



# United States Department of the Interior

NATIONAL PARK SERVICE  
National Capital Region  
Rock Creek Park  
3545 Williamsburg Lane, N.W.  
Washington, DC 20008-1207

June 30, 2014

## **Record of Determination for a Partial and Temporary Closure of Certain Federal Parkland for Infrastructure Message Event**

Pursuant to 36 C.F.R. § 1.5, the National Park Service is temporarily closing certain parkland in Georgetown Waterfront Park on Monday, June 30, 2014 and Tuesday, July 1, 2014. This closure is necessary for the setup of security fencing and security sweep of the area for the Infrastructure Message Event which will help provide for a secure and safe venue for the protection of dignitaries, participants and the public.

The park closure will begin at 6:00 a.m. on Monday, June 30, and include Georgetown Waterfront Park near Wisconsin Avenue NW to the western boundary of the park (approximately 34<sup>th</sup> Street NW). The closed area will be more particularly identified by fencing and signage and will re-open by 8:00 p.m. on Tuesday, July 1, 2014.

The Infrastructure Message Event is expected to be attended by the President, dignitaries, and White House staff as well as ticketed members of the public who will total 500 participants. The partial and temporary closure come at the request of United States Secret Service, in consultation with the United States Park Police, to help ensure public safety and security.

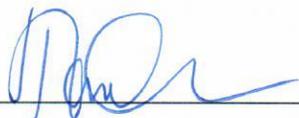
These security features are a part of the National Park Service's and United States Park Police's enhanced security efforts, in cooperation with the United States Secret Service, to help ensure the safety of the President, dignitaries, and the public, which will include exterior physical barriers and fencing. Lesser restrictive methods will not suffice because of the need to protect the President, dignitaries and public and ensure the safe and sufficient passage of the public through the use of limited park closures and a security sweep.

This partial and temporary closure does not constitute an impairment to park resources and values and is not of a nature, magnitude or duration that will result in a significant alteration of the public use pattern. Further, it will not adversely affect the park's natural, aesthetic or cultural values and is not of a highly controversial nature given the security measures already undertaken following the terrorist attacks of September 11, 2001. Similar restrictions have become common at other events and public facilities throughout the country.

Accordingly, the National Park Service has determined publication as rulemaking in the Federal Register in unwarranted under 36 C.F.R. § 1.5(c). The partial and temporary park closure and public use limitation is consistent with hundreds of other temporary park closures, the legal opinion of the Office of the Solicitor, and judicial adjudications. *ANSWER Coalition v. Norton*, No. 05-0071, (D.D.C. January 18, 2005), *Mahoney v. Norton*, No. 02-1715 (D.D.C. August 22, 2002), *plaintiffs' emergency motion for*

*appeal for injunction pending appealed denied Mahoney v. Norton*, No. 02-5275 (D.C. Cir. September 9, 2002) (per curiam); *Picciotto v. United States*, No. 99-2113 (D.D.C. August 6, 1999); *Picciotto v. Lujan*, No. 90-1261 (D.D.C. May 30, 1990); *Picciotto v. Hodel*, No. 87-3290 (D.D.C. December 7, 1987); *Spiegel v. Babbitt*, 855 F. Supp. 402 (D.D.C. 1994), *affd in parr w/o op.* 56 F. 3d 1531(D.C. Cir. 1995), reported in full, 1995  
US App. Lexis 15200 (D.C. Cir. May 31, 1995).

Pursuant to 36 C.F.R. §1.7, notice of this temporary and partial closure and public use limitation will be made through media advisories, maps and posting at conspicuous locations in the affected park areas. Finally, pursuant to 36 C.F.R. §1.5(c), this determination is available to the public upon request.



Tara Morrison  
Superintendent

June 30, 2014

Date