

CODE OF FEDERAL REGULATIONS

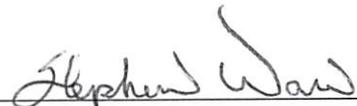
TITLE 36, CHAPTER I

COMPENDIUM OF DESIGNATIONS, CLOSURES, REQUEST
REQUIREMENTS AND OTHER RESTRICTIONS IMPOSED UNDER
THE DISCRETIONARY AUTHORITY OF THE SUPERINTENDENT

In accordance with regulations and the delegated authority provided to under the Discretionary Authority of the Park Superintendent in Title 36, Code of Federal Regulations, Chapter 1, Parts 1 through 7, the following regulatory provisions are established for the proper management, protection, government, and public use of the Guilford Courthouse National Military Park under the jurisdiction of the National Park Service.

Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in Parts 1-7 of Title 36, Code of Federal Regulations.

RECOMMENDED:



Chief Ranger Acting

8/26/15
Date

APPROVED:



Superintendent

08/26/2015
Date

SECTION 1.4 DEFINITIONS

Unmanned Aircraft: 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 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, drones) that used for any purpose, including for recreation or commerce.

All-Terrain Vehicle: The term All-Terrain Vehicle (ATV) means any motorized vessels or conveyance manufactured for recreational, non-highway, off-road or all terrain use. ATV’s would include but are not limited to; four-wheelers, three-wheelers, UTV’s, mini-bikes, dirt bikes, go-carts, scooters, etc.

Commercial Filming: The term “commercial filming” means 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. (b) Still photography that takes place at location(s) where or when members of the public are generally not allowed; or that use model(s), set(s) or prop(s) that are not part of the location’s natural or cultural resources or administrative facilities. It does not include news coverage or visitor use. Under P.L. 106-206 all commercial filming requires a permit and is subject to a location fee and cost recovery.

SECTION 1.5 CLOSURES AND PUBLIC USE LIMITS (a) (1)

The following visiting hours, public use limits, and closures are established for Guilford Courthouse National Military Park under Section 1.5 (a)(1).

Visitor Center:

(a)(1) -- The visitor center will be open from 8:30 a.m. to 5:00 p.m., seven days a week except for Thanksgiving Day, Christmas Day, and New Year’s Day. Visitor center closing hours may be extended at the discretion of the Superintendent.

- *The visitor center’s hours of operation are based upon and consistent with available personnel and visitor use trends and needs.*

Visitor Center Parking Lot

(a)(1) -- The visitor center parking lot will be open from 8:30 a.m. to 5:00 p.m., seven days a week except for Thanksgiving Day, Christmas Day, and New Year’s Day. Parking lot closing hours may be extended at the discretion of the Superintendent. All vehicles must be removed from the visitor center parking lot by 5:00 p.m.

- *The visitor center parking lot is designed to provide parking to the public who are visiting the park’s visitor center. Therefore parking is available to the public only during period when the center is open to the public. The visitor center parking lot is closed during times when the visitor center is closed for the protection of the unattended facility.*

Gated Entrances:

(a)(1) -- The entrance gates along the park’s tour road are open from 8:30 a.m. to 5:00 p.m. All vehicles must be outside the tour road by 5:00 p.m. These

hours may be extended at the discretion of the Superintendent.

- *The closure of park gates provides for the protection of unattended facilities and historic properties.*

Day Use Only:

(a)(1) -- The grounds of Guilford Courthouse National Military Park are designated as "Day Use" only. Public visitation to all park property is prohibited from sunset to sunrise.

- *The park area contains no overnight accommodations nor does it contain any facilities which are normally used at night. It is therefore believed that no legitimate public activity would be prevented by closing and the park at night and would help eliminate criminal activity. Additionally, the legislated purpose of the park would not normally be served by night use.*

Overflow Parking Lot:

(a)(1) -- The overflow parking lot on Old Battleground Road is designated as "Day Use" only. Vehicles are prohibited in the overflow parking lot from sunset to sunrise, seven days a week. Parking lot closing hours may be extended at the discretion of the Superintendent.

- *The Overflow Parking Lot on Old Battleground Road provides additional access to the battlefield during and after established operating hours. The Overflow Parking Lot is closed from dusk to dawn for the protection of unattended facilities and historic properties.*

Temporary Closures:

- During emergency situations such as ice, snow, etc park roads, parking lots, visitor centers and grounds may be temporarily closed without advance notice.

