



National Park Service
U.S. Department of the Interior

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

 2/21/2019

Frederick Law Olmsted National Historic Site
99 Warren Street, Brookline, MA 02445

John Fitzgerald Kennedy National Historic Site
83 Beals Street, Brookline, MA 02446

**Longfellow House-Washington's Headquarters
National Historic Site**
105 Brattle Street, Cambridge, MA 02138

Phone: 617-566-1689

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 Frederick Law Olmsted (FRLA), Longfellow House-Washington's Headquarters (LONG), and John Fitzgerald Kennedy (JOFI) National Historic Sites. 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.

36 CFR §1.5 - VISITING HOURS. PUBLIC USE LIMITS. CLOSURES. AND AREA DESIGNATIONS FOR SPECIFIC USES OR ACTIVITIES

(a)(1) The following visiting hours, public use limits, and closures are established:

Visiting Hours:

- The three sites are open seasonally
- FRLA opens to walk-in public May 29, 2019 on a Wed-Sun schedule closes end-September
- FRLA Good Neighbors runs end-March to end-April/end-Sep - early Nov
- Tours both on and off-site offered year-round and by request/reservation
- JOFI open mid-May-October, Wed-Sun, 9:30 a.m. to 5:00 p.m. JOFI is open for special events, guided tours by appointment and school programs November-May.
- The sites are open for special events, specially scheduled tours and school programs November through May.
- LONG: Open for general visitation Wednesday-Sunday, 9:30 a.m.-5:00p.m., May 22, 2019-October 27, 2019.
- LONG: Group Tours, Education Programs, and Archives research available year round by appointment.

Public Use Limits:

- Except for the self-guided exhibits at Frederick Law Olmsted NHS, the historic building interiors are available to see by guided tour only. Tours are given on a first come, first served basis at scheduled times (check the website). Reservations are preferred for groups of 8 or more.
- At John Fitzgerald Kennedy NHS, reservations are preferred for groups of 5 or more.
- Tours of the historic buildings are limited to the following carrying capacities for each tour conducted:
Frederick Law Olmsted NHS: 15
John Fitzgerald Kennedy NHS: 10
Longfellow House-Washington's Headquarters NHS: 15
- Pocketbooks, large bags and backpacks are never permitted in the historic houses and may not be left unattended at any time. Longfellow House-Washington's Headquarters NHS and John Fitzgerald Kennedy NHS both offer locked storage facilities.
- The rooms in the historic houses are generally small and contain original furnishings and museum collections. Visitor numbers are limited in order to preserve and protect the structures and their contents.

Closures:

- The park superintendent may, due to severe weather or other safety concerns, close park facilities.
- On extremely rare occasions, the park superintendent may close one or two of the sites in order to reallocate staffing to support a special event at the third site.

Use of 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 the three sites is prohibited except as approved in writing by the superintendent.

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 a pilot or system operator in command to operate 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 and commerce.

(a)(2) The following areas are designated for a specific use or activity and/or the following conditions or restrictions are imposed on a specific use or activity:

First Amendment Assembly Area:

- Groups larger than 25 people may demonstrate in these areas when the superintendent has issued a permit. Demonstrations involving 25 persons or fewer may generally be held without a permit within the designated park areas. Applications for permits should be submitted to the

Superintendent's Office. The designated area for demonstrations for each site are as follows:

- Frederick Law Olmsted National Historic Site: south lawn between the circular drive and the Jefferson elm tree
- John Fitzgerald Kennedy National Historic Site: backyard area away from the sidewalk
- Longfellow House-Washington's Headquarters National Historic Site: west portion of the front forecourt

36 CFR §1.6 - ACTIVITIES THAT REQUIRE A PERMIT

Activities requiring a permit are listed above under Public Use Limits and/or throughout this document under the specific 36 *CFR* Section that authorizes or requires the issuance of a permit.

Individuals and organizations wishing to apply for a permit should contact the Site's Special Use Coordinator for more information and application.

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

(a)(5) Climbing on park buildings and monuments is prohibited.

- Climbing of trees is strictly prohibited.

36 CFR §2.4- WEAPONS

(a)(2)(i) Weapons may only be carried, possessed or used at the following designated times and locations:

- Firearms are prohibited in federal facilities pursuant to 18 U.S.C. § 930. Federal facilities are defined as "buildings or parts thereof owned or leased by the federal government, where federal employees are regularly present for the purpose of performing their official duties." Federal facilities are marked with signs at the public entrances.
- Park visitors who can legally possess and carry firearms under federal, state, and local law are allowed to carry them on the Park grounds. The role of the responsible gun owner is to know and obey the federal, state, and local laws appropriate to the Park they are visiting. However, weapons cannot be used in the park except by authorized federal, state, or local law enforcement officers in the performance of their official duties.

