National Park Service
U.S. Department of the Interior

**Coronado National Memorial**

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

Approved Allen S Etheridge June 20, 2016

Allen Etheridge, Superintendent Date

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 54 United States Code, Section 100751, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of Coronado National Memorial (the Memorial). 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. 36CFR§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 Coronado National Memorial (Memorial). All current designations are posted in the park and on the park's website.

All of the Memorial's facilities are for day use only. The Memorial is closed 30 minutes after sunset until 30 minutes before sunrise with the following exceptions:

i. The main road through the Memorial remains open to through traffic on a 24 hour basis but may be temporarily closed for emergency situations. Stopping on the road, dusk to dawn is prohibited.

ii. A 500 foot area surrounding the border patrol camera tower, and structures and chain linked enclosures in the Montezuma Ranch site are closed to the public.

iii. Overnight parking at Montezuma Pass is permitted. No person may occupy that vehicle while it is parked overnight at the Pass.

*Determination: Overnight parking is permitted at Montezuma Pass to provide access to overnight camping facilities outside the Memorial boundary where no other parking facilities exist.*

### Public Use Limits:

1. Smoking, open flame of any type, and camping are prohibited inside Coronado Cave, and on the Cave Trail. Alcoholic beverages and glass containers are also prohibited inside Coronado Cave and on the Cave Trail. The consumption of food products is prohibited inside Coronado Cave. All other caves within the Memorial are closed to public access.
2. Vehicles being used for ongoing hunting operations outside the boundary the Memorial may not be parked inside the boundary at any time.
3. The following roads are closed to unauthorized public vehicle traffic:
   - The roads to the maintenance complex and park residence area
   - Public traffic with specific business in the administration area are authorized to access the offices via this road.
   - The abandoned State of Texas Mine Road
   - The Joe's Spring grazing allotment road
   - The abandoned Clark-Smith Cabin Road
   - East Forest Lane Extension
   - The Border Road

   *The provision of the preceding paragraph does not apply to official use by authorized federal, state, and local agency representatives.*

4. All abandoned mines are closed due to health and safety risks. The State of Texas mine area is closed to all entry during the months of July, August, September and October, to protect critical wildlife habitat. Entry requires a permit from the superintendent or authorized official business.

Closures

1. Unmanned Aircraft
   a. Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the National Park Service within the boundaries of the Memorial is prohibited except as approved in writing by the superintendent.
   b. Definition: The term "unmanned aircraft" means a device that is used or intended to be used for flight in the air without the possibility of direct 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 operator or control the device (such as cameras, sensors, communication links). This term includes all types of devices that meet this definition (e.g., model airplanes, quadcopters, and drones) that are used for any purpose, including for recreation or commerce.

*Determination: Unmanned aircraft use in National Parks has increased dramatically in the past few years. NPS Management Policies 2006 1.5 and 8.2.2 states the National Park Service will not allow new park uses until a determination has been made that the new use will not cause unacceptable impacts on park resources and values. Policy Memorandum 14-05, dated June 19, 2014, provides interim policy guidance until this determination has been made. Specifically, impacts to resources and values of concern related to unmanned aircraft use at the Memorial include: visitor experience, associated Wilderness values, natural quiet, all wildlife including threatened and endangered species (Lesser Long Nose Bat) and viewsheds*

## II 36 CFR§1.6-ACTIVITIESTHAT REQUIRE A PERMIT

*See list as provided under 36 CFR §1.7(b)*

## III 36 CFR§1.7(b) The following activities REQUIRE A PERMIT from the Superintendent.

1. 36 CFR §2.5(a) Specimen collection (Take or gather plant, fish, wildlife, rocks or minerals).
2. 36 CFR §2.12(a) Audio Disturbances:
   a. 36 CFR §2.12 a(1) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
   b. 36 CFR §2.12 a(2) Operating a chain saw in developed areas
   c. 36 CFR §2.12 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 36 CFR§2.50 or 36 CFR §2.51
3. 36 CFR §2.17(a)(3) Delivery or retrieval of a person or object by parachute, helicopter or other airborne means.
4. 36 CFR §2.17 (c)(1) Removal of a downed aircraft must be completed by permit with conditions established by the Superintendent.
5. 36 CFR §2.37 Soliciting or demanding gifts, money, goods or services.
6. 36 CFR §2.38 (a) Use, possess, store, transport explosives, blasting agents or explosive materials.
7. 36 CFR §2.50 (a) Special events
8. 36 CFR §2.51(a) Public assemblies, meetings. gatherings, demonstrations, or parades with more than 25 participants.

