



National Park Service
U.S. Department of the Interior

Appomattox Court
House National
Historical Park

P.O. Box 218
Appomattox, VA 24522

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

(434) 352-8987 (ext. 222) phone
(434) 352-8330 fax

Approved:

Robin Snyder

Date: 12/16/15

Superintendent

In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of Appomattox Court House National Historical Park. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

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

I. 36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

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

Visiting Hours: 9:00 AM – 5:00 PM daily (with the exception of the following holidays: New Year's Day, Thanksgiving, and Christmas Day.

In order to protect the Park's cultural and natural resources, the above visiting hours pertain to the following areas:

- Village Area and adjacent grounds
- Main visitor parking area, approach road and adjacent grounds.
- Grant's Headquarters and parking area.
- North Carolina Monument and parking area.
- Lee's Headquarters and parking area.

Public Use Limits:

- Any athletic activity that interferes with other visitor use, enjoyment, or safety is prohibited.
- Athletic activities such as softball, football, horseshoes, badminton, Frisbee throwing and kite flying, etc. are prohibited.
- The washing, waxing, repairing, or servicing of vehicles is prohibited. Emergency repairs to vehicles are allowed.

The nature and purpose of the park to commemorate the surrender and preserve and protect park resources and landscape features is not consistent with these activities.

Closures:

- The access road, dwellings, structures and immediate surroundings located approximately .1 miles west of Confederate Cemetery on the north side of VA 24 (marked as "Authorized Vehicles Only") are closed to public access year round, except for the former owners of this area who have retained rights of use and access and lease holders and their employees engaged in agricultural activities related to their leases. The approximate location of this area can be found on a map available for viewing at park headquarters.

This area of the park serves as a park meeting location, storage facility and employee housing. It is not an established visitor use area and poses potential safety hazards to visitors.

Unmanned Aircraft

Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the National Park Service within the boundaries of Appomattox Court House National Historical Park are prohibited.

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

With the dramatic growth in the use of unmanned aircraft in the country, the superintendent has determined that a careful review of the use of these devices is necessary because of the unacceptable impact potential including possible harm to visitors, interference with rescues, causing excessive noise, impacting view sheds, and disturbing wildlife. These issues have been observed at other National Park Service areas. NPS Management Policy, Section 1.5, provides that a new form of park use may be allowed only after a determination has been made that it will not result in unacceptable impacts on park resources and values. Similarly, Section 8.2 also states that a new form of recreation will not be allowed within a park until a superintendent has made a determination that it will be appropriate and not cause unacceptable impacts.

II.36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

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

- §2.5(a) Specimen collection (Plant, fish, wildlife, rocks or minerals)
- §2.12 Audio Disturbances:
 - (a)(2) Operating a chain saw in developed areas
 - (a)(3) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
 - (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events. These events include weddings, bike-a-thons, church services

- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views
- §2.52(c) Sale or distribution of printed matter that is not solely commercial advertising
- §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
- §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.

III. GENERAL REGULATIONS

36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(c)(1), (c)(2) Fruits, nuts, and berries gathered by hand for personal use or consumption, is authorized by permit only.

The berries, other fruits, mushrooms and roots set forth in this section are sufficiently prolific so as to sustain gathering in limited quantities for personal use.

36 CFR §2.2 - WILDLIFE PROTECTION

(e) The viewing of wildlife with the use of an artificial light (spotlighting) is prohibited parkwide.

Spotlighting is prohibited within established park boundaries to provide for visitor safety and protection of wildlife.

36 CFR §2.10 – CAMPING and FOOD STORAGE

(a) Camping is prohibited throughout the park.

No camping facilities exist because this use is not consistent with the nature and purpose of the park to protect historic buildings and landscapes.

The park preserves and protects resources and landscape features. The park 36 CFR §2.11 – PICNICKING

The park is closed to picnicking except in the designated areas:

- The picnic area adjacent to the lower main parking lot.

The nature and purpose of the park is to protect historic buildings and landscapes. Limiting picnicking to the designated area will control litter and protect the historic landscape.

36 CFR §2.15 – PETS

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

- Pet excrement shall be removed from the main village area, parking lot and other areas of heavy public use.

Pet excrement poses a public health hazard in high use areas such as parking lots, visitor centers, and developed areas.