36 CFR §2.5 - RESEARCH SPECIMENS

(a) Taking plants, fish, wildlife, rocks or minerals is prohibited except in accordance with other regulations of Chapter I of 36 CFR or pursuant to the terms and conditions of a specimen collection permit.

36 CFR §2.10 - CAMPING AND FOOD STORAGE

- Camping is prohibited throughout the park.

36 CFR §2.11 - PICNICKING

Conditions for Picnicking:

- Picnicking is permitted on the lawn areas of Frederick Law Olmsted and Longfellow House-Washington's Headquarters National Historic Sites and the backyard lawn of the John Fitzgerald Kennedy National Historic Site. Visitors are expected to clean up after themselves and dispose of waste properly.

36 CFR §2.12 - AUDIO DISTURBANCES

(a)(3) Operating any type of portable motor or engine, or device powered by a portable motor or engine is prohibited, except pursuant to the terms and conditions of a permit.

(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 §2.13-FIRES

(a)(1) The lighting or maintaining of fires is prohibited.

36 CFR §2.15-PETS

§2.15(a)(1) All park buildings are closed to pets, except:

§2.15(a)(1) and (f) The provisions of this section shall not apply to service animals (of any species) which have been trained to assist impaired or handicapped persons, or, to dogs used by authorized federal, state, and local law enforcement officers in performance of their official duties.

§2.15(2) Pets must be restrained on a leash which shall not exceed six feet in length, or otherwise physically confined at all times.

§2.15(a)(3) Leaving a pet unattended and/or tied to an object is prohibited.

§2.15(a)(5) The following pet excrement disposal conditions are established:

Any person having possession, custody or control of any dog or other animal that defecates in any area of the park shall be required to immediately remove the feces.

36 CFR §2.18 - SNOWMOBILES

(c) The use of snowmobiles is prohibited.

36 CFR §2.19 - WINTER ACTIVITIES

(a) Skiing, snowshoeing, ice skating, sledding, inner tubing, tobogganing, and similar winter sports are prohibited on park roads and in parking areas open to motor vehicle traffic.

36 CFR §2.20 - SKATING. SKATEBOARDS AND SIMILAR DEVICES

Using roller skates, skateboards, roller skis, coasting vehicles, or similar devices is prohibited.

36 CFR §2.21 - SMOKING

(a) The following portions of the park, buildings, structures and/or facilities are closed to smoking as noted:

- Smoking is prohibited in all federal buildings pursuant to Executive Order 13058.
- Smoking is prohibited in the formal garden area at Longfellow House - Washington's Headquarters NHS.
- Smoking is prohibited within twenty-five feet of the exteriors of the historic structures at all three sites.

36 CFR §2.22 - PROPERTY

(a)(2) Leaving personal property unattended is prohibited.

36 CFR §2.35 - ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES

(a)(3)(i) Consumption of alcoholic beverages, and/or 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 is generally prohibited.

• Alcoholic beverages may only be consumed on park property when a special use permit has been granted by the park superintendent.

36 CFR §2.37 - NON-COMMERCIAL SOLICITING

Soliciting or demanding gifts, money, goods or services is prohibited except pursuant to the terms and conditions of 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.

(b) Using, or possessing fireworks and firecrackers is prohibited.

SPECIAL PARK USES (36 CFR §2.50 – Special Events; 36 CFR §2.51 – Public Assemblies)

A special park use is defined as an activity that takes place in a park area and that: provides a benefit to an individual, group, or organization rather than the public at large; requires written authorization and some degree of management control from the Service in order to protect park resources and the public interest; is not prohibited by law or regulation; is not initiated, sponsored, or conducted by the Service; and is not managed under a concession contract, a recreation activity for which the NPS charges a fee, or a lease.

Each request to engage in a special park use or to renew authorization of an existing use will be reviewed and evaluated by the Superintendent according to the terms of applicable legislation, regulations, guidelines, and management planning documents, using criteria and procedures outlined in the Special Park Uses Guideline (DO/RM-53). An application for a special park use permit will be considered unless:

- The superintendent has granted or will grant a prior application for a permit for the same time and place, and the activities authorized by that permit do not reasonably allow multiple occupancy of that particular area
- It reasonably appears that the event will present a clear and present danger to public health or safety
- The event is of such nature or duration that it cannot reasonably be accommodated in the particular location applied for, considering such things as damage to park resources or facilities, impairment of the area's atmosphere of peace and tranquility, interference with program activities, or impairment of public use facilities
- The activity would constitute a violation of an applicable law or regulation.
- Adequate staff for monitoring is not available.

