



National Park Service
U.S. Department of the Interior

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

Approved:

Date: 10/3/14

Michael Quijano-West, Superintendent

Salem Maritime
National Historic Site

160 Derby Street
Salem, MA 01970
978-740-1680 phone
978-740-1685 fax
www.nps.gov/sama

Saugus Iron Works
National Historic Site

244 Central Street
Saugus, MA 01906
781- 233-0050 phone
781-231-7345 fax
www.nps.gov/sair

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 Salem Maritime National Historic Site (SAMA) and Saugus Iron Works National Historic Site (SAIR). 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 USE OR ACTIVITIES

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

Visiting Hours:

- Visitor centers and public buildings are open as scheduled and posted at the facility and/or through press releases, websites, social media outlets.
- Park visitor centers and other public facilities are closed on the following designated federal holidays: New Years Day (January 1), Thanksgiving Day, and Christmas Day (December 25).
- The park superintendent may close park facilities due to severe weather on an as needed basis.
- The Salem Visitor Center (Downtown Salem, 2 New Liberty St) is open variably, subject to funding, visitation levels and season. The Salem Orientation Center (Wharf Waterfront, 193 Derby St) is open variably, subject to funding, visitation levels and season. The Saugus Iron Works Visitor Center is open daily 9:00am to 5:00pm unless otherwise posted or closed for holiday observance. Saugus Iron Works is closed Nov through March/April/May – opening month is subject to funding, staff availability.

Closures:

- Derby Wharf road and trail between Derby St. and Derby Lighthouse is closed to all traffic, except authorized vehicles. *This closure is established to protect the health and safety of park visitors and the fragile nature of historic structures, and is the minimum restriction necessary to achieve such protection.*

- Employee residence areas and access roads and maintenance areas. *This closure is established to protect the privacy of park residents and the integrity of safe park operations, and is the minimum restriction necessary to achieve such protection.*
- All buildings except park visitor centers, park offices, public restrooms, historic houses and exhibit areas. *This closure is established to protect the health and safety of park visitors and the fragile nature of historic structures, and is the minimum restriction necessary to achieve such protection.*
- All or portions of the park when it is necessary to protect the public from unsafe conditions or to protect the park resources from irreversible damage. Signs will be posted to announce such temporary closures. *This closure is established to protect the health and safety of park visitors, and is the minimum restriction necessary to achieve such protection.*
- All or portions of any building when needed to protect the building from damage or wear or to protect the public from unsafe conditions. Signs will be posted to announce such temporary closures. *This closure is established to protect the health and safety of park visitors, and is the minimum restriction necessary to achieve such protection.*
- Launching, landing or operating an unmanned aircraft from or on lands and waters administered by the National Park Service within the boundaries of Salem Maritime and Saugus Iron Works National Historic Sites is prohibited except as approved in writing by the superintendent. *This closure is established for the maintenance of public health and safety, protection of environmental and scenic values, protection of natural and cultural resources and the avoidance of conflict among visitors use activities. Less restrictive measures do not suffice at this time because the use of unmanned aircraft has the potential to cause unacceptable impacts such as harming visitors, causing excessive noise, impacting viewsheds and physical damage to protected natural and cultural resources. This closure condition will be revisited when a final determination of unmanned aircraft policy is implemented by the National Park Service.*

(a)(2) The following designations, conditions, and/or restrictions are imposed on the following specific uses or activities:

Motor Vehicles:

- All trails and non-designated roads are closed to motor vehicle traffic except for park management, maintenance, law enforcement operations, or authorized vehicles during special events or approved activities. Operation of a wheeled vehicle used to accommodate handicapped individuals is permitted.
This restriction is established to protect park resources from unnecessary damage and erosion due to off-road motor vehicle use, and is the minimum restriction necessary to achieve such protection.

Trails:

- All trails, either paved or unpaved, are open to foot traffic only, except for wheeled vehicles used to accommodate handicapped individuals. See also 36 CFR § 2.1.
This restriction is established to protect park resources from unnecessary damage and erosion due to off-road motor vehicle use, and is the minimum restriction necessary to achieve such protection.