   *Determination: To ensure protection of park resources, participants, and visitors, no objects may extend beyond or above the designated public assembly area. The permit may be obtained at the Visitor Center.*

9. 36 CFR §2.62{b) Memorialization- (Scattering ashes from human cremation) See page 9, section 36 CFR §2.62 for more information.
10. 36 CFR §4.11(a) Exceeding established vehicle load, weight and size limits
11. 36 CFR §5.1 Advertisements- (Display, posting or distribution.)
12. 36 CFR §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).
13. 36 CFR §5.5 Commercial photography when utilizing props, models or support crew.

    *Determination: Permit systems authorized and issued pursuant to specific regulations in this chapter, except Section 1.5 need not be supported by a written determination unless required by the specific authorizing regulation [48 FR 30262].*

## IV. GENERAL REGULATIONS

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

36 CFR §2.1(a)(4) Wood gathering is strictly prohibited in the Memorial.

*Determination: In order to protect the limited resources wood gathering is prohibited. .*

36 CFR §2.1(c)(1);(c)(2) The following fruits, nuts, berries or unoccupied seashells may be gathered by hand for personal use or consumption, in accordance with the noted size, quantity, collection sites and/or use or consumption restrictions:

- The collection of mesquite beans or seeds, or seed pods is permitted when the seed, or seed pod has fallen from the tree. Green pods may not be picked from trees, only ripe or yellow pods may be picked from the tree. There is a limit of no more than 1 quart of seed pods or a half quart of individual beans/seeds per person per day and is limited to personal use only.

*Determination: Ensures protection of natural resources within the park and minimizes fire danger.*

36 CFR §2.2- WILDLIFE PROTECTION

36 CFR §2.2(d) The transportation of lawfully taken wildlife through the park is permitted under the following conditions and procedures:

1. Legally taken, properly tagged and identified wildlife (in accordance with State laws and regulations) may be transported through the park, only on Montezuma Canyon Road.
2. The possession of wildlife must be declared upon entering the Memorial. Contact park rangers at the Visitor Center
3. Park residents may transport legally taken, properly tagged and identified wildlife to park residences.

*Determination: Limits the illegal take of wildlife within the park boundaries and requires documentation of proof that the wildlife was lawfully taken outside of park boundaries in compliance with State and Federal law*

*36 CFR §2.2(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 the Memorial 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).*

*Determination: Animal's natural habits and activities can be adversely affected while being artificially illuminated. Some of these activities include feeding, resting, and mating. The proliferation of poor quality outdoor lighting is the principle threat to the night sky. Reducing the number of multiple lighting systems will allow for activities focused on public enjoyment of dark skies*

36 CFR §2.11- PICNICKING

1. Picnicking is allowed in the picnic area, the picnic facility is open to the public on a first come first serve basis. Groups of 25 or more people require a special use permit. An exemption may be given to academic institutions using the park resources and/or facilities to support the educational purpose of the visit.
2. The use of handicap designated picnic sites is open for all but users may be asked to yield to persons with disabilities needing the use of the site.

   *Determination: Allows for the equitable use of facilities and avoidance of conflict among visitor use facilities*

3. The Coronado Cave is closed to picnicking in accordance with 36 CFR §1.5. The Superintendent may approve exceptions on a case by case basis.

   *Determination: Ensures protection of sensitive natural and cultural resources.*

36CFR §2.13-FIRES

36 CFR §2.13(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 park 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

36 CFR §2.13(a)(2) The following restrictions are in effect for the use of stoves or lanterns:

- Stoves or lanterns are permitted in the Picnic area only

36 CFR §2.13 (b) Fires must be extinguished according to the following conditions:

- Upon termination of use, with a non-flammable liquid until it is cool to the touch.

36 CFR §2.13 (c) High fire danger closures will be in effect as noted:

- Seasonal fire restrictions may prohibit any fire use depending on severity of fire danger level.

