

Superintendent's Compendium CHIR/FOBO 2013



National Park Service
U.S. Department of the Interior

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

Chiricahua
National
Monument

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Fort Bowie
National
Historic Site

Approved:
 Date: 3/21/2013
H. Lane Baker, 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 Chiricahua National Monument and Fort Bowie National Historic Site. 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

36 CFR 1.5 (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:

Visiting hours for certain facilities, offices and roads have been established for Chiricahua National Monument and Fort Bowie National Historic Site. All current designations are posted in the parks and on the park's website.

Fort Bowie NHS visiting hours are open to the general public from sunrise to sunset. Visiting during closed hours requires the written permission of the Superintendent.

Quiet hours in the Bonita Canyon Campground are 8:00 p.m. to 8:00 a.m. During the quiet hours, the use of generators, portable or fixed motors or any type of noise producing machine, or any activity which creates unusual noise or unreasonably disturbs other visitors or residents, is prohibited.

Public Use Limits:

All posted campground regulations in Bonita Canyon Campground will be enforced.

Camping in the Bonita Canyon Campground is limited to a maximum of eight people per site, a maximum of two vehicles per site when space is available and a maximum of two tents per campsite. All vehicles must be parked so as to not block or restrict traffic on campground or main road.

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Camping in the Bonita Canyon Campground Group Campsite is limited to a maximum of 24 people. A maximum of eight tents in the camping area and five vehicles are allowed in the parking area.

Camping in Chiricahua by any person, party or organization during any calendar year shall not exceed 14 days, either in a single period or combined separate periods.

Stock parties shall not include more than 10 animals in one continuous group, with a maximum of twenty animals per party/organization daily, or fewer when so specified by specific permit restrictions.

Closures:

Overnight camping within the boundaries of the monument is restricted to the established campsites in the Bonita Canyon Campground. Camping or overnight parking in other locations is prohibited. Camping in all parking areas, pullouts or undesignated places identified by either sign or regulation is prohibited.

Picnicking within the Bonita Canyon Campground is prohibited.

Parking of horse trailers and vehicles transporting stock is limited to the Faraway Ranch equestrian trailhead parking area. Faraway Ranch trailhead is the only designated stock trailhead at Chiricahua NM. Parking for stock vehicles at Fort Bowie NHS is limited to pullouts and parking lots large enough to accommodate stock vehicles while still leaving parking room for other vehicles.

Livestock are not permitted in the Bonita Canyon Campground.

Dogs (except for official service animals), cats and other pets are prohibited in Chiricahua NM and Fort Bowie NHS except in the locations specified below:

Parking areas, pull outs and inside of vehicles as long as they are properly restrained.

Established trails within Fort Bowie NHS.

The Bonita Canyon Campground, Faraway Ranch and Visitor Center parking lots, and the trails that link these three locations at Chiricahua NM. Included also is the residential areas of both parks.

Following Chiricahua NM trails are open to pets on leash:

Silver Spur Meadow trail
Interpretive trails within Faraway Ranch Historic District

All park structures, other than private residences, are closed to smoking.

Operating a vehicle which exceeds the physical limitations of the roadway, and the operation of any commercial tractor/trailer, without approval from the Superintendent, on the road between the entrance station and Massai Point is prohibited.

Vehicle length restriction for Chiricahua National Monument is 29 feet or less beyond the Visitor Center. In addition a length restriction of 29 feet or less applies to the Bonita Canyon Campground. Fifth wheel and bumper pull trailers are also limited to 29 feet or less (the

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actual length of the trailer). Authorized school busses and tour busses are exempt from this regulation until an alternative transportation plan is implemented.

The use of bicycles is prohibited except on park roads, parking areas and paved surfaces.

The use of bicycles in the designated Wilderness area at Chiricahua National Monument is prohibited.

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

- 1) Faraway Ranch Historic District including picnic area and grounds –are for organized groups by permit only

II. ACTIVITIES THAT REQUIRE A PERMIT

36CFR1.6 (f) The following is a compilation of those activities for which a permit from the Superintendent is required:

- §2.5(a) Specimen collection (Take plant, fish, wildlife, rocks or minerals)
- §2.10(a) The following camping activities:
 - Camping outside designated campground
 - Exceeding Bonita Canyon campground regulations such as length restrictions, camping length of stay, exceeding maximum allowable capacity.
- §2.5(a) 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
- §2.17(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.
- §2.38 (a) Use, possess, store, transport explosives, blasting agents or explosive materials.
- §2.50 (2.50 (a) Special events
 - 2.51(a) Public assemblies, meetings, gatherings, demonstrations, or parades with more than 25 participants.
 - 2.52(c) Sale or distribution of printed matter with more than 25 participants.

