

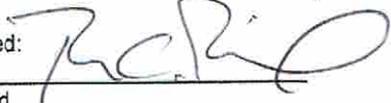
National Park Service
U.S. Department of the Interior

Devils Tower National
Monument

PO BOX 10
Devils Tower, Wyoming
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Superintendent's Inventory
Of Designations, Closures, Permit
Requirements and Other Restrictions
Imposed Under Discretionary Authority.

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Approved: 

Tim Reid
Superintendent

2016

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 regulatory provisions are established for the proper management, protection, government and public use of those portions of Devils Tower National Monument under the jurisdiction of the National Park Service. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

I. TITLE 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:

1. Except in the case of an emergency, or as required by law, park's visitor use areas shall remain open to the public 24 hours a day, 365 days a year.
2. Except in the case of an emergency, the Belle Fourche Campground and Picnic Area will be open 24 hours a day from approximately April 23rd through October 15th.
--The Superintendent has determined that operating additional facilities is economically prohibitive due to low visitation.

Public Use Limits:

1. During Sturgis Motorcycle Rally Week in early August, and during other large special events, a carrying capacity of 300 vehicles is established for the visitor center parking area and Main Park Road. When the number of vehicles exceeds 300 total (except during Rally when the number of motorcycles may exceed this number) in these areas, the Superintendent may temporarily close the park road at the entrance station or other location.
--The Superintendent has determined that this restriction on park roads is necessary to protect park roads, and for visitor enjoyment and safety.

Closures:

1. The maintenance/housing access road, the maintenance shop/yard south road property storage yard, leach field, leach field service road and the housing area will remain closed year-round to public access. The South road will be closed to all public traffic with the exception of traffic going to the Camp Stool ranch.
-- The Superintendent has determined that this closure is necessary for visitor safety and the protection of government property.
2. The Old Stake Ladder Route on the Tower will be closed to climbing-related and any other non-governmental activity year-round.

-- The Superintendent has determined that this closure is necessary to protect the historic stake ladder, listed on the National Register of Historic Places. Reference 1995 Climbing Management Plan.

3. Areas of the Tower may be closed approximately each March 15th to protect falcon nesting sites. The areas of closure will be more closely defined when all active nesting sites are identified. The active site closure will be lifted following successful fledging.

--The Superintendent has determined that this closure is necessary to protect the nesting and fledgling activities of the prairie or peregrine falcons. The Superintendent will determine the boundaries of each closure. Reference 1995 Climbing Management Plan and 1918 Migratory Bird Treaty Act.

4. Fire Closures:

- a) Any portion of the park may be temporarily closed, due to wildfire and/or fire management activities.

--The Superintendent has determined that this closure is necessary to protect life and property.

5. Unmanned Aircraft Drones (UAVs).

Launching, landing, or operating an unmanned aircraft from or on land and waters administered by the National Park Service within the boundaries of Devils Tower National Monument is prohibited except as approved in writing by the superintendent.

The **Definition** of an "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 operate or control the device (such as cameras, sensors, communication links). The term included all types of devices that meet this definition (e.g., model airplanes, quadcopters, drones) that are used for recreation or commerce.

Justification *The Superintendent has determined that this closure is necessary per 36 CFR 1.5(a) for the maintenance of public health and safety, protection of environmental and scenic values; protection of natural and cultural resources. Implementation of management responsibilities, equitable allocation and use of facilities, and the avoidance of conflict among visitor use activities and user groups.*

Examples of Natural resources that could be threatened by the use of unmanned aircraft include birds of prey including Wintering Bald and Golden Eagles, and nesting Peregrine and Prairie Falcons.

Examples of conflicts among user groups that could be threatened by the use of unmanned aircraft include climbers who may be endangered by the malfunction or loss of control of an unmanned aircraft.

The use of unmanned aircraft in close proximity to Native American individuals or groups at the Tower for religious, traditional, or cultural events could be harassing and disrespectful.