The National Park Service will also terminate any activity subsequent to finding that any of the above conditions exist.

With the exception of those permits issued for First Amendment activities, to the extent authorized by applicable legislation, regulations, and policies, the National Park Service will establish and collect appropriate permit fees for special park uses and will seek reimbursement from permit holders for NPS costs incurred in administering the permit, monitoring the activities it authorizes, or for any damage caused by those activities.

36 CFR §2.50 – SPECIAL EVENTS

1. A permit is required to hold a special event

Longfellow House-Washington's Headquarters National Historic Site, Frederick Law Olmsted National Historic Site, and John Fitzgerald Kennedy National Site represent unique national resources associated with the American Revolution, American Literature, the birthplace of the 35th President of the United States, and the birth of American landscape architecture. Special events may be permitted provided there is a meaningful association between the park area and the events, the observance contributes to visitor understanding of the significance of the park area, and a permit has been issued by the Superintendent. A special event may be permitted only if the activity has been judged by the Superintendent not to cause any derogation of the values and purposes for which the park was established, unless directly and specifically authorized by Federal law.

As well as the criteria listed above, initial or renewal requests to conduct an activity will be denied if the Superintendent determines that the activity will be in derogation of the values and purposes for which the Park was established or will be inconsistent with the Park's enabling legislation.

All proposals for special events will be evaluated for:

- consistency with applicable laws, executive orders, regulations, and policies;
- consistency with the existing plans for public use and resource management;
- actual and potential effects on park resources and values;
- total costs to the Service;
- whether there is a meaningful association between the park area and the events; and,
- whether the public interest will be served.

Additionally, when considering requests to hold special events such as parades, meetings, entertainments, exhibitions, fairs, festivals, lectures, conferences, etc. the Superintendent will be guided by CFR 36 Parts 1 and 2, Director's Order #53 and the Management Policies for the National Park Service issued in August 2006.

The National Park Service will not permit the staging of special events that are conducted primarily for the material or financial benefit of participants, that involve commercialization, advertising, or publicity by participants, or for which a separate public admission fee is to be charged. Weddings are not allowed at the historic properties.

Further, the Superintendent will consider the following factors before approving a special event:

- The effect of the proposed event on resources, operations, and the mission of the park.
- Park visitation at the time of the proposed event.
- The location requested.
- Public safety considerations.
- The time of year requested.
- The duration of the proposed event.
- The size (number of participants and/or observers) of the proposed event and associated equipment.
- Other, previously approved events.

The primary concern of the Superintendent is the effect of the proposed event on the cultural and natural resources and the impact on normal visitor operations and the visitor experience. It may be possible to accommodate events at certain locations only before or after the public hours of the building. It may also be necessary to limit the size and/or duration of the proposed event to a small number of participants/observers or a shorter length of time in order not to interfere with public use or threaten the historical and natural resources of the park.

For special events that will result in significant restrictions or closures of areas normally open to the public, the Regional Director's written concurrence must be obtained before issuing the permit. (Policy Memorandum 16-02)

Past approval of similar special events by a park will not have a bearing on the approval process. Each request received must be evaluated individually for impacts to park resources and values and compliance with current statutes, regulations and policies. (Policy Memorandum 16-02)

36 CFR §2.51 - DEMONSTRATIONS

(b) Demonstrations of 25 people or less are allowed within the park areas designated as available under paragraph (c)(2). Demonstrations of more than 25 people are allowed within designated park areas when the superintendent has issued a permit for the activity.

(c)(2) The following locations are designated as available for demonstrations:

- **Frederick Law Olmsted National Historic Site: south lawn between the circular drive and the elm tree.**

- **John Fitzgerald Kennedy National Historic Site:** backyard area away from the sidewalk.
- **Longfellow House - Washington's Headquarters National Historic Site:** west portion of the front forecourt.

36 CFR §2.52 - SALE OR DISTRIBUTION OF PRINTED MATTER (During First Amendment Activities Only)

(b) The sale or distribution of printed matter by 25 people or less is allowed within the park areas designated as available under §2.51(c)(2) (see above). The sale or distribution of printed matter by more than 25 persons is allowed within designated park areas when the superintendent has issued a permit.

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 or contract.

36 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, except pursuant to the terms and conditions of a permit.