Bicycles:

- Bicycle use is permitted on established park trails and Derby Wharf Trail at Salem Maritime National Historic Site. No bicycles are permitted to be ridden within the fenced-in area of Saugus Iron Works National Historic Site. See also 36 CFR § 4.30.
This condition is established to protect park resources from unnecessary damage and erosion due to off-road vehicle use, and is the minimum restriction necessary to achieve such protection.

Picnicking:

- Picnicking is allowed only in the following designated sites:
Salem Maritime National Historic Site - Central Wharf Picnic Area, Central Wharf, Hatch's Wharf, Derby Wharf, Gardens and lawns of Hawkes House, Derby House, Narbonne House

Saugus Iron Works National Historic Site - Picnic Area (Upper level/tier of site only)

This restriction is established to protect park resources from unnecessary damage, and is the minimum restriction necessary to achieve such protection.

Recreational Activities:

- Kite flying, ball playing, Frisbee throwing, or similar recreational activities are not permitted on or within 10 feet of any walkway, trail, parking lot, road, or within 300 feet of park buildings.
This restriction is established to protect the health and safety of park visitors and to minimize conflict between user groups, and is the minimum restriction necessary to achieve such protection.

Camping:

- Camping is prohibited in the park. See also 36 CFR § 2.10
This restriction is established to protect the health and safety of park visitors and to minimize conflict between user groups, and is the minimum restriction necessary to achieve such protection.

Vehicle Maintenance:

- Washing, waxing, cleaning, or lubricating motor vehicles or repairing or performing any mechanical work upon motor vehicles, except in emergencies, are not permitted.
This restriction is established to protect the health and safety of park visitors, the fragile nature of the park, and is the minimum restriction necessary to achieve such protection.

Special Activities:

- Activities or temporary structures that detract from the visitor experience and that are not related to park purpose, themes, or co-sponsored by the park are not permitted.
This restriction is established to protect the health and safety of park visitors, the fragile nature of the park, to minimize conflict between user groups, and is the minimum restriction necessary to achieve such protection.

36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

(b) Permit application.

- Permit applications must be filed with the Superintendent at least 14 days before the anticipated activity. Applications for permits should be downloaded from the park website at <http://www.nps.gov/sama/parkmgmt/special-use-permits.htm>. Permit applications **must be** accompanied by a \$50 non-refundable Application Fee, unless applicant is applying for a demonstration permit pursuant to 36 CFR § 2.51 and/or a permit for the sale or distribution of printed matter pursuant to 36 CFR § 2.52.
- Additional information or questions regarding permits should be directed to the Chief Ranger - (978) 740-1696.

(e) Permit terms and conditions.

- Additional use and monitoring fees may be charged in accordance with established policy and procedure.

(f) Activities requiring a permit are listed throughout this document under the specific 36 CFR Section that authorizes or requires the issuance of a permit.

36 CFR §2.1 - PROTECTION OF NATURAL, CULTURAL AND ARCHAEOLOGICAL RESOURCES

(a) Except as otherwise provided in this chapter, the following is prohibited:

- Possessing, destroying, injuring, defacing, removing, digging, or disturbing from its natural state: Living or dead wildlife or fish, or the parts or products thereof, such as antlers or nests. Plants or the parts or products thereof. Nonfossilized and fossilized paleontological specimens, cultural or archeological resources, or the parts thereof.
- Introducing wildlife, fish or plants, including their reproductive bodies, into a park area ecosystem.
- Tossing, throwing or rolling rocks.
- Using or possessing wood gathered from within the park area.
- Walking on, climbing, entering, ascending, descending, or traversing an archeological or cultural resource, monument, or statue, except in designated areas and under conditions established by the superintendent.
- Possessing, destroying, injuring, defacing, removing, digging, or disturbing a structure or its furnishing or fixtures, or other cultural or archeological resources.
- Possessing or using a mineral or metal detector, magnetometer, side scan sonar, other metal detecting device, or subbottom profiler.

36 CFR §2.2 - WILDLIFE PROTECTION

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

- Transportation of lawfully taken game is prohibited within the boundaries of the park unless prior notification has been received and approval given by the Superintendent. Approval will be given only if there is no other method or route to transport the wildlife without entering the park. Information must be given as to the circumstances of why it is necessary to enter the park, and a park staff member must be present during the transportation.