(a)(2) The following restrictions and/or conditions are in effect for the specific uses or activities noted:

1. Parking of vehicles longer than 19 feet is prohibited in the visitor center lot from the Saturday of Memorial Day weekend through September 15. Private RVs and trailers may use the RV parallel parking area along the east side of the main road near the visitor center and the new long vehicle parking near the picnic area or the gravel parking area dependent upon visitation at the time.
--The Superintendent has determined that this restriction is necessary for visitor enjoyment and safety, and also due to limited parking for long vehicles at the visitor center during the peak summer season's traffic congestion.
2. All buses are prohibited from parking in the visitor center parking lots and parallel parking sites from Memorial Day weekend through September 15 (except to load and unload). Buses may use the long vehicle parking near the picnic area.
--The Superintendent has determined that there is not sufficient space for buses in the visitor center lots and that this restriction is necessary for visitor enjoyment and safety.
3. Idling bus engines is prohibited when stopped in any parking area including the visitor center, administration building, campground, picnic area, and prairie dog town.
--The Superintendent has determined that idling empty buses creates excessive noise and air pollution and this restriction is necessary for visitor enjoyment and safety.
4. It is prohibited to operate three and four wheel Off Highway Vehicles (OHVs) on park roads. Permission may be granted by the Superintendent for agricultural use and administrative use. The operation of OHVs on park roads must comply with applicable state OHV laws and any other conditions established by the Superintendent.
--The Superintendent has determined that this restriction on park roads is necessary to protect park roads, and for visitor enjoyment and safety.

1.5(f) Violating a closure, designation, use or activity restriction or condition, schedule of visiting hours, or public use limit is prohibited.

II. TITLE 36 CFR §1.6 – ACTIVITIES WHICH REQUIRE A PERMIT

(f) The following is a compilation of those activities for which a permit from the Superintendent is required. The permit must be obtained during normal monument business hours, at least 24 hours in advance of the planned activity.

§2.1(5) Replacement of **existing** climbing bolts and fixed pitons on the Tower, including the southwest shoulder area below the southwest buttress, may be allowed pursuant to the terms and conditions contained in the Fixed Anchor Replacement permit.

§2.5(a) Specimen collection (taking plants, fish, wildlife, rocks or minerals)

§2.10(a) Camping in the Belle Fourche Campground

§2.12(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
- (2)(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) Special Events: conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events. (i.e. weddings, volksmarch, traditional cultural use (AIRFA))

§2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views

§2.52(a) Sale or distribution of printed materials.

§2.62(b) Memorialization (Scattering of human ashes from cremation). Certain areas within the park have been designated for this purpose, see Chief Ranger for permitted areas.

§5.3 Business operations (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(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 Commercial vehicles used on park roads when such use is necessary for access to private lands, to which access is otherwise not available.

III. GENERAL REGULATIONS TITLE 36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(a)(4) Small amounts of 4" diameter and below sized dead and downed wood may be collected for use as fuel for campfires in designated fire grates at the Belle Fourche Campground and picnic area.

--The Superintendent has determined that the gathering of smaller sized dead and downed wood in small quantities is an appropriate use of park resources and will have no significant long-term impact on the park's natural value.

(a)(5) The following rock climbing practices are prohibited at Devils Tower National Monument:

1. The operation of a power drill or motorized equipment used to support the placement of **new** climbing aides or otherwise to directly support a climb.
2. The gluing or chipping of rock, or the gluing, affixing, or placement of artificial hand holds on rock, or other damaging practices such as forcibly prying off rock or destroying vegetation to enhance a route.
3. Leaving fixed ropes unattended on the Tower (in an emergency, fixed ropes should be removed within 24 hours, unless weather conditions are prohibitive).
4. Installation of **new** bolts or fixed pitons on the Tower including the southwest shoulder area below the southwest buttress.

--Reference the 1995 Climbing Management Plan for written determination of these conditions.

