pry Farm.

SECTION 2.11 PICNICKING

Certain areas have been closed to picnicking and are listed in section 1.5(a)(1) "Closures"

SECTION 2.13 FIRES

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

Designated Areas

- Fires are prohibited in all areas of Antietam National Battlefield except, the Rohrbach Campground and areas approved by the Park Superintendent for use by Volunteers-in-the-Parks living history organizations.

Receptacles Allowed

- Fires are restricted to existing fire rings in the campground.

- (b) Fires must be completely extinguished before leaving the site.

SECTION 2.15 PETS

- (a) (1) The following housing structure is closed to the possession of pets:

- Fulk House

- (a)(5) Pet excrement shall be removed immediately by the pet owner/handler on walkways, trails, and visitor tour stops. Pet excrement shall be disposed of in proper trash receptacles.

SECTION 2.16 HORSES

- (b) The use of horses or pack animals is allowed on the following trails, routes or areas:

- Park tour roads
- Snavely's Ford Trail
- Final Attack Trail

- (g) Other conditions concerning the use of horses or pack animals:

- Riders are limited to groups of 10 horses or less
- Riders are limited for safety to two horses abreast on tour roads and single file on the Snavely's Ford Trail.
- All riders and/or drivers shall obey traffic laws in accordance with Maryland State Law.
- The jumping of stone walls and fences or riding faster than a canter is prohibited.
- Horse trailers are not to be parked in the Visitor Center parking lot. They are to be parked in the grassy area on the west side of Dunker Church Road, south of the Dunker Church.

- The area where horse trailers are parked as well as any areas where horses have been tethered for any length of time must be clear of debris.
- Horses are not to be left unattended.

SECTION 2.20 SKATING, SKATEBOARDS AND SIMILAR DEVICES

The use of roller skates, skateboards, rollerblades, in-line skates, or similar devices is permitted on the tour roads. Use of these devices is prohibited on sidewalks, monuments, parking areas, and inside structures.

SECTION 2.21 SMOKING

- (a) Smoking is prohibited in all park structures and during black powder demonstrations.

SECTION 2.23 RECREATION FEES

- (b) In accordance with 36CFR part 71, the following entrance fees have been established for Antietam National Battlefield:

Individual Entrance Fee (ages 16 and over) \$4.00.
 Vehicle Entrance Fee \$6.00. (Includes all individuals arriving in a single vehicle)
 Annual Park Pass \$20.00

Entrance fees are collected at the Visitor Center from 8:30AM till 6:00PM during the summer (Memorial Day to Labor Day) and from 8:30AM till 5:00PM during the winter.

SECTION 2.51 PUBLIC ASSEMBLIES, MEETINGS

- (c) Public assemblies and First Amendment activities may be conducted by groups of more than 25 persons provided a *Special Use Permit* has been issued; or by groups of 25 persons or less provided the conditions of Section 2.51(b)(1) are met. All locations in Antietam National Battlefield are designated as available except the following (justifications in parenthesis):

- Antietam National Cemetery (*Specifically prohibited by 36CFR 12.4*)
- On park monuments (*Protect Park Resources and to eliminate interference with interpretive and visitor service activities*)
- Visitor Center grounds as shown on Appendix I map (*Eliminate interference with interpretive and visitor service activities*)
- Cornfield Avenue as shown on Appendix II map (*Eliminate interference with interpretive and visitor service activities*)
- Bloody Lane (Sunken Road) as shown on Appendix III map (*Eliminate interference with interpretive and visitor service activities*)
- Burnside Bridge as shown on the Appendix IV map (*Eliminate interference with interpretive and visitor service activities*)

Additionally, individual applications will be evaluated to determine if any of the restrictions in

36CFR 2.51 (c)(1)(i-vi) are applicable.

SECTION 2.52 SALE AND DISTRIBUTION OF PRINTED MATTER

- (e) The sale and/or distribution of printed matter that is not solely commercial advertising may be conducted, provided a *Special Use Permit* has been issued; or by groups of 25 persons or fewer provided the conditions of Section 2.52(b)(1) are met. The areas designated as available for the sale and distribution of printed matter are identical to those designated for public assemblies and meetings (see Section 2.51, above).

SECTION 3.21 SWIMMING AND BATHING

- (a)(1) The following areas are closed to swimming and bathing:
- The area of Antietam Creek within 500 feet of the Burnside Bridge.

SECTION 4.10 TRAVEL ON PARK ROADS AND ROUTES

- (a) Park roads open for travel by motor vehicle are those indicated below, and indicated on the map located on the park brochure.
- Dunker Church Road
 - Mansfield Avenue
 - Cornfield Avenue
 - Mumma Farm Lane
 - Richardson Avenue
 - Rodman Avenue
 - Branch Avenue
 - Old Burnside Bridge Road
 - Pry Farm Access Lane

Electric powered mobility assistance devices (e.g. electric scooters, wheelchairs, Segway devices) for the purpose of transporting persons with disabilities are permitted on park walkways and trails. [References: December 14, 2006 Memo From Director Bomar on *Use of Segways by Persons with Disabilities in the National Park System*. January 9, 2007 Memo from Superintendent, Antietam NB to Deputy Regional Director, NCR establishing park level policy.]

SECTION 4.21 SPEED LIMITS

- (a) The following speed limits are established for the roads indicated:
- Dunker Church Road, 35mph
 - Mansfield Avenue, 25mph
 - Cornfield Avenue, 25mph
 - Mumma Farm Lane, 25mph
 - Richardson Avenue, 25mph
 - Rodman Avenue, 25mph
 - Branch Avenue, 25mph

- Old Burnside Bridge Road, 25mph
- Pry Farm Access Lane, 15mph

SECTION 4.30 BICYCLES

- (a) Bicyclist in groups of 10 or less are permitted to use the Final Attack Trail. *Determination is that existing farm lanes and trails within this agricultural special use zone is consistent with the protection of park resources and values.*