- *Closure of park roads during inclement weather would prevent accident and injuries. In addition, the park is not equipped to clear heavy ice and snow accumulations from roadways.*

Social Gatherings:

(a)(1) -- Social gatherings or sports activities conducted within vehicle parking lots or roadside pull-offs are prohibited. Parking lots and roadside pull-offs are reserved for those persons using the visitor center, trail system, and interpretive facilities at Guilford Courthouse NMP.

- *These recreational uses conflict with the legislated purpose of the park, detract from the historic scene, and contribute to the destruction of the historic fabric of the park. The entire park is considered a historic area and is of primary importance in preserving the battlefield's historic significance.*

Parking at Tour Stops 2-8

(a)(1) -- Vehicles are not allowed to remain parked in the parking lots at tour stops two through eight for more than one hour daily.

- *The existing parking facilities are limited and do not provide adequate space except for visitor use. Restricting use and placing time limits will help eliminate illegal or inappropriate use of the park.*

Maintenance Compound

(a)(1) -- The maintenance compound, powder magazine, and 200 feet around the area adjacent to it, is closed to the general public.

- *The park maintenance area contains equipment, tools, supplies, and material which should not be available to the public for security and safety reasons. There is no portion of the park*

historical interpretation program that takes place in this area.

Prohibited Recreational Activities:

(a)(1) -- Recreational type activities such as ball playing, sunbathing, kite flying, Frisbee throwing, and similar activities are prohibited within the park's boundary.

- *Those recreational uses not permitted conflict with the legislated purpose of the park, detract from the historic scene, and contribute to the destruction of the historic fabric of the park. The entire park is considered a historic area and is of primary importance in preserving the battlefield's historic significance.*

Non-Motorized Hobbies:

(a)(1) -- The park is closed to the use of non-motorized, radio controlled gliders, sail planes, and motorized aircraft and vehicle models, and model rockets.

- *Such activities are considered inappropriate in Historical Interpretive Areas and would constitute a danger to public safety. The use of propellant propelled model rocket is also a fire danger.*

All-Terrain Vehicles (ATV's) or Similar Devices:

(a)(1) -- The use of all-terrain vehicles (ATV's), or similar devices, is prohibited on the battlefield motor roads and its access roads. In addition, they are also prohibited on all lands administered by Guilford Courthouse NMP, unless the device is being used for administrative or maintenance purposes as approved by the Superintendent.

- *Guilford Courthouse NMP roadways are not designated for off-road vehicle use. ATV's, and similar*

*devices, are manufactured for recreational, non-highway, off road, or all terrain travel and would not be an appropriate use for a motor roadway or on park trails. Off road use is also prohibited for the protection of natural and cultural resources; to prevent harassment of wildlife, habitat destruction and to eliminate conflicts with visitors using allowed conveyances. (*Similar devices includes but is not limited to; 3 or 4 wheelers, mini-bikes, dirt bikes, motorized trail cycles, go-karts, and scooters)*

Drones and Unmanned Aircraft:

(a)(1) -- Launching, landing, or operating unmanned aircraft from within or on lands and waters administered by the National Park Service within the boundaries of the Guilford Courthouse is prohibited except as approved in writing by the superintendent.

Guilford Courthouse NMP is a culturally significant resource. The area of potential effect is the entire Guilford Courthouse NMP's designed cultural landscape, historical structures, and archeological and ethnographic sites within the Guilford Courthouse's administrative boundary. The National Register recognizes a property's integrity through seven qualities: location, design, setting, materials, workmanship, feeling, and association. The use of unmanned aircraft near properties eligible or listed on the National Register has the potential to adversely affect the setting and feeling aspects of those sites. The closure of the Guilford Courthouse to unmanned aircraft eliminates the potential for adverse effect. Furthermore it reduces the potential disruption of the visitor experience in sacred sites within the Battlefield.