*Determination: The prohibitions within this section serve the purpose of protecting park natural, historic, and archaeological resources from the detrimental effects of campfires and fires. In addition, restricting fires to receptacles (where provided) prevents fire scars from proliferating, and contains fire debris to a small, designated area.*

36 CFR §2.14-SANITATION and REFUSE

36 CFR §2.14(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.

36 CFR §2.14 (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.

*Determination: Limiting condition of the disposal of human waste to specific areas is necessary for the maintenance of public health and safety. It also prevents contamination of park water sources.*

36 CFR§2.15-PETS

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

The Nature Trail and the Crest Trail are the only trails where properly leashed pets are permitted.

*36 CFR §2.15(a)(1) The following structures and/or areas are closed to possession of pets:*

- *All public use buildings including visitor centers, public restrooms, park offices, workstations and storage facilities*
- *All other trails, the undeveloped backcountry areas, and the visitor center are closed to pets.*

*36 CFR §2.15(a)(3) Leaving pets unattended and secured to an object is not permitted.*

*36 CFR §2.15(a)(5) Pet excrement must be disposed in accordance with the following conditions:*

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

*36 CFR §2.15(e) Pets may be kept by park residents under the following conditions:*

- *Occupants of Government quarters may have pets under conditions specified in the park housing manual and the Memorial's pet policy.*

*Determination: Leash requirements provide for the protection of the pet as well as other park visitors, while preventing pets from disturbing or harassing native wildlife. Pet excrement poses a public health hazard in high use areas. All other regulations in this section are in effect to protect unattended pets from exposure to high temperatures, dehydration, and park wildlife.*

36 CFR §2.16- HORSES and PACK ANIMALS

36 CFR §2.16 (a) The following animals are designated as pack animals for the purposes of transporting equipment:

- "Pack Animal" means horses, burros, mules, or other hoofed mammals.

36 CFR §2.16 (b) The use of horses or pack animals is permitted on the following trails, routes or areas:

- Pack animals are permitted on the Crest Trail.
- Pack animals are prohibited on all park roads, in the picnic area, visitor center area, visitor center parking lot, the maintenance yard, residential area, and all trails except the Crest trail.
- These rules and regulations do not apply to law enforcement horse patrols.
- Cross country riding is permitted.

36 CFR §2.16 (g) Other conditions concerning the use of horses or pack animals:

1) Horse transport vehicles left in the Montezuma Pass parking lot overnight shall not be occupied.
2) Loading and unloading of pack animal trailers is allowed on safe pull out areas along paved portions of Montezuma Canyon Road, East Forest Lane, and the parking lot at Montezuma Pass only. Any litter, loose hay, straw, or animal waste shall be cleaned from the pack animal staging area before final departure.

***Determination: The use of horses and pack animals is restricted to areas where they will not present a safety hazard or create user group conflicts. The impact of stock on trail surfaces is also a consideration in determining where they can be used.***

36 CFR §2.17 -AIRCRAFT and AIR DELIVERY

36 CFR §2.17(a)(1) The use of aircraft within the Memorial specifically as it relates to low level operations and landings are by special permit only.

36 CFR §2.17 (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.

36 CFR §2.17 (c)(1) The removal of a downed aircraft, components, or parts thereof is subject to procedures established by the Superintendent through written authorization.

***Determination: Limiting the use of aircraft and air delivery to only emergency situations (by permit) maintains the natural climate and noise level of the park environment.***

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 have been designated for this activity. 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.

***Determination: There are no safe areas where the use of these devices will not pose a safety hazard. The operation of these devices in existing areas have been determined to cause interference with other visitor uses and/or visitor traffic.***

36 CFR §2.21 -SMOKING

**36 CFR §2.21 (a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking:**

- 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 Memorial when deemed necessary due to high/extreme fire danger
- Multi-occupancy residences
- The Cave Trail
- All government vehicles

***Determination: Smoking is prohibited in the areas listed above to protect park resources, reduce the risk of fire, or prevent conflicts among visitor use activities. Smoking within any public building or structure poses a health and fire risk.***

36 CFR §2.22-PROPERTY

**36 CFR §2.22(a)(2) Property may be left unattended for periods longer than 24 hours in the following areas and under the following conditions:**

1) Property may be left unattended only under prior arrangement with the Superintendent or their designee
2) Geocaching or similar activity is not permitted, due to the elements of digging and abandonment of property if left for greater than 24 hours.
3) Virtual geocaching, or keeping the cache in an approved area is permitted on a case by case basis.
4) Due to the close proximity to the international border, under certain conditions, property may be considered abandoned if left for less than 24 hours
5) Unattended property will be impounded immediately if it is suspected of being involved in illegal activity, is considered to be a threat to life safety, or interferes with efficient operation of park areas.

