



National Park Service
U.S. Department of the Interior

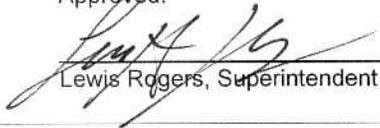
Petersburg National
Battlefield

1539 Hickory Hill Road
Petersburg, VA 23803

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

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Approved:


Lewis Rogers, Superintendent

2/24/2012
Date

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 Petersburg National Battlefield. 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.

I. **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:

- The Battlefield shall be open on a daily schedule from 7:30 a.m. until sunset. The Battlefield and all visitor contact centers will be closed Thanksgiving Day, Christmas Day, and New Years Day.

Public Use Limits:

- Paved interpretive sidewalks are open to foot and wheelchair traffic only. Recreational traffic (i.e. jogging/running/biking) is prohibited on interpretive sidewalks. *These sidewalks are for historical interpretation of historic landscapes and recreational use of these trails conflicts with the purpose of the walkways.*
- All unpaved trails marked with a yellow (hike, bike, equestrian/multi-use) or red blaze (hike, bike) as well as the left lane of the one-way tour road are open to recreational traffic. *These trails have been set aside for recreational users to provide for recreational use of the park without conflicting with historical interpretation users to the park.*
- All marked trails are open to wheelchair use however; some sections are unsuited due to terrain. *Established for compliance with ADA (Americans with Disabilities Act).*
- All unpaved trails are closed to motor vehicles with the exception of responding emergency vehicles. *Unpaved trails are not designed for motor vehicle traffic and equestrian use of the trails presents conflict with motor vehicle use.*
- Physical contact sports, such as boxing, martial arts, tackle football, rugby and sports requiring projectiles such as lawn darts or horseshoes are prohibited. *These activities are prohibited due to visitor safety concerns; most specifically non-participant injuries.*

Closures:

- Poor Creek Trail from the Taylor Creek Trail junction to Fort Steadman is closed from December 15 to July 15 under the restrictions based upon the Endangered Species Act. *The area has a nesting pair of American Bald Eagles and as required under the American Bald and Golden Eagle Protection Act, must be closed to human interferences.*
- Pets are prohibited from entering the area of Poplar Grove National Cemetery as defined by the historic brick wall that surrounds the cemetery grounds. *The National Cemetery was established to provide a final resting place for Union Soldiers killed in the Petersburg Campaign and is considered to be sacred ground honoring those dead. Pets are inappropriate for the area due to their excretory activities.*

II. 36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

(f) The following is a compilation of those activities for which a permit from the superintendent is required:

- §1.5(d) Relating to Public Use Limits:
 - To implement a public use limit, the superintendent may establish a permit, registration, or reservation system. Permits shall be issued in accordance with the criteria and procedures of 36 CFR 1.6.
- §2.5(a) Specimen collection
- §2.12 Audio Disturbances:
 - (a)(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
- §2.17 Aircraft & Air Delivery:
 - (c)(1) Removal of a downed aircraft
- §2.38 Explosives:
 - (b) Use or possess fireworks
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views

Public assemblies are permitted in the following areas and are designated for individuals or groups wishing to express their First Amendment Rights. Area delineations are necessarily approximate and may be adjusted to number of participants.

- Main Unit –The area, approximately 100 feet square, adjacent to the northerly sidewalk entrance to the Eastern Front Visitor's Center around the intersection next to the Stephen T. Mather monument;

- §2.52(c) Sale or distribution of printed matter that is not solely commercial advertising unless the activity is considered to be a First Amendment activity that involves less than 25 persons. (Commercial advertising is covered in section 5.1)
- 2.60(b) Livestock use
- §2.62 Memorialization:
 - (a) Erection of monuments (Requires approval from Regional Director)
 - (b) Scattering ashes from human cremation
- §4.11(a) Exceeding of established vehicle load, weight and size limits
- §5.1 Advertisements - (Display, posting or distribution.)
- §5.3 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 Commercial Photography/Filming:
 - (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(c) Use of commercial vehicles on park area roads

The list below is additional parts of 36 CFR that include sections containing requirements to obtain a permit.

- Part 12 Special events in the National Cemetery at Poplar Grove.