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

All areas of the parks are closed to the viewing of wildlife with an artificial light, including those areas within the parks along township roads and state highway routes.

36 CFR §2.3-FISHING

(a) Fishing shall be in accordance with local laws and state regulations. Fishing will be permitted in the areas listed below:

- Salem Maritime National Historic Site: Fishing is permitted throughout the park.
- Saugus Iron Works National Historic Site: Fishing is not permitted anywhere in the park.

36 CFR §2.4 – WEAPONS, TRAPS, AND NETS

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

- Historic weapons may be carried, possessed or used by appropriate staff members and/or volunteer individuals or groups who are invited and sponsored by the parks to participate in official and regulated historic weapons living history programs.
- 18 U.S.C. § 930 prohibits the possession of firearms in “federal facilities,” which 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.” These places are marked with signs at public entrances.
- Park visitors who can legally possess and carry firearms under federal, state, and local law are allowed to carry them in the park. 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.
- Weapons cannot be used in the park except by authorized federal, state, or local law enforcement officers in the performance of their official duties.
- Traps and nets are not permitted in the park.

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

(a) Camping is allowed in the following designated sites or areas and is subject to the following established conditions:

- The park is closed to camping. See also 36 CFR § 1.5 of this document.

36 CFR §2.11 – PICNICKING

Picnicking is allowed only in the following designated sites:

- Salem Maritime National Historic Site - Central Wharf Picnic Area, Central Wharf, Hatch’s Wharf, Derby Wharf, Gardens and lawns of Hawkes House, Derby House, Narbonne House
- Saugus Iron Work National Historic Site - Picnic Area (Upper level/tier of site only)
This restriction is established to protect park resources from unnecessary damage, and is the minimum restriction necessary to achieve such protection.

Conditions for Picnicking: The use of open fires for food preparation is prohibited.

36 CFR §2.12 – AUDIO DISTURBANCES

(a)(1) (1) Operating motorized equipment or machinery such as an electric generating plant, motor vehicle, motorized toy, or an audio device, such as a radio, television set, tape deck or musical instrument, in a manner: (i) That exceeds a noise level of 60 decibels measured on the A-weighted scale at 50 feet; or, if below that level, nevertheless; (ii) makes noise which is unreasonable, considering the nature and purpose of the actor’s conduct, location, time of day or night, purpose for which the area was established, impact on park users, and other factors that would govern the conduct of a reasonably prudent person under the circumstances.

(a)(2) Operating a power saw in developed areas is prohibited.

(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 generally prohibited, except as provided for in the following designated areas and under the conditions noted:

Designated Areas:

- No designated area established for fires or portable gas grills.

Established Conditions for Fires:

- Fires may be lit by park employees or other approved officials in support of resource management activities or interpretive programming as outlined by the approved park Fire Management Plan.

36 CFR §2.14 – SANITATION AND REFUSE

(a)(2) The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is prohibited.

Visitors are responsible for their own trash management, collection, and removal from the parks. Disposal of refuse in park restrooms, comfort stations, or port-a-johns is prohibited.

36 CFR §2.15 – PETS

(a) The following are prohibited:

(1) Possessing a pet in a public building, public transportation vehicle, or location designated as a swimming beach, or any structure or area closed to the possession of pets by the superintendent. This subparagraph shall not apply to guide dogs accompanying visually impaired persons or hearing ear dogs accompanying hearing-impaired persons.

(2) Failing to crate, cage, restrain on a leash which shall not exceed six feet in length, or otherwise physically confine a pet at all times.

(3) Leaving a pet unattended and/or tied to an object.

(4) Allowing a pet to make noise that is unreasonable considering location, time of day or night, impact on park users, and other relevant factors, or that frightens wildlife by barking, howling, or making other noise.

(5) Failing to comply with pet excrement disposal conditions, visitors with pets must pick up all pet waste, place waste in sealed/tied bag, and disposed of in a trash receptacle.

(c) Pets or feral animals that are running-at-large and observed by an authorized person in the act of killing, injuring or molesting humans, livestock, or wildlife may be destroyed if necessary for public safety or protection of wildlife, livestock, or other park resources.

