

ADDITIONAL CONDITIONS OF THIS AUTHORIZATION

13. Damages - The Holder shall pay the United States for any damage resulting from this use which would not reasonably be inherent in the use which the Holder is authorized to make of the land described in this permit.
14. Revocation- This permit may be terminated upon breach of any of the conditions herein or at the discretion of the Superintendent.
15. Holder will comply with applicable public health and sanitation standards and codes.
16. The Holder must obtain all permits or licenses of State or local governments, as applicable, necessary to conduct the business activities specified above and must operate in compliance with all pertinent Federal, State, and local laws and regulations.
17. It is the responsibility of the Holder to reapply for a Commercial Use Authorization **sixty (60) days** prior to the expiration of this permit to avoid lapse. This does not guarantee approval of the application or a subsequent permit.
 - A. **Annual Report**

The Holder shall complete the attached annual report that summarizes total in park visitor use and includes gross revenues for the year and submit it to the park within sixty (60) days after the end of each calendar year from the effective date of this permit.
18. This permit is applicable only for the use of the area(s) and terms designated on page 1 of this permit.
19. A copy of this permit must be on-site during all permitted operations in the park.
20. The Holder and all participants, authorized herein, must comply with all of the conditions of the permit including all exhibits or amendments or written directions of the Superintendent.
21. The area(s) authorized for use under this permit must be left in substantially the same condition as it was prior to the activities authorized herein, with all refuse generated, removed from the park.
22. This permit does not authorize the Holder to advertise, solicit business, collect any fees, or sell any goods or services on lands controlled by the United States.
23. PAYMENT. A Commercial Use Authorization (CUA) will require the advanced payment of a minimum \$200, notwithstanding the length of the permit. This fee covers the costs of reviewing and processing the application and other administrative costs associated with processing the permit.
24. MITIGATION. The Holder is responsible for and will be charged for any costs incurred by the National Park Service to repair or rehabilitate any damage to the park's natural and cultural resources caused by this activity.
25. The Holder must, at all times, conduct activities so as to insure the safety of the park visitor.

26. The National Park Service cannot authorize the closing of a park area to the public or permit the hampering of normal travel and use by the general public to accommodate this activity.

27. Vehicles supporting the authorized activities may be used on all park roads open to the public.

28. Parking is permitted only in designated parking spaces unless specifically permitted to do so as identified in permit conditions. No parking spaces may be reserved and all parking spaces must remain open on a first come, first use basis.

29. Where applicable, permitted activity shall not block fire hydrants, access to fire department connections, and/or designated fire lanes.

30. When the States of Virginia/Maryland declares the river "unsafe for recreational use," the National Park Service and, or States of Virginia/Maryland reserve the right to close boat ramps and river access points. Outfitters may retrieve clients from the river as necessary.

31. The attached Commercial Use Authorization shall be clearly displayed in a vehicle or on signs related to the activity during operation in the park.

32. The Holder shall not use the described area when activities will damage park resources, such as during inclement weather, soft ground, etc. or when closed to the public.

33. The flow of the river or feeder canal shall not be altered in anyway.

34. Removal or disturbance of natural or cultural resources including, pruning, trimming or cutting of vegetation, removal of soil or stone, etc., is prohibited.

35. All incidents or accidents shall be reported immediately to the National Capital Region Communication Center at (866) 677-6677.

36. BICYCLE TOURING

Participants shall adhere to the bicycling rules listed below.

a. Participants shall not exceed 15 miles per hour on the trail. b. Participants shall stay to the right except when passing.

c. Participants shall yield the right-of-way to all pedestrians and/or horses.

d. All bicycles shall have an appropriate sound producing device that will be sounded when approaching within 100 feet of another visitor. The human voice is not included as an appropriate sound producing device.

37. Permittee must ensure that all public access points within the park remain open and unobstructed from activities authorized within this permit.

38. Participants shall dismount bicycles and walk them where indicated on the trail.

36. Permit Climbing Requirements: Mather Gorge Area

Safety. All climbing equipment must meet industry safety standards, be in good working order, and be inspected prior to each trip by the Permittee. All Instructors and students will be reasonably instructed by the Permittee regarding safe and appropriate climbing techniques. They shall wear appropriate safety equipment while actively engaged in

climbing, rappelling, belaying activity or if they are in a rock fall zone. Minimum safety equipment is to include a helmet, climbing harness (or equivalent device), communications (cell phone; minimum of 1 phone per group), and a group first aid kit (one per group). Climbing harness will be worn when rappelling and/or climbing, although this does not include requiring the wearing of a harness while bouldering. Helmets must be sized to fit the individual and must be worn. A useful reference is "**LNT Rock Climbing Skills & Ethics #16276**."