As designated by the Superintendent, only the following locations are available within Chiricahua National Monument for sale or distribution of printed matter:

20x20 foot area at east end of sidewalk at Bonita Canyon parking lot

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20x20 foot area adjacent (south) of restroom facility Massai Point
20x20 foot area adjacent (west- end of sidewalk) of restroom facility Faraway Ranch
20x20 foot area adjacent (west on patio) to restroom Fort Bowie trailhead
20x20 foot area adjacent to southwest corner and end of Fort Bowie Visitor Center

To ensure protection of park resources, participants, and visitors, no objects may extend beyond or above the designated area.

The permit may be obtained at the Visitor Center.

- §2.62(b) Memorialization - (Scattering ashes from human cremation) Also see compendium for conditions and locations.
- §4.11(a) Exceeding 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 when utilizing props, models or support crew
- §5.6(c) Use of commercial vehicles on park roads.
- §5.7 Construction of buildings, facilities, trails, roads, boat docks, path, structure, etc.
- §5.10(a) Operation of eating, drinking, or lodging establishments on private lands.

The following restrictions and/or conditions are in effect for the specific uses or activities noted:

Roads gated and closed to motor vehicles in the winter, due to weather conditions, become backcountry use areas for management purposes.

Passenger Carrying Busses:

Engines must be shut down when not immediately underway for more than 5 minutes.

The idling of bus engines adds unnecessary exhaust fumes to the air and diminishes the enjoyment by visitors of the peace and tranquility of the park. Due to the nature of the service provided by the park shuttle, they are excluded from the requirement.

(a)(3) The following restrictions, limits, closures, designations, conditions, or visiting hour restrictions imposed under §§(a)(1) or (2) have been terminated:

Natural Bridge trail -- pets on leash (*pilot project in 2008*)
Sugarloaf trail -- pets on leash (*pilot project in 2008*)

As part of a pilot program to open more areas to pets these two trails were temporarily opened to pets on leash. As of 2010 these two trails are once again closed to pets.

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III. GENERAL REGULATIONS

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

- (a)(5) The following conditions are in effect for walking, climbing, entering, ascending or traversing the listed archeological or cultural resource, monuments or statues:**

Climbing, ascending or otherwise traversing the rock pinnacles is prohibited.
Climbing, standing, sitting or otherwise being on top of ruin walls at Fort Bowie is prohibited.

36 CFR §2.2 - WILDLIFE PROTECTION

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

Legally taken, properly tagged and identified wildlife may be transported through the park, only on Apache Pass road. The possession of wildlife must be declared upon entrance to Chiricahua NM.

Park boundary to park residences for park residents only.

- (e) The following areas are closed to the viewing of wildlife with the use of an artificial light:**

All areas of the park within the boundaries of Chiricahua National Monument and Fort Bowie National Historic Site are closed to the use of artificial light or beam, visible or infrared and use of audio tapes or other recordings for the purpose of attracting and viewing wildlife.

The Superintendent may, on a case by case basis, approve the use of artificial calling/lighting for the viewing of wildlife in accordance with Title 36 CFR Sec. 2.2 (e), NPS 53 (Filming Guidelines/SUP's).

36 CFR §2.10 – CAMPING and FOOD STORAGE

- (a) The sites and areas listed below have been designated for camping activities as noted. A permit system has been established for certain campgrounds or camping activities, and conditions for camping and camping activities are in effect as noted:**

Bonita Canyon Campground
Backcountry of Chiricahua NM/Fort Bowie NHS by Superintendents' permit only

- (b)(3) Camping within 25 feet of a fire hydrant or main road, or within 100 feet of a flowing stream, river or body of water is authorized only in the following areas, under the conditions noted:**

By special permit only

- (b)(7) Connecting to a utility system is prohibited, except as designated below:**

Use of utilities at the Handicapped site at Bonita Canyon Campground by persons with special needs in the approved site.

- (b)(9) Camping conditions**

Overnight camping within the boundaries of the monument is restricted to the established

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campsites in the Bonita Canyon Campground. Camping or overnight parking in other locations is prohibited. Camping in all parking areas, pullouts or undesignated places identified by either sign or regulation is prohibited.

Camping in the Bonita Canyon Campground is limited to a maximum of eight people per site, a maximum of two vehicles per site when space is available and a maximum of two tents per campsite. All vehicles must be parked so as to not block or restrict traffic on campground or main road

Camping in the Bonita Canyon Campground Group Campsite is limited to a maximum of nine to 24 people. A maximum of eight tents in the camping area and five vehicles is allowed in the parking area.