1.6(g)(2) Violating a term or condition of a permit issued pursuant to this section.

(c)(1), (c)(2) The following fruits, and berries 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:

1. The fruit of chokecherries and wild plums may be picked by hand for personal consumption as long as the plants are not damaged.
2. No picking is allowed within fifty feet of the main park road. The main park road includes the roadway from the entrance station to and including the visitor center area.
3. There is a two-quart limit per family per day of chokecherries and/or plums picked in the monument.

-- The Superintendent has determined that chokecherry and plum picking will not adversely affect wildlife or the reproductive potential of these plants at this time.

TITLE 36 CFR §2.2 – WILDLIFE PROTECTION

(d) Legally taken wildlife may be transported through the Park, within or on a motor vehicle as long as it is covered with a tarp or similar covering and tagged in a manner compliant with state hunting regulations. Individuals are required to declare wildlife when entering the park through an entrance station.

-- The Superintendent has determined that this closure is necessary for the public safety, and to avoid conflicts in visitor use.

(e) Viewing wildlife with the use of an artificial light, including spotlights and headlights, is prohibited within the exterior boundaries of the monument.

-- The Superintendent has determined that prohibiting the use of such devices is necessary for the protection of wildlife.

(f) All public is subject to comply with the Bald and Golden Eagle Protection Act and the Migratory Bird Treaty Act. These laws generally prohibit the possession, use, and sale of eagle feathers and parts as well as a number of other activities. 16 U.S.C. §§ 668-668d, June 8, 1940, as amended. **Only** enrolled members of a federally recognized tribe may be in possession of eagle feathers. 25 U.S.C. Sec. 479a, 108 Stat. 4791.

-- Reference Bald and Golden Eagle Protection Act, 16 U.S.C. 668 (a), (b)

TITLE 36 CFR §2.10 – CAMPING and FOOD STORAGE

(a) A permit system has been established for camping in the Belle Fourche Campground. Conditions for camping and camping activities are in effect as noted:

1. Overnight stays or camping is only allowed in established sites within the Belle Fourche Campground unless authorized by permit.
2. Camping limits for individual sites are as follows: two autos/or four motorcycles and eight people maximum per campsite. Individual sites include all sites except designated group sites B9, B10, and B12. Camping limits for group sites are as follows: four vehicles and 20 people maximum per campsite (limit exceptions if permitted by Superintendent).
3. Creating or sustaining unreasonable noise between the hours of 10:00 p.m. and 6:00 a.m. is prohibited. Unreasonable idling of motor vehicles is prohibited during quiet hours. Quiet hours for the use of generators in the campground are from 8:00p.m. to 8 a.m. No generator will be operated during these hours.
4. Campsite occupancy by one party may not exceed 14 cumulative days within a 28-day period.

-- The Superintendent has determined that permits for, and restrictions upon, specified camping areas is necessary for the maintenance of public health and safety, for the protection and preservation of the environmental and scenic values of the areas, and as equitable uses of park resources.

TITLE 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 or receptacles, and under the conditions noted:

1. Except in the case of fire bans, open fires are allowed in the provided fire grates in the campground and picnic area only, or by written permit from the Superintendent.
-- The Superintendent has determined that allowing fires in designated areas is an equitable allocation and use of park resources; and will not have any long term impact on the park.

TITLE 36 CFR §2.15 – PETS

(a)(1) Pets are prohibited on hiking trails or more than 15 feet from the roadway (service animals are an exception).

-- The Superintendent has determined that this restriction is necessary to maintain public safety, and for the protection of the environmental and scenic value of the park.

TITLE 36 CFR §2.16 – HORSES and PACK ANIMALS

(b) The use of horses or pack animals is not permitted in the park, unless approved by the Superintendent through a special use permit.