For any minors who are not accompanied by a parent or guardian, Permittee will have signed medical, parental/guardian release forms that will authorize such minor's emergency medical treatment,. The signed medical releases must be on-site with the group leader(s). Emergency Procedures Plan (EPP) will be present and accessible to everyone in the group.

River safety is of extreme importance. And 36 CFR 7.96(e) prohibits swimming or wading in the Potomac River.

Instructors Training. Climbing instructors shall be competent and adequately trained and the Permit holder use of instructors under this permit constitutes the Permit holder's attestation to this fact. Instructor's training records are to be maintained by the Permit holder and available for review by the National Park Service upon request. Appropriate training can include certification through the American Mountain Guide Association (AMGA), Earth Treks, Professional Climbing Guides Institute (PCGI), Professional Climbing Instructors Association (PCIA), or in-house training that meets Industry Standards.

Instructor-Student Ratio. All groups will maintain an Industry Standard maximum ratio of **1 instructor per six (1:6)** students during direct supervision of an active belay or rappel site. An example of this would be one instructor at the bottom of the climbing route with no more than 6 participants who will be climbing or one instructor at the top supervising no more than 6 participants engaged in rappelling.

Pre-Rigging. Every effort should be made to set up climbs shortly before their intended use and under no circumstance can they be reserved while not in use, to prevent the perception that an area is unavailable or reserved for climbing. To that end, no pre-rigging may occur more than **45** minutes prior to the group's arrival. Pre-rigging is defined as the establishment of anchor points, the placement of rope(s), and/or the pre-positioning of equipment within twenty feet of the cliff edge. Monitoring. The Permittee may be monitored periodically by the National Park Service to ensure compliance to permit conditions. The Permittee shall, upon notification by the National Park Service, immediately correct all deficiencies noted.

Public Use Report. Permittee will ensure that a public use report detailing the number of climbers using the Park and gross revenues for the month is submitted to the Park Concessions Specialist each month following the reporting month provided the Permittee led trips during that time period (see attachment).

Permittee is also required to immediately report any accidents that take place which involve injury and/or local jurisdiction emergency response. Initial notification will be made to National Capital Region Communications Center (NCRCC) communications (866) 677-6677, even if a call to 9-1-1 has already been placed, and a follow up written report submitted to the Park Concessions Specialist within 2 business days.

Soil Erosion and Resource Protection. The Permittee shall take adequate measures, as directed and approved by the Superintendent, to restrict and prevent soil erosion on the lands covered hereby and shall so utilize such lands as not to contribute to erosion. Permittee and group are required to stay on delineated and/or

maintained trails. Destroying, digging, removing or possessing any tree, shrub, other plant, and the "cleaning" of a route or anchor-point area, is prohibited. Placement of a fixed anchor or fixed equipment is prohibited. Instructors and climbers shall minimize activities that occur on soil surfaces surrounding anchor points and cliff top staging areas to avoid soil compaction. As research and studies provide new information concerning best resource protection and soil erosion prevention practices, additional standards may be incorporated in future permits.

Trees as anchor points. Using trees as anchor points may cause damage up to and including the death of the tree if anchors are poorly situated. As such, anchoring principles and practices should reflect "Best industry practices," that focuses on minimizing damage to the tree while providing a safe anchoring system. This requires that any anchor points shall be placed as close to the tree's base as is possible. Methods for redirecting through a second higher anchor point which does not create substantial levering force on a tree is acceptable. Tree roots and dead trees are unacceptable as anchor points and shall not serve in that function. Trees, in order to serve as an anchor point, must have a minimum circumference measurement 12" at the anchor point. Trees which do not meet this minimum circumference measurement shall not be used.

Refuse. 36 CFR 2.14 requires the proper disposal of refuse. Permittee will ensure the area(s) used are trash-free prior to departure and regardless of who among the group may have left refuse there.

Permittee will conduct all activities in accordance with LNTP as detailed at <http://www.nps.gov/features/wilderness/leave-not-a-trace/popup.html>.

List of Approved Services

Kayak/Canoe Tours/Instructions	Photography Instruction	Outdoor Skills
Rock Climbing	River Rafting	Bird Watching
Hiking	Equestrian	Mountain Biking
Other (Please Explain)		Fitness Training

Description of Service (s) to be offered: _____