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

- Pets are on leash or under physical control. Pets are permitted in employee housing with approval of the Superintendent.
- Pet excrement is removed in accordance with above conditions.

36 CFR §2.16 – HORSES and PACK ANIMALS

(a) Horseback riding is prohibited in the park.

With the exception of permitted reenactment events, horseback riding is prohibited in the park. The use of horses and pack animals is not consistent with the nature and purpose of the park and conflicts with visitor use.

36 CFR §2.19 – WINTER ACTIVITIES

(a) Cross country skiing and snowshoeing are allowed on established park trails only, but not across any archaeological or cultural resources or within areas closed to public use and travel. Sledding, tobogganing, tubing, etc. are prohibited parkwide.

The nature and purpose of the park to commemorate the surrender and preserve and protect park resources and landscape features is not consistent with these activities that could result in damage to resources.

36 CFR §2.21 – SMOKING

(a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking and the use of all electronic cigarettes and other electronic nicotine delivery systems (ENDS) as noted:

- All government buildings and structures.

Smoking within any public building or structure poses a health and fire risk. Acting (1) out of an abundance of caution in light of the scientific findings and uncertainty to date, and (2) in the interest of equity, the purpose of this regulation is to afford all NPS employees and park visitors the same protections from exposure to nicotine and other harmful substances that may be found in electronic

cigarettes and other electronic nicotine delivery systems (ENDS) vapor that are currently in place for exposure to tobacco smoke.

1. Effective immediately, use of ENDS will be treated as tobacco smoking. All provisions of Director's Order #50D—including in particular sections 4.1.1 and 4.1.2—will apply to ENDS use. ENDS use will not be permitted within any Government-owned or -leased vehicle, including heavy equipment, watercraft or aircraft.

2. In accordance with sections 4.1.1 and 4.1.2 of Director's Order #50D, ENDS will be prohibited in shared Government quarters, but generally permissible in non-shared residential accommodation. See Director's Order #50D for further details.

3. With regard to concessions facilities, ENDS use will be treated just the same as smoking for purposes of section [10.2.4.13](#) of Management Policies (2006), which provides in pertinent part as follows:

Generally, all NPS concessions facilities will be smoke free. The only exceptions—which the Service does not encourage—will be specifically designated smoking areas and rooms if allowed by State and local law.

36 CFR §2.23 – RECREATION FEES

(b) Recreation fees, and/or a permit, in accordance with 36 CFR part 71, are established for the following entrance fee areas, and/or for the use of the following specialized sites, facilities, equipment or services, or for participation in the following group activity, recreation events or specialized recreation uses:

Entrance Fee Areas:

- Village Area and adjacent grounds
- Main visitor parking area, approach road and adjacent grounds.
- Grant's Headquarters and parking area.
- North Carolina Monument and parking area.
- Lee's Headquarters and parking area.
- Appomattox History and Nature trails.

These public use areas in the park are designated federal fee areas.

36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

(a)(3)(i) The following public use areas, portions of public use areas, and/or public facilities within the park are closed to consumption of alcoholic beverages, and/or to the possession of a bottle, can or other receptacle containing an alcoholic beverage that is open, or has been opened, or whose seal has been broken or the contents of which have been partially removed:

- All park areas, with the exception of park housing areas.

The possession and consumption of alcoholic beverages is inappropriate considering the other uses of the area and the purpose for which it was established.

36 CFR §2.62 – MEMORIALIZATION

(b) A permit is required for the scattering of ashes from cremated human remains, in accordance with the following terms and conditions:

- The remains to be scattered must have been cremated and pulverized.
- The scattering of remains by persons on the ground is to be performed at least 100 yards from any trail, road, developed facility, or body of water.
- The scattering of remains from the air is to be performed at a minimum altitude of 2000 feet above the ground.
- No scattering of remains from the air is to be performed over developed areas, facilities, or bodies of water.

This nature and purpose of the park to preserve and protect park resources and landscape features is not consistent with this activity that could impact visitor experience.

36 CFR §4.30 – BICYCLES

(c) Bicycles must stay on established public roads and parking areas. Bicycles are prohibited within the main historic village area.

- Use of bicycles within and adjacent to employee housing is permitted.

The nature and purpose of the park to commemorate the surrender and preserve and protect park resources and landscape features is not consistent with this activity in the main historic village.