-- The Superintendent has determined that the use of horses or other pack animals is detrimental to the resources of the park. The animals can cause undue soil erosion, damage cultural resources, and spread exotic plants. In addition, the monument does not include enough acreage to sufficiently separate horses from pedestrian traffic creating a significant safety hazard.

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

1. These animals may not be kept overnight in the monument.
2. Visitors hauling horses or pack animals are permitted to bring their trailers into the park as long as the animals remain in the trailer at all times.
3. Horse/pack animal trailers may not be cleaned in the monument.

TITLE 36 CFR §2.21 – SMOKING

(a) Smoking is prohibited in all areas except within 50 feet of an established ash receptacle or fire grate.

-- The Superintendent has determined that this restriction is necessary for the public health and safety.

TITLE 36 CFR §2.23 – RECREATION FEES

(b) Recreation fees, in accordance with Title 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:

Devils Tower National Monument

1. Single, private, non-commercial vehicle: \$10.00, valid for 7 days.
2. Motorcycle: \$5.00, valid for 7 days.
3. Pedestrian and bicycle rider: \$5.00, valid for 7 days.
4. Annual Devils Tower Pass for a single private non-commercial vehicle or individual: \$20.00, valid for one year from date of purchase.
5. Camping fee per individual site, per night: \$12.00. Golden Age or Access holders: \$6.00.
6. Group camping sites: for 1-10 persons \$20.00, 11-20 persons \$2.00 per person...

(c) The collection of recreation fees will be collected 24 hours a day, 365 days a year except when suspended during the following periods:

1. Public Lands Day or the National Park Service Founders Day.
2. Other days designated by the Superintendent, NPS director, or Secretary of the Interior.

TITLE 36 CFR §2.51 – PUBLIC ASSEMBLIES, MEETINGS

(a)(e) These activities may be conducted under a permit issued by the Superintendent and can only take place in the areas listed below. The permit must be obtained during normal monument business hours, at least 24 hours in advance of the planned activity. For First Amendment activities with groups under 5 people a permit is not required.

1. The park's designated first amendment area(s) are in front of the Ranger Office for groups under 25 people, on the south side of the pedestrian plaza between the Red Beds and Tower Trail for groups of 16-50 people, and for groups over 50 the amphitheater will serve as the site. Please see attached map (3). Designated areas are available on a first come basis.

TITLE 36 CFR 2.60 – LIVESTOCK USE AND AGRICULTURE

- (a) Absent a permit, the running-at-large, herding, driving across, allowing on, pasturing or grazing of livestock of any kind in a park area for agricultural purposes is prohibited.

TITLE 36 CFR §4.21 – SPEED LIMITS

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

1. Main Park Road – 25 mph
2. Campground Road – 15mph

3. West Road – 15 mph
4. Admin/Residence Road – 15 mph
-- The Superintendent has determined that these restrictions are necessary to promote traffic safety and to protect wildlife.