SECTION 1.6 PERMITS

Activities Requiring a Permit:

(f) -- The following is a list of pertinent activities which require a permit from the Superintendent and is in accordance with 36 CFR 1.6(f):

- Specimen collecting (scientific research) (36 CFR 2.5)
- Camping (36 CFR 2.10)
- Creating audio disturbance (36 CFR 2.12)
- Soliciting or demanding gifts, money, goods or services (36 CFR 2.37)
- Using or possessing explosives (36 CFR 2.38)
- Special Events (36 CFR 2.50)
- Public Assemblies, meetings, gatherings, demonstrations, parades and other public expression of views by groups of 26 or more (36 CFR 2.51(a))
- Sale or distribution of printed matter (36 CFR 2.52)
- Display of commercial notices or ads (36 CFR 5.1)
- Memorialization (36 CFR 2.62)
- Exceeding established vehicle load, weight and size limits (36 CFR 4.11)
- Selling intoxicants in certain park areas (36 CFR 5.2)
- Advertisements – (Display, posting or distribution.) (36 CFR 5.1)
- Engaging in or soliciting any business (36 CFR 5.3)
- Commercial photography/filming (36 CFR 5.5)
- Any construction on Federal property (36 CFR 5.7)

- *The listed activities are required by law (36 CFR) to acquire a Special Use Permit or Commercial Use Authorization. Please contact the Superintendent's Office for a permit application.*

SECTION 2.1 PRESERVATION OF NATURAL, CULTURAL & ARCHEOLOGICAL RESOURCES

Dead and Downed Wood:

(a) (4) -- Collecting dead wood on the ground is allowed only for the purpose of providing fuel for campfires during park sponsored interpretive programs or park approved service projects.

- *Dead and down wood is plentiful in the park. Due to the high risk of uncontrolled fire, fires are permitted only at park sponsored events and therefore, the use of dead wood for fires is limited to those events. Restricting the collection of dead wood by private individuals for personal use reduces the risk of damage to natural and cultural resources.*

Hiking Off Trails

(b) -- All pedestrian traffic within the park must remain on designated trails or roads. The Superintendent may issue a special use permit to authorized groups allowing them to travel off of designated trails and roads. Pedestrians are permitted to be off of trails and pavement in mowed lawn areas only.

- *Requiring all pedestrian traffic to remain on designated trails will protect the natural resources from their impacts, protect archeological resources, insure historical integrity throughout the park, and protect visitors from environmental dangers such as copperhead snakes, poison ivy, and yellow jackets, all of which are common in the park.*

Collection of Fruits and Nuts

(c) (1) -- A reasonable quantity (maximum of one gallon per family/group per day) of the following may be gathered for personal use within

the boundaries of the park. The climbing of trees to gather fruits or nuts is prohibited.

- Blackberries
- Muscadines
- Hickory nuts
- Walnuts
- Pine cones
- Acorns
- Persimmons

- *Collecting Fruits and Nuts*
These natural nuts, fruits and resources are plentiful in the park and have historically been gathered by visitors. If monitoring shows that removal is adversely affecting the ecosystem, this relaxation of 2.1(c) (1) will be terminated. The climbing of trees could damage the tree and is considered a safety hazard.

SECTION 2.10 CAMPING AND FOOD STORAGE

(a) -- Camping is prohibited except in conjunction with an organized and approved activity, Living History presentation, or an approved service group completing a park related project.

- *The park does not contain any facilities appropriate for reserved camping. Participants in park sponsored organized living history presentations will be permitted to camp in the park to portray accurate Revolutionary War conditions to the visitor. Park approved service related groups may also be permitted to camp.*

SECTION 2.11 PICNICKING

(a) -- Picnicking will be allowed in the areas directly adjacent to the seven automobile tour stops along the tour road. Picnicking will be limited to small groups and of short duration. (1 hour or less) Tables, chairs, grills and

other devices are not permitted in these areas. Picnicking is prohibited in all other areas of the park.

- *Picnicking in historical interpretation areas detracts from the park's historic theme. Picnicking/luncheon areas are available at Greensboro County Park adjacent to the national military park. If picnicking adjacent to the seven auto stops creates a problem this activity can be terminated.*

SECTION 2.13 FIRES

(a) (1) -- Fires are prohibited except in conjunction with an organized and approved activity, Living History presentation, or an approved service group completing a park related project. Any approved group must ensure proper safeguards are taken to adequately control the fire.

- *Uncontained fires present a safety hazard. Accommodations and facilities for activities such as fires or camping do not exist in the park. Accurate representation of Revolutionary War living conditions sometimes requires a controlled open fire.*

SECTION 2.15 PETS

(a) (5) -- All persons visiting the park and accompanied by a pet are responsible for disposal of the pet's excrement. Owners or persons having custody or control of any animal(s) will immediately remove and dispose of excrement voided by an animal(s) under their control. Excrement will be properly disposed of in an appropriate outdoor container.