Permits for the previously listed activities can be acquired by making a written request to:

Superintendent
 Petersburg National Battlefield
 1539 Hickory Hill Road
 Petersburg, VA 23803

III. GENERAL REGULATIONS

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

(b) Hiking or pedestrian traffic is restricted as listed in Section 1.5 of this document.

(c)(1), (c)(2) The following fruits, nuts, berries or unoccupied seashells 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:

- The gathering, in small quantities (one gallon per day, per person) of fruits, nuts, berries, and mushrooms is permitted. The gathering of these products is prohibited on or near historic features (earthworks). *This limitation was established in the interest of resource preservation that can be impacted by over collection.*

36 CFR §2.2 - WILDLIFE PROTECTION

(d) The transporting of lawfully taken wildlife through the park is permitted under the following conditions and procedures:

- Must be in compliance with the laws and regulations of the Commonwealth of Virginia. *This is to prevent conflict with existing state laws governing the transport of legally taken wildlife.*

(e) The following areas are closed to the viewing of wildlife with the use of an artificial light:

- All park areas are closed to the viewing of wildlife with the use of an artificial light. *The Commonwealth of Virginia prohibits this activity statewide and the park has adopted this prohibition to prevent conflict with state laws.*

36 CFR §2.10 – CAMPING and FOOD STORAGE

(a) The sites and areas listed below have been designated for camping activities as noted. A permit system has been established for certain campgrounds or camping activities, and conditions for camping and camping activities are in effect as noted:

- Camping is prohibited, except under terms of permit issued by the Superintendent as established under section 1.5(d). *The park is considered to be historic landscape and camping is inappropriate on historic landscapes.*

36 CFR §2.11 – PICNICKING

Conditions for Picnicking:

- The use of portable self-contained gas grills is permitted in the picnic area of the Eastern Front and waterfront area of Grant's Headquarters at City Point. *The use of self-contained gas grills does not produce the hot ember disposal problem that charcoal or wood grills produce and thus promote resource preservation through wildland fire prevention.*
- With the exception of the picnic area near Stop 3 in the Eastern Front, picnicking is not permitted within 300 feet of any historic feature, structure or demonstration area. Historic features include, but are not limited to earthworks, waysides, cannon displays (Battery positions) or other similar objects. *This restriction is solely based on cultural resource protection and conflict that may arise between incompatible uses.*

36 CFR §2.14 – SANITATION and REFUSE

(a)(7) Bait cutting is prohibited on any dock, boardwalk or physical structure within the park. *This prohibition is in the interest of human health and safety.*

36 CFR §2.15 – PETS

(a)(1) The following areas are closed to the possession of pets:

- Poplar Grove National Cemetery as delineated by the brick wall. *The National Cemetery was established to provide a final resting place for Union Soldiers killed in the Petersburg Campaign and is considered to be sacred ground honoring those dead. Pets are inappropriate for the area due to their excretory activities.*

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

- Pet excrement must be collected and removed from the park. *This prohibition is in the interest of human health and safety.*

36 CFR §2.16 – HORSES and PACK ANIMALS

(b) The use of horses or pack animals is allowed on the following trails, routes or areas:

- Horse back riding is permitted and restricted to unpaved trails marked with yellow blaze, provided, riders do not interfere with or present a danger to themselves, other visitors or park personnel or programs. *The trails designated by yellow blazes are established based upon topography to promote water quality preservation of park water courses.*

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

- Horses are not permitted within or upon any historic feature (earthwork), structure or interpretive demonstration area. *Cultural resource preservation.*
- Horses are prohibited north of the Highway 36 overpass and west of the Norfolk and Western Railroad Bridge. *This prohibition prevents the conflict of horses and motor vehicles sharing the bridge over the Norfolk and Western Railroad Bridge and for landscape preservation of the Crater landscape.*
- Horse rigs will be loaded and unloaded from the parking area behind the Park Administrative Offices at 1539 Hickory Hill Road. *This area was established specifically to concentrate horseback trailer use in a single area of the Eastern Front.*
- Cleaning manure and other organic materials out of horse trailers and other equipment is prohibited. Horse manure deposited in or near parking areas must be collected by the owner/rider and removed from the park. This restriction is in the interest of human health and safety.