Camping fees are due within one hour of occupying a campsite. All campsites must be identified as occupied by placing receipt upon campsite post or by showing the campsite as occupied. Checkout time is 11:00 a.m.

The subletting of campsites or camping space is prohibited.

Campsites may not be left unattended for more than 24 hours without prior approval of the Superintendent.

Camping in the monument by any person, party or organization during any calendar year shall not exceed 14 days, either in a single period or combined separate periods.

Quiet hours in the campground are 8:00 p.m. to 8:00 a.m. During the quiet hours, the use of generators, portable or fixed motors or any type of noise producing machine, or any activity which creates unusual noise or unreasonably disturbs other visitors or residents, is prohibited.

The use of solar showers, hammocks and clotheslines is prohibited.

(d) Conditions for the storage of food are in effect, as noted, for the following areas:
Bonita Canyon Campground

In all sites food, garbage, and equipment used to cook or store food must be kept sealed in a vehicle or in the provided food storage bins at the campsite or in a camping unit that is constructed of solid, non-pliable material, or suspended at least 10 feet above the ground and 4 feet horizontally from a post, tree trunk or other object

36 CFR §2.11 – PICNICKING

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

Conditions for Picnicking:

The use of handicap designated picnic sites is open for all but users must yield to persons with disabilities needing the use of the site

The use of grills and fires may be restricted by order of the Superintendent during periods of high/extreme fire danger

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36 CFR 2.13 – FIRES

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

Open fires are permitted only in government provided/established grills, grates or fire rings or in designated sites in the campground and picnic areas. Charcoal fires in self-contained grills are permitted. Charcoal must be cooled and disposed of in a designated receptacle. Fires in portable fire containers are subject to approval by law enforcement staff.

Receptacles Allowed:

Charcoal grills constructed for cooking use

Free standing portable fireplaces that are elevated above ground surface and subject to inspection by staff

Established Conditions for Fires:

Fires outside of designated campground and picnic areas are allowed only by permit from Superintendents' office.

Firewood:

Collecting firewood within Chiricahua National Monument is prohibited

- (a)(2) The following restrictions are in effect for the use of stoves or lanterns:**

Lanterns must not be hung from trees in a manner that damages/burns the tree.

Stoves must be maintained so as not to create a fire hazard due to improper placement or being used for purposes other than what it was designed for.

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

Must be completely cold to the touch

36 CFR §2.14 – SANITATION and REFUSE

- (a)(2) The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is prohibited**

- (b) Conditions for the disposal, containerization, or carryout of human body waste have been established as follows:**

Human waste may not be deposited less than 200 feet from surface water. Waste must be deposited in at least a 6 inch deep hole and buried. Pack toilet paper and refuse out as trash.

36 CFR §2.15 – PETS

- (a)(1) The following structures and/or areas are closed to the possession of pets:**

All public use buildings including visitor centers, public restrooms, park offices, workstations and storage facilities

Pet regulation closures do not apply to official service animals while in service.

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

Pet owners must remove and properly dispose of all solid pet excrement

For designated pet use trails, trail users must use provided pet excrement collection stations located at each trailhead

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

Pets may be kept by individuals residing within Chiricahua NM or Fort Bowie NHS quarters in accordance with the Superintendent's Office Order # 26.

36 CFR §2.16 – HORSES and PACK ANIMALS

(a) The following animals are designated as pack animals for purposes of transporting equipment:

"Pack animal" means horses, burros, mules or other hoofed mammals when designated as pack animals by the Superintendent. [36 CFR 1.4]

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

Chiricahua National Monument

Lower Rhyolite trail
Upper Rhyolite trail
Sarah Deming trail
Big Balanced Rock trail
Inspiration Point trail
Mushroom Rock trail
Hailstone trail
Ed Riggs trail
Echo Canyon trail
Silver Spur Meadow trail

Fort Bowie National Historic Site

Butterfield Stage Route
Fort trail from trailhead to visitor center
Overlook Ridge trail

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

Stock parties shall not include more than 10 animals in one continuous group, with a maximum of twenty animals per party/organization daily, or fewer when so specified by specific permit restrictions.

Parking of horse trailers and vehicles transporting stock is limited to the paved portion of the Faraway Ranch parking area. Faraway Ranch trailhead is the only designated stock trailhead at Chiricahua NM. Parking for stock vehicles at Fort Bowie NHS is limited to pullouts and parking lots large enough to accommodate stock vehicles as well as other visitors vehicles.

All manure and animal waste in parking areas and trailheads must be properly disposed of and removed from the park by the animals owner/keeper.

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Stock parties are prohibited off trail (except for short term picketing, hobbling or highlining) or on the Heart of Rocks Loop Trail and the Massai Point Nature Loop.