*Determination: Unattended property is often subject to vandalism, and may interfere with efficient agency operations.*

36 CFR §2.35 -ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

36 CFR §2.35(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:

- The consumption of alcoholic beverages and possession of open receptacles containing alcoholic beverages are prohibited on the Coronado Cave Trail, in Coronado Cave, and the visitor center building, and parking area.
- 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 the picnic area.

*Determination: NPS policy prohibits the use of alcoholic beverages in all government buildings except by superintendent permit. Restrictions for alcohol consumption are in place to protect natural and cultural resources and to minimize visitor use conflicts.*

36 CFR §2.37 NON COMMERCIAL SOLICITING

- Soliciting or demanding gifts, money goods or services are prohibited except pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52

*Determination: NPS Management Policies and Regulations prohibit solicitation within park boundaries to manage conflict of interest concerns.*

36CFR2.51-PUBLIC ASSEMBLIES MEETINGS:

36 CFR 2.51(e) Public assemblies of more than 25 people require a permit from the Superintendent. Maps of these sites are available through the Visitor Center.

- **Montezuma Pass parking lot, NW corner.**
- **Parking area near Park entrance sign.**

*Determination: Limiting the size of a group and locations to gather reduces the impact on the natural and cultural resources and reduces potential visitor use conflicts*

## 36 CFR §2.62- MEMORIALIZATION

36 CFR §2.62(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.

36 CFR §2.62(b) A permit is required for the scattering of ashes from cremated human remains.

1) The Superintendent has determined that the scattering of human ashes from cremation, without a permit, is allowed under the following terms and conditions:
2) The remains to be scattered must have been cremated and pulverized.
3) 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.
4) The scattering of remains from the air is to be performed at a minimum altitude of 2000 feet above the ground.
5) No scattering of remains from the air is to be performed over developed areas, facilities, or bodies of water.
6) No other items may be left such as flowers, urns, photos, crosses, or any other memorial items.

*Determination: Due to the above listed conditions and terms the only locations where this activity can be permitted is on the grasslands and south of the picnic area. There is not sufficient distance from roads, trails, developed facilities for the permitting of scattering at Montezuma Pass parking area.*

## 36 CFR §4.10-TRAVEL ON PARK ROADS AND ROUTES

1. 36 CFR §4.10(a) Park roads, open for travel by motor vehicle are those indicated below, and/or as indicated in the park brochure.
   a. Montezuma Canyon Road
   b. Forest Lane Road (limited)
2. 36 CFR §4.10(b) There are no routes designated to off-road travel.
   a. 36 CFR §4.10(c)(1) Track-laying motor vehicles or other motor vehicles equipped with a similar traction device are prohibited within the Memorial.
3. 36 CFR §4.10(c)(3) Two, three, and four wheel ATVs and golf carts must comply with licensing and equipment regulations as determined by state law.

***Determination: Vehicle use and road access is restricted to designated areas to maintain public safety and preservation of natural and cultural resources.***

## 36 CFR §4.11-VEHICLE LOAD.WEIGHT AND SIZE LIMITS

36 CFR §4.11(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:

4. 1) Vehicles in excess of 24 feet in overall length are prohibited on the section of Montezuma Canyon Rd west of the visitor center.
5. 2) Pursuant to section AZ 28-1093 (a) of the Arizona Revised Statute, vehicle width in excess of 8 feet is prohibited. The Superintendent may, on a case by case basis, issue permits or verbal authorization for vehicles in excess of eight feet in width to travel on Memorial roads.
6. 3) The Superintendent may, on a case by case basis, issue permits or verbal authorization for vehicles with trailers in excess of 24 feet in length to travel west past the visitor center.

*Determination: These restrictions are in place to protect the public health and safety of those on the narrow roadways, protect the scenic values, protect the infrastructure of roads, and to reduce conflicts among visitor users.*

36 CFR §4.21-VEHICLE SPEED LIMITS

36 CFR §4.21(b) The Superintendent may designate a different speed limit upon any park road when a speed limit set forth in paragraph (a) of this section is determined to be unreasonable, unsafe, or inconsistent with the purposes for which the park area was established. Speed limits shall be posted by using standard traffic control devices.