36 CFR §4.30 - BICYCLES

(a) The use of a bicycle is prohibited except on driveways and in parking areas. Bicycle racks (accessible via driveways and walkways) are located at the rear of the buildings. There are no bicycle routes designated through any of the park sites. See 36 CFR §1.5.

36 CFR §4.31 - HITCHHIKING

Hitchhiking or soliciting transportation is prohibited.

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.

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 §5.4 - COMMERCIAL PASSENGER-CARRYING MOTOR VEHICLES

(a) The commercial transportation of passengers by motor vehicle except as authorized under a contract or permit from the Secretary or his authorized representative is prohibited in certain parks.

See §5.4(a) for more information.

36 CFR §5.5(a) – MOTION PICTURES & TELEVISION

Under P.L. 106-206 all commercial filming requires a permit and is subject to a location fee and cost recovery. Commercial filming is defined as digital or film recording of a visual image or sound recording by a person, business, or other entity for a market audience, such as for a documentary, television or feature film, advertisement, or similar project; it does not include news coverage or visitor use. All commercial filming, including filming exterior locations within the park and filming within park buildings, requires a written permit.

Filming and photography – whether commercial or noncommercial – will be allowed within the park provided that the activity is consistent with the park’s purpose and does not:

- pose a potential threat to park resources
- create an unsafe or unhealthful environment for visitors or employees
- unreasonably interfere with park program or activities
- unreasonably interfere with the atmosphere of peace and tranquility
- interfere with NPS concessioner or contractor operations or services

Permission to film or videotape within park buildings may only be granted by the Superintendent when:

- The activity has a meaningful and accurate association with the historic resource or
- The production would contribute to the public understanding and appreciation of the historic resource.

Commercial filming in all buildings within the sites must take place during those times the buildings are closed to public visitation.

For visitor safety and to protect the exhibited collections, the use of tripods and other ancillary photographic devices, including selfie-sticks, is prohibited without a special use permit.

The collection of an admission fee to participate in permitted commercial filming and still photography activities within the buildings of the Park is strictly prohibited.

The same considerations as those which apply to building interiors will be applied by the Superintendent in granting permission for motion picture or television productions on Independence Square. The Superintendent may choose not to apply the criteria of a meaningful association with the historic resource or that it would contribute to the public understanding and appreciation of the historic resource to video production in other exterior areas of the park.

Although requests for on camera interviews with park staff remain under the discretion of the Superintendent, the NPS will not allow or issue permits where NPS staff participate in what is commonly labeled “reality TV”. (Policy Memorandum 15-02)

B. 43 CFR §5.4 – NEWS-GATHERING ACTIVITIES

News gathering activities involving filming, videography or still photography do not require a permit unless:

It is determined a permit is necessary to protect natural and cultural resources, to avoid visitor use conflicts, to ensure public safety or authorize entrance into a closed area.

Obtaining a permit must not interfere with the ability to gather the news.

A permit issued for news-gathering activities is not subject to location fees or cost recovery.

C. 36 CFR §5.5(b) – STILL PHOTOGRAPHY

The decision to require a permit for still photography activities in a park is based on the activity itself as opposed to the eventual use of the image. Generally, permits are not required for still photography activities unless:

- The activity takes place at location(s) where or when members of the public are generally not allowed; or
- The activity uses model(s), sets(s), or prop(s) that are not a part of the location's natural or cultural resources or administrative facilities; or
- The park would incur additional administrative costs to monitor the activity; or
- The park needs to provide management and oversight of the activity.

If none of these conditions exist a permit is not required. If one of the above conditions does exist, the same considerations which apply to building interiors for commercial filming will apply for still photography. Still photography permits are subject to cost recovery and location fees.

36 CFR §5.5(b) – AUDIO RECORDING

Audio recording does not require a permit unless:

- It takes place at a location where or when members of the public are generally not allowed;
- It uses equipment that requires mechanical transport;
- It uses equipment that requires an external power source other than a battery pack; or
- The NPS would incur additional administrative costs to manage and oversee the permitted activity to:
 - Avoid unacceptable impacts and impairment to resources or values; or
 - Minimize health or safety risks to the visiting public.

If a permit is issued, cost recovery must be collected, and a location fee based on the location fee schedule for still photography must be collected.

36 CFR §§5.6 - COMMERCIAL VEHICLES

(b) & (c) Using commercial vehicles on government driveways within these park areas when such use is in no way connected with the operation of the park is generally prohibited, and requires permission or a permit from the Superintendent.

36 CFR §5.7 - CONSTRUCTION OF BUILDINGS OR OTHER FACILITIES

Such activities are prohibited.