

COMMONLY USED REGULATIONS PERTINENT TO THE MANAGEMENT OF FORT VANCOUVER NATIONAL HISTORIC SITE

16 USC Ch. 1B: ARCHAEOLOGICAL RESOURCES PROTECTION

§470ee. Prohibited acts and criminal penalties

(a) Unauthorized excavation, removal, damage, alteration, or defacement of archaeological resources

No person may excavate, remove, damage, or otherwise alter or deface, or attempt to excavate, remove, damage, or otherwise alter or deface any archaeological resource located on public lands or Indian lands unless such activity is pursuant to a permit issued under section 470cc of this title, a permit referred to in section 470cc(h)(2) of this title, or the exemption contained in section 470cc(g)(1) of this title.

§470hh. Confidentiality of information concerning nature and location of archaeological resources

(a) Disclosure of information

Information concerning the nature and location of any archaeological resource for which the excavation or removal requires a permit or other permission under this chapter or under any other provision of Federal law may not be made available to the public under subchapter II of chapter 5 of title 5 or under any other provision of law unless the Federal land manager concerned determines that such disclosure would—

- (1) further the purposes of this chapter or chapter 3125 of title 54, and
- (2) not create a risk of harm to such resources or to the site at which such resources are located.

16 U.S.C. 470-NATIONAL HISTORIC PRESERVATION ACT OF 1966

Section 106 (16 U.S.C. 470f)

The head of any Federal agency having direct or indirect jurisdiction over a proposed Federal or federally assisted undertaking in any State and the head of any Federal department or independent agency having authority to license any undertaking shall, prior to the approval of the expenditure of any Federal funds on the undertaking or prior

to the issuance of any license, as the case may be, take into account the effect of the undertaking on any district, site, building, structure, or object that is included in or eligible for inclusion in the National Register. The head of any such Federal agency shall afford the Advisory Council on Historic Preservation established under Title II of this Act a reasonable opportunity to comment with regard to such undertaking.

Section 110 (16 U.S.C. 470h-2)

(a) (1) The heads of all Federal agencies shall assume responsibility for the preservation of historic properties which are owned or controlled by such agency. Prior to acquiring, constructing, or leasing buildings for purposes of carrying out agency responsibilities, each Federal agency shall use, to the maximum extent feasible, historic properties available to the agency. Each agency shall undertake, consistent with the preservation of such properties and the mission of the agency and the professional standards established pursuant to section 101(g), any preservation, as may be necessary to carry out this section.

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

(a)(4) Using or possessing wood gathered from within the park area is prohibited.

(a)(5) Walking on, climbing, entering, ascending, descending, excavating in, hammering stakes into, or traversing an archeological or cultural resource, monument, or statue is prohibited.

(a)(7) Possessing or using a mineral or metal detector, magnetometer, side scan sonar, other metal detecting device, or subbottom profiler.

(b) The [superintendent](#) may restrict hiking or pedestrian use to a designated trail or walkway system pursuant to [§§ 1.5](#) and 1.7. Leaving a trail or walkway to shortcut between portions of the same trail or walkway, or to shortcut to an adjacent trail or walkway in violation of designated restrictions is prohibited.

36 CFR §2.2 -WILDLIFE PROTECTION

(a) The following are prohibited:

2. The feeding, touching, teasing, frightening or intentional disturbing of [wildlife](#) nesting, breeding or other activities.

(e) The [Superintendent](#) may designate all or portions of a [park area](#) as closed to the viewing of [wildlife](#) with an artificial light. Use of an artificial light for purposes of viewing [wildlife](#) in closed areas is prohibited.

36 CFR §2.5-RESEARCH SPECIMENS

(a) Taking plants, fish, [wildlife](#), rocks or minerals except in accordance with other regulations of this chapter or pursuant to the terms and conditions of a specimen collection [permit](#), is prohibited.

36 CFR §2.12-AUDIO DISTURBANCES

(a)(4) Operating a public address system is prohibited, except in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51.

36 CFR §2.15-PETS

(a)(3) Leaving a pet unattended and tied to an object is prohibited.

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

- Pet waste must be disposed of by placing the waste in a plastic bag and depositing it in a trash receptacle.

36 CFR §2.17-AIRCRAFT AND AIR DELIVERY

- (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 §2.18-SNOWMOBILES

- (c) The use of snowmobiles is prohibited.

36 CFR §2.37-NONCOMMERCIAL SOLICITING

Soliciting or demanding gifts, money, goods or services is prohibited except pursuant to the terms and conditions or a permit that has been issued under §2.50, §2.51, or §2.52.

36 CFR §2.38 -EXPLOSIVES

- a. Using, possessing, storing, or transporting explosives, blasting agents or explosive materials is prohibited, except pursuant to the terms and conditions of a permit.

36 CFR §2.60 -LIVESTOCK USE AND AGRICULTURE

- a. Livestock are generally prohibited in any park area. They are only permitted in park areas pursuant to the exceptions provided for in §2.60(a) and only pursuant to the terms and conditions of a license, permit, or lease.

36 CFR §2.61-RESIDING ON FEDERAL LANDS

- a. Residing in park areas, other than on privately owned lands, is prohibited except pursuant to the terms and conditions of a permit lease, employment, or contract.

CFR §2.62-Memorialization

- a) The installation of a monument, memorial, tablet, structure, or other commemorative installation in a park area without the authorization of the Director is prohibited.
- b) The scattering of human ashes from cremation is prohibited.

36 CFR §4.10--VEHICULAR TRAVEL ON PARK ROADS

(a), (c) Motorized vehicles may only operate on paved or graveled park roads, and the operation of motorized vehicles may not damage road surfaces, or other park terrain. Motorized vehicles are specifically prohibited from operating on all park trails, except those needed for operational purposes (resource management or emergency personnel) or authorized by the Superintendent.

36 CFR §5.1 -ADVERTISEMENTS

Commercial notices or advertisements shall not be displayed, posted, or distributed on federally owned or controlled lands within a park area unless prior written permission has been given by the Superintendent. Such permission may be granted only if the notice or advertisement is of goods, services, or facilities available within the park area and such notices and advertisements are found by the Superintendent to be desirable and necessary for the convenience and guidance of the public.

36 CFR §5.3-BUSINESS OPERATIONS

Engaging in or soliciting any business in park areas, except in accordance with the provisions of a permit, contract, or other written agreement with the United States,

except as such may be specifically authorized under special regulations applicable to a park area, is prohibited.

36 CFR §5.5 -COMMERCIAL PHOTOGRAPHY

- a) Commercial filming and still photography activities are subject to the provisions of [43 CFR part 5](#), subpart A. Failure to comply with any provision of [43 CFR part 5](#) is a violation of this section.