*Determination: Due to steep grades, narrow lane widths, minimal unimproved shoulders, unpaved sections of roadway, extensive curving, and limited visual lines of sight due to dense foliage, the speed limits set forth in §4.21(a) have been determined to be unreasonable and unsafe and inconsistent with the purposes for which the park area was established. Therefore, the Superintendent has designated the adoption of speed limits on the established park roadways which are appropriate for the narrow and winding nature of these roads and consistent with the purposes for which the park area was established.*

36 CFR §4.30- BICYCLES

1. 36 CFR §4.30(a) Park roads and parking areas that are closed to bicycle use are listed in section 1.5 of this document.
   a. If a road is closed or temporarily closed to vehicle traffic it is also closed to bicycle traffic.

   ***Determination: Roads may be closed to vehicles with or without prior public notice while undergoing maintenance or to deal with road hazards. Bicyclists are also prohibited during these times for public safety and for the safety of the workers.***

2. 36 CFR §4.30(d)(3) Riding a bicycle abreast of another rider is prohibited on Montezuma Canyon Road.

   ***Determination: The narrow winding nature of the Montezuma Canyon Road makes riding abreast a public safety hazard.***

**END**

# Appendix 1
## at Park Entrance Sign
Coronado National Memorial

**Legend**

- Abandoned Road
- Dirt Road
- Dirt Road, Admin Use
- Paved Road
- Paved Road, Admin Use
- Washes
- Trails
- Boundary

Cochise County, Arizona
National Park Service, Department of the Interior

0 0.25 0.5 1 Miles

## First Amendment Area
## Near Entrance Sign

**Legend**

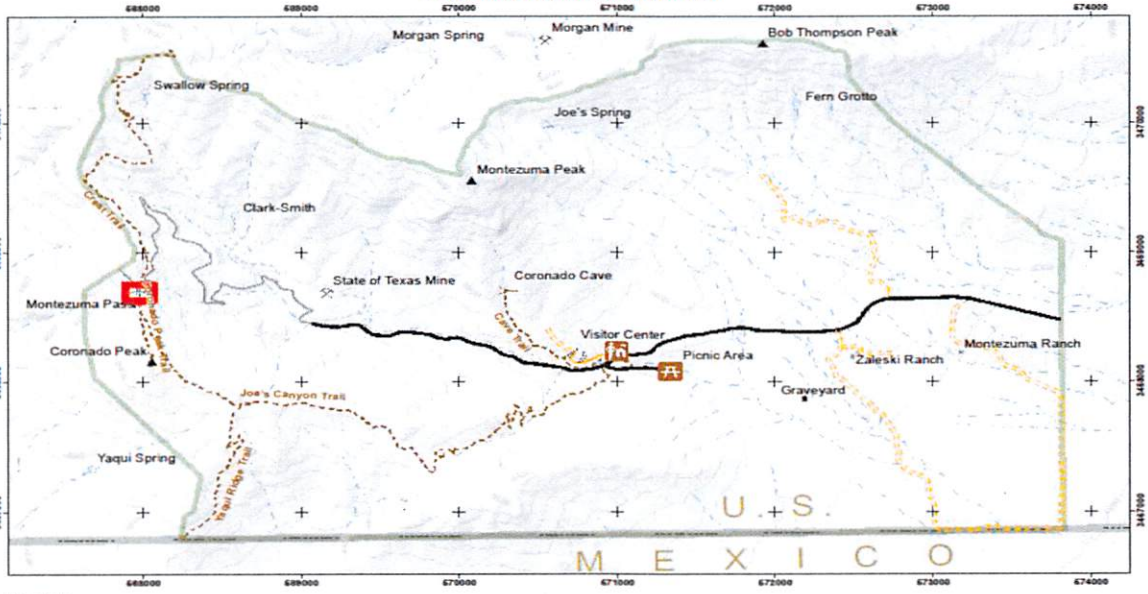
First Amendment Area - approximately 25 feet squared

maps by Ryan Janway

0 50 100 200 Feet

Appendix 2
Montezuma Pass

Coronado National Memorial




Legend
Abandoned Road
Dirt Road
Dirt Road, Admin Use
Paved Road
Paved Road, Admin Use
Washes
Trails
Boundary

Cochise County, Arizona
National Park Service, Department of the Interior

0 0.25 0.5 1 Miles

Coronado National Memorial
First Amendment Area

Legend
First Amendment Area - approximately 25 feet squared

maps by Ryan Janway

0 40 80 160 Feet