- *The park receives a large amount of visitation from pet owners and*

their pets. In the past pet excrement was allowed to remain on the battlefield. An unhealthy and problematic condition occurred. In order to facilitate visitor compliance, the park has placed excrement disposal bag dispensers and waste containers throughout the park for public use.

SECTION 2.20 SKATING, SKATEBOARDS, AND SIMILAR DEVICES

-- The Superintendent has not designated any areas for the use of roller skates and similar devices. Using roller skates, skateboards, roller skis, coasting vehicles, or similar devices (in-line skates) is prohibited in all areas of the park (36 CFR 2.20).

The use of these devices creates a safety hazard for both vehicle traffic as well as pedestrians. They would also detract from the historical integrity of the park. Therefore there are no designated roller skating areas.

SECTION 2.21 SMOKING

(a) -- Smoking is prohibited in all facilities to provide for public health and safety and protection of cultural resources. The Government recognizes the right of employees to smoke as long as nonsmokers are protected against involuntary exposure to smoke. Smoking is permitted out of doors.

- *Smoking in Federal facilities is prohibited.*

SECTION 2.35 ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES

(a) (3) -- All areas in the boundaries of Guilford Courthouse National Military Park are closed to the

consumption of alcoholic beverages, with the exception of park residence and functions approved by the superintendent.

- *The park is located within the city limits of Greensboro, North Carolina and the neighborhoods in direct proximity to the park are highly populated. Behavior induced by the consumption of alcoholic beverages may at times destroy the enjoyment of the park by others, detract from the historic fabric and intended purpose of the park, and lead to other criminal activity. This restriction is consistent with Greensboro City Parks.*

SECTION 2.51 PUBLIC ASSEMBLIES, MEETINGS

(e) -- All public assemblies, meetings, gatherings, demonstrations, parades, and other public expressions of views will be limited by management discretion in evaluating resource impacts, disruption to regular visitation, personnel available to effectively manage the gathering, and conflict with other pre-planned events. All organized assemblies must obtain a permit from the Superintendent's office at least 10 business days prior to the date of the event.

- *The area designated is large enough to accommodate multiple use including public assemblies. This location meets the requirements outlined in 36 CFR section 2.51(e) 1-5 as to not damage the resource, interfere or impair any government or public activity or endanger any persons.*

SECTION 2.52 SALE OR DISTRIBUTION OF PRINTED MATTER

(e) -- The sale or distribution of printed matter will be limited to the north end of the overflow parking lot adjacent to Old Battleground Road. (location shown on accompanying map). Individuals/groups must obtain a permit from the Superintendent's office at least 10 business days prior to the date of the event.

The area designated is large enough to accommodate multiple use including the distribution of printed matter. This location meets the requirements outlined in 36 CFR section 2.51(e) 1-5 as to not damage the resource, interfere or impair any government or public activity or endanger any persons.

SECTION 4.11 LOAD, WEIGHT, LENGTH AND WIDTH LIMITATIONS

(a) -- Commercial trucks are prohibited on New Garden Road.

- *Due to the narrow roadway on New Garden Road, restricting commercial truck access on the road will protect the roadway and provide for the safety and welfare of the public.*

SECTION 4.21 SPEED LIMITS

(b) -- The following speed limits are established for roads within the park:

The park tour road is 20 mph.

The section of New Garden Road within the park is 25 mph.

The section of Old Battleground Road within the park is 30 mph.

- *Speed limits are set consistent with visitor traffic and special road*

conditions that include narrow lanes, curves and hills.

SECTION 4.30 BICYCLES

(a) -- All park trails and unpaved roads are closed to bicycles. Bicycles are allowed on the following designated routes:

The Bicentennial Greenway connector trail between tour stops eight and three, which runs parallel to Old Battleground Road.

The paved park tour road.

The marked paved trail passing the park Visitor Center and the First Line.

- *By limiting bicycle use to the park's paved tour road, the Bicentennial Greenway connector trail and other widened designated trails, the park can eliminate a hazardous condition to pedestrians throughout the park. It will also eliminate damage to resources.*

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