36 CFR §2.19 – WINTER ACTIVITIES

- Cross country skiing and snow shoeing are limited to park roads, parking areas, and recreation trails. *These areas allow for the safe use of the park for visitors interested in these activities while promoting the protection of the historic landscapes.*
- All winter activities are prohibited on paved trails within fortifications, historic landscapes and on any historic feature (earthworks). *This prohibition is in the interest of cultural landscape preservation.*

36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are allowed only in the following areas:

- The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are prohibited in the park. *The park Tour Road and trails are not designed or maintained in a manner that promotes safe use of these devices.*

36 CFR §2.21 – SMOKING

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

- Smoking is prohibited in all government buildings, and during interpretive demonstrations, which utilize black powder (musket and artillery drills). *Prohibition of smoking in government buildings is done for public health and safety and complies with U. S. Department of the Interior smoking regulations. Prohibition of smoking during interpretive demonstrations which use black powder is for public and employee safety purposes.*

36 CFR §2.23 – RECREATION FEES

(b) Recreation fees, and/or a permit, in accordance with 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:

Entrance Fee Areas:

The park's Eastern Front requires a \$5.00 per vehicle or \$3.00 individual entrance fee be paid with payment of the fee expiring in 7 days from purchase. Annual passes (\$15.00) are also available. Nationally recognized recreation passes of the United States government can be used in lieu of payment of the fee.

36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

(a)(3)(i) The following public use areas, portions of public use areas, and/or public facilities within the park are closed to consumption of alcoholic beverages, and/or to 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:

- Possession and consumption of alcoholic beverages is prohibited in all areas of the park. *This prohibition is authorized under 36CFR sec. 7.64 (a).*

36 CFR §2.51 – Public Assemblies, Meetings

See section II **36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT** on page 2 of this document.

36 CFR §2.62 – Memorialization

- The scattering of ashes from human cremation is prohibited. *This activity is prohibited in the interest of human health and safety.*

36 CFR §3.21 – SWIMMING AND BATHING

(a)(1) The following areas are closed to swimming and bathing:

- Swimming, bathing, wading or permitting same is prohibited in any watershed, pond, and river under administrative control of Petersburg National Battlefield. *This prohibition is in place for the purposes of water quality preservation and human health/safety.*

36 CFR §4.10 – TRAVEL ON PARK ROADS AND ROUTES

(a) Park roads, closed for travel by motor vehicle are those indicated below:

- The Service Road between the park boundary on South Whitehill Drive and the Park Tour Road is closed to the public. *This road is used strictly for the purpose of park management activities and is maintained as a dead end gated road.*
- The Use of Segway Brand® personal transporters at Petersburg National Battlefield are permitted in the park as long as they travel the same roadways as licensed motor vehicles and are operated in the same fashion and in accordance with the Commonwealth of Virginia traffic codes. *This allowance provides for the use of alternate modes of transportation and promotes air quality preservation through reduced automobile emissions.*

36 CFR §4.21 – SPEED LIMITS

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

- The speed limit for the Park Tour Road in the Eastern Front (Main Unit) as well as portions of Flank Road within the park boundary is 25 MPH.
- The speed limit for all other areas of the battlefield, including the Grant's Headquarters at City Point and Poplar Grove National Cemetery is 15 MPH.
- The speed limit on unpaved trails is 15 mph for vehicles and bicycles

36 CFR §4.30 – BICYCLES

(a) Park roads and parking areas that are closed to bicycle use are listed in section 1.5 of this document.

The following additional routes, in developed areas or special use zones, have been designated for bicycle use:

- Tour Road -Bicycles may travel both ways on the one way tour road, in the multi-purpose lane only, at a speed of no more than 15 MPH. *The park Tour Road has been established with a designated multipurpose lane that provides an area for recreation users to be out of the vehicle travel area.*
- Trails -Bicycles are limited to established unpaved trails marked with a yellow or red blaze at a speed of no more than 15 MPH. *The surfaces of the trail are not maintained in a manner that promotes safe travel at speeds higher than 15 mph.*

36 CFR §7.64 (a) – ALCOHOLIC BEVERAGES

Possession and consumption of alcoholic beverages without written permission of the park Superintendent is prohibited in all areas of the park. *This prohibition was established prior to 36 CFR 2.35 and is based upon prior regulatory authority which dictated that parks promulgate special regulations for the prohibition of alcohol.*