Part 7. Special Regulations

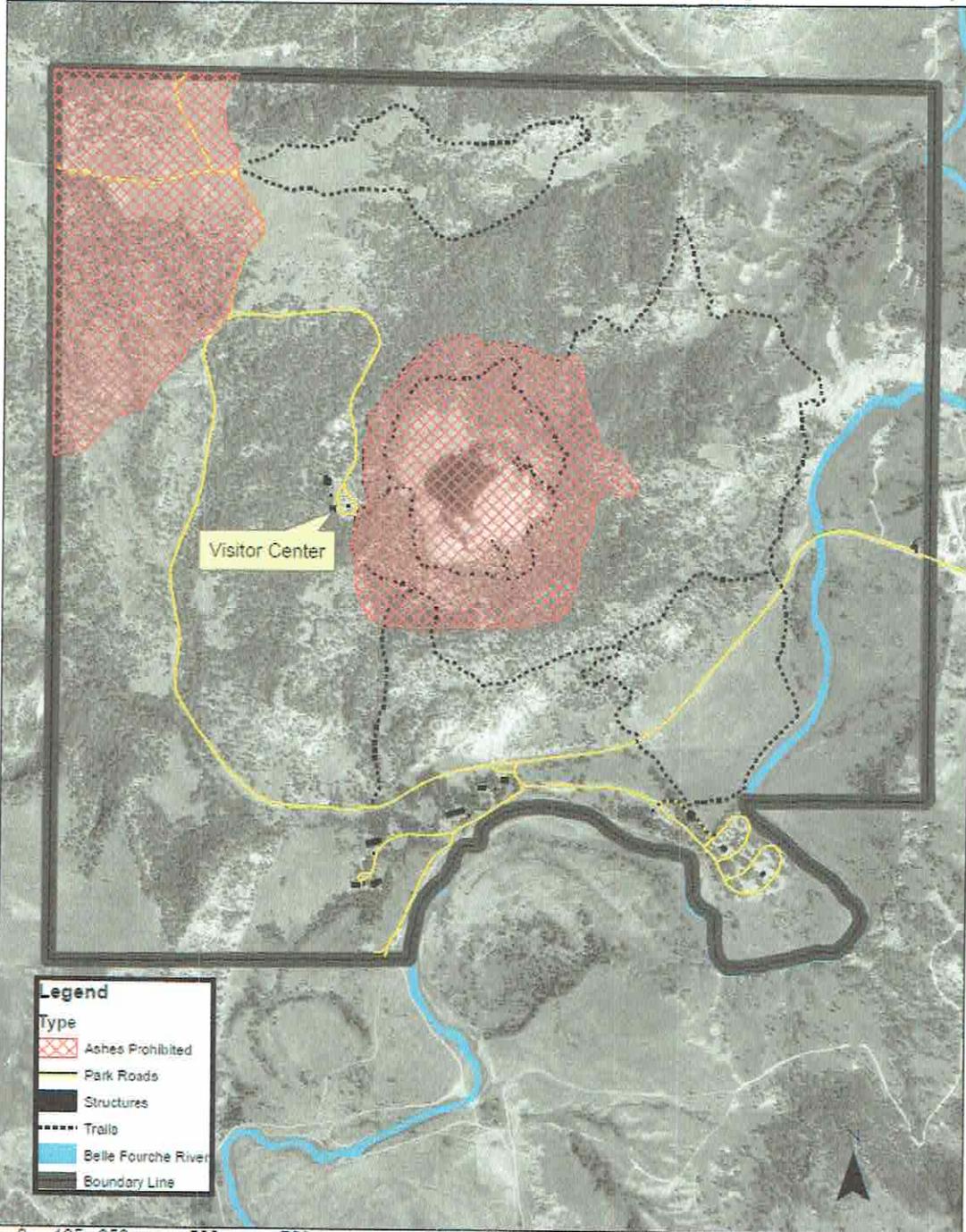
§7.30(a) Climbing (including any travel above the Tower boulder field) – Registration with a park ranger or at climbing kiosk is required prior to any climbing above the talus slopes on Devils Tower. The registrant is also required to sign in immediately upon completion of a climb in a manner specified by the registering ranger. From October 15th to April 30th climbers should check in at the Visitor Center, when open, to notify Park Rangers of their intent to climb – this is to ensure that Park Rangers are aware of climbers presence for possible weather and/or emergency situations.

Appendix - Maps

1. Title 36 CFR §2.62(b) Memorialization (Scattering of human ashes from cremation)
2. Title 36 CFR §1.5 Closures
3. Title 36 CFR §2.51 Public assemblies and meetings



Memorialization Prohibited (Appendix 1)