The use of stock is confined to the trail system of both park units. The use of stock is restricted from the Fort Bowie Ruins areas and confined to the trail system, hitching area near the Visitor Center and the Butterfield Stage Route. Stock use is not permitted on paved roads except in those areas designated as crosswalks.

The tying of stock to any living or dead feature causing injury or damage to the feature or vegetation is prohibited. Picketed, highlined or hobbled animals shall not be kept so as to interfere with the use of the trail system by hikers.

Pack animals are not permitted to be kept in the Bonita Canyon Campground.

The feeding of hay or grain is permitted but only by feed bags or inside trailers used to haul the animals.

36 CFR §2.17 – AIRCRAFT and AIR DELIVERY

- (a)(1) The use of aircraft within Chiricahua NM and Fort Bowie NHS specifically as it relates to low level operations and landings are by special permit only from the Superintendents office.
- (a)(3) Delivering or retrieving a person or object by parachute, helicopter, or other airborne means is prohibited, except in emergencies involving public safety or serious property loss or pursuant to the terms and conditions of a permit.
- (c)(1) The removal of a downed aircraft, components, or parts thereof is subject to procedures established by the Superintendent through written authorization.

36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are allowed in the following areas: No areas designated. Similar devices would include motorized devices such as battery or combustion engine devices, Segway type devices. Park residents may use devices in housing area only.

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 as noted:**
 - All administrative buildings
 - All public use facilities including restrooms, exhibit buildings and storage areas
 - All designated work spaces and historic structures
 - All areas of the Monument and Fort when deemed necessary due to high/extreme fire danger
 - Multi-occupancy residences
 - All government vehicles

36 CFR §2.22 - PROPERTY

- (a)(2) **Property may be left unattended for periods longer than 24 hours in the following areas and under the following conditions:**
 - Geocaching or similar activity is not permitted, due to the elements of digging and abandonment of property if left for greater than 24 hours.

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Virtual geocaching, or keeping the cache in an approved area is permitted on a case by case basis.

Due to the close proximity to the international border, under certain conditions, property may be considered abandoned if left for less than 24 hours.

Unattended property will be impounded immediately if it is suspected of being involved in illegal activity.

Unattended property will be impounded when it may have a life safety impact.

Property may be left unattended only under prior arrangement with the Superintendent or their designee

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:

Entrance fees have been established for Chiricahua National Monument and are posted at the park's website.

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 except with the express permission of the Superintendent:

All administrative buildings

All public use facilities including restrooms, exhibit buildings and storage areas

All designated work spaces and historic structures

Alcoholic beverages may be consumed in picnic areas and Bonita Canyon Campground.

36 CFR §2.38 – EXPLOSIVES

(b) Fireworks and firecrackers may not be possessed and/or used at either Chiricahua NM or Fort Bowie NHS

36 CFR 2.51 – PUBLIC ASSEMBLIES, MEETINGS:

(e) The following areas are designed as appropriate for the issuance of a park permit allowing public assemblies of more than 25 people. Maps of these sites are available through the visitor center

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36 CFR §2.62 – MEMORIALIZATION

- (a) Authorization from the Director of the National Park Service is required to install a monument, memorial, tablet, structure, or other commemorative installation in a park area.
- (b) A permit is required for the scattering of ashes from cremated human remains, or in the following designated areas without a permit, in accordance with the following terms and conditions:

The scattering of human ashes from cremation, without a permit, is allowed under 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.

No other items may be left such as flowers, urns, photos, crosses, or any other memorial items.

36 CFR §4.10 – TRAVEL ON PARK ROADS AND ROUTES

- (a) Park roads, open for travel by motor vehicle are those indicated below, and/or as indicated in the following publication or document (attached hereto):

Bonita Canyon Road

Sugarloaf Road

Apache Pass Road

Old Fort Bowie Road also known as the Fort Bowie administrative road (Handicap only)

- (b) The following routes and/or areas, designated pursuant to special regulations, are open for off-road vehicle travel under the terms and conditions noted:

None designated

- (c)(1) Track-laying motor vehicles or other motor vehicles equipped with a similar traction device may be operated on the following routes under the terms and conditions noted:

None designated.

36 CFR §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:

Bonita Canyon Road, from the campground up to Massai point – Maximum total length for any combination of vehicles 29 feet. This limit will not apply to school and commercial busses in park for tours.

Commercial vehicle use prohibited

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36 CFR §4.21 – SPEED LIMITS

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

Maximum speed limits are as posted

36 CFR §4.30 – BICYCLES

(a) Park roads and parking areas that are closed to bicycle use are listed in section 1.5 of this document.

(d)(3) Riding a bicycle abreast of another rider is prohibited on Bonita Canyon Road

END