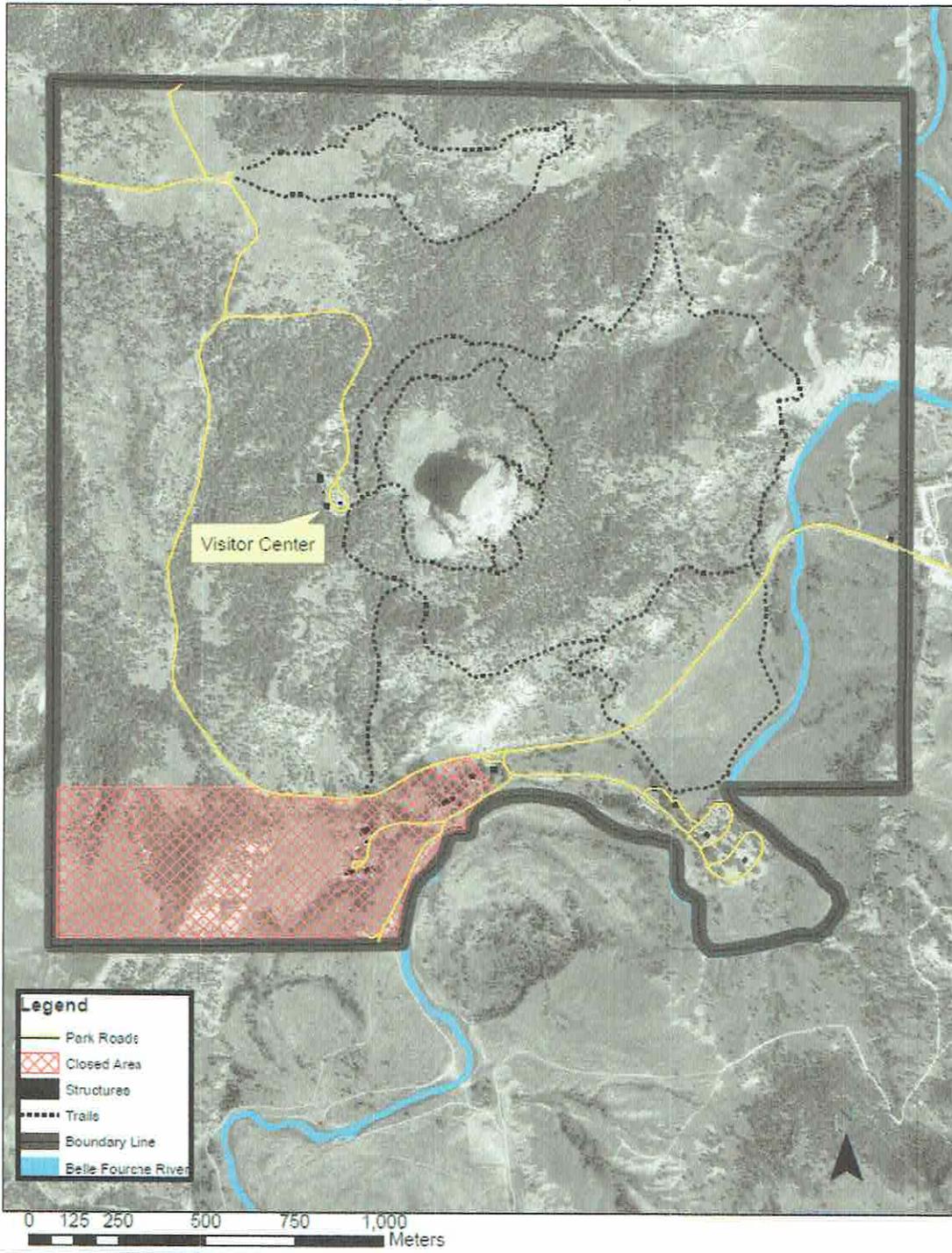


Legend	
Type	
Ashes Prohibited	[Red cross-hatched area]
Park Roads	[Yellow line]
Structures	[Black outline]
Trails	[Dotted black line]
Belle Fourche River	[Blue line]
Boundary Line	[Thick black line]

0 125 250 500 750 1,000
Meters

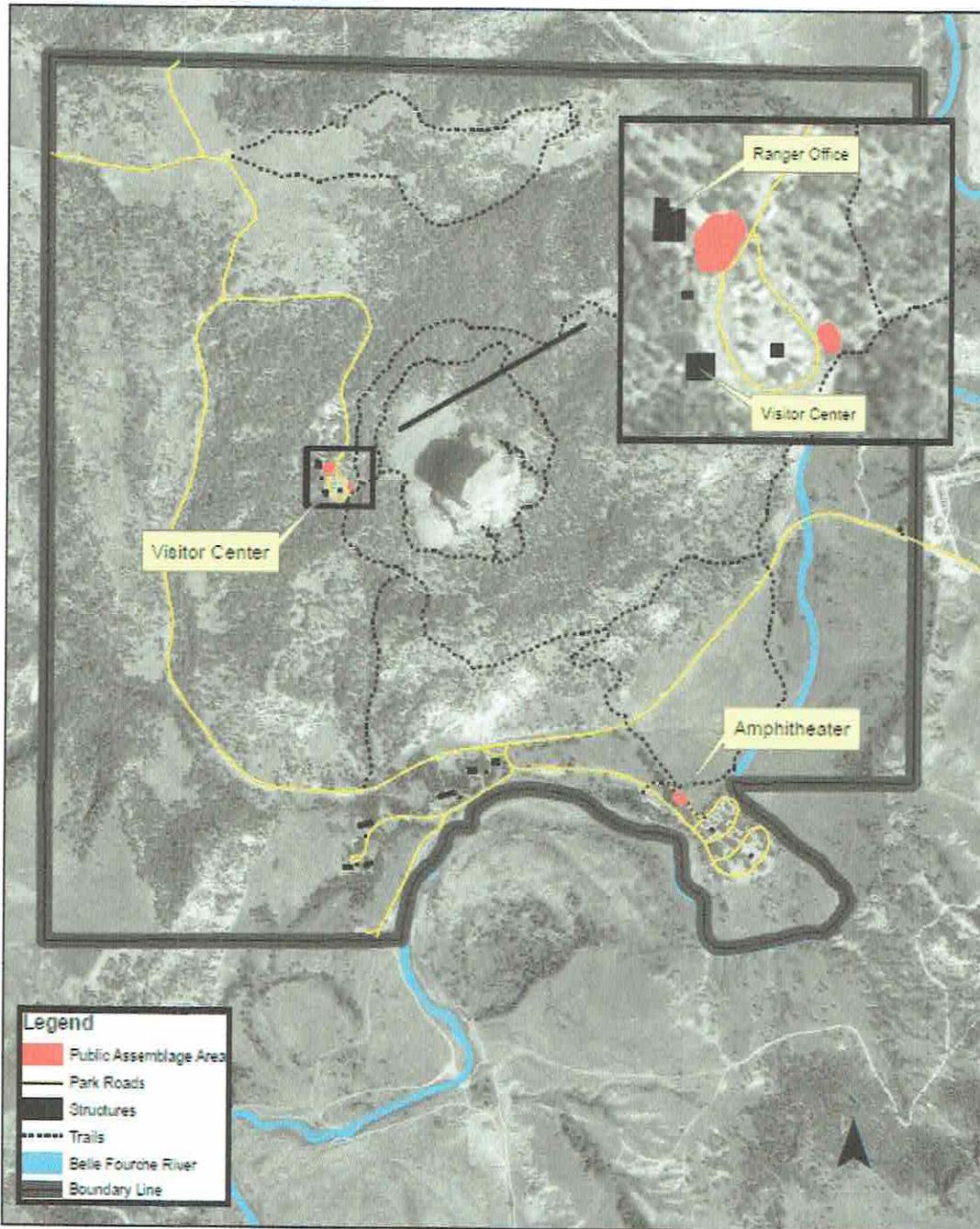


Closed Areas (Appendix 2)





Public Assembly Areas (Appendix 3)



0 80 160 320 480 640
Meters