(d) Pets running-at-large may be impounded, and the owner may be charged reasonable fees for kennel or boarding costs, feed, veterinarian fees, transportation costs, and disposal. An impounded pet may be put up for adoption or otherwise disposed of after being held for 72 hours from the time the owner was notified of capture or 72 hours from the time of capture if the owner is unknown.

(e) Pets may be kept by residents of park areas consistent with the provisions of this section and in accordance with conditions which may be established by the superintendent. Violation of these conditions is prohibited.

(f) This section does not apply to dogs used by authorized Federal, State and local law enforcement officers in the performance of their official duties.

36 CFR §2.17 – AIRCRAFT and AIR DELIVERY

(d) The use of all types of aircraft shall be in accordance with regulations of the Federal Aviation Administration. Such regulations, including but not limited to the following, are adopted as a part of these regulations.

14CFR Part 91 §91.119 – Minimum safe altitudes: General.

Except when necessary for takeoff or landing, no person may operate an aircraft below the following altitudes:

(a) Anywhere. An altitude allowing, if a power unit fails, an emergency landing without due hazard to persons or property on the surface.

(b) Over congested areas. Over any congested area of a city, town, or settlement, or over any open air assembly of persons, an altitude of 1,000 feet above the highest obstacle within a horizontal radius of 2,000 feet of the aircraft.

(c) Over other than congested areas. An altitude of 500 feet above the surface, except over open water or sparsely populated areas. In those cases, the aircraft may not be operated closer than 500 feet to any person, vessel, vehicle or structure.

(d) Helicopters. Helicopters may be operated at less than the minimums prescribed in paragraph (b) or (c) of this section if the operation is conducted without hazard to persons or property on the surface. In addition, each person operating a helicopter shall comply with any routes or altitudes specifically prescribed for helicopters by the Administrator.

36 CFR §2.19 – WINTER ACTIVITIES

(a) The following park roads and/or parking areas open to motor vehicle traffic may be used for skiing, snowshoeing, ice skating, innertubing, tobogganing, and similar winter activities under the conditions noted:

- Salem Maritime National Historic Site: Winter activities permitted on designated park trails.
- Saugus Iron Works National Historic Site: Park is closed during the winter season, all winter activities are prohibited.

36 CFR §2.20 – SKATING, SKATEBOARDS, AND SIMILAR DEVICES

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

- Smoking is prohibited within all public buildings, park offices, visitor facilities, multi-occupancy or dormitory government quarters and government vehicles.
- During periods of unusually high fire danger, smoking is prohibited in all areas of the park, outside of private vehicles. Signs will be posted along the entrance roads and at the Visitor Center to announce such a temporary restriction.

This restriction is established to protect park resources, reduce the risk of fire, or prevent conflicts among visitor use activities, park employees, and residents of government quarters, and is the minimum restriction necessary to achieve such protection.

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: All government buildings are closed to the consumption of alcoholic beverages, with the exception of buildings occupied as government quarters.

- Salem Maritime National Historic Site- The possession or consumption of alcoholic beverages is prohibited throughout the entire park. (Visitor Center, Picnic areas, grounds, wharves, facilities, historic buildings, Friendship, etc.)
- Saugus Iron Works National Historic Site - The possession or consumption of alcoholic beverages is prohibited throughout the entire park. (Picnic areas, grounds, facilities, historic buildings, etc.)

These restrictions are established in order to prevent inappropriate activity considering the other uses of the location and the purpose for which it is maintained or established and are the minimum restrictions necessary to achieve such protection.

36 CFR §2.37 – NONCOMMERCIAL 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, except pursuant to the terms and conditions of a permit.

(b) Using, or possessing fireworks and firecrackers is prohibited, except pursuant to the terms and conditions of a permit.

36 CFR §2.50 – SPECIAL EVENTS

(a) Sports events, pageants, regattas, public spectator attractions, entertainments, ceremonies, and similar events are allowed, provided there is a meaningful association between the park area and the events, and the observance contributes to visitor understanding of the significance of the park area, and a permit therefor has been issued by the superintendent.

36 CFR §2.51 – PUBLIC ASSEMBLIES AND MEETINGS

(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:

- Salem Maritime National Historic Site - Public assemblies/meetings are permitted at the following areas: The brick area on the west side of Forrester Foundation, adjacent to the Orientation Center (193 Derby St.), between Central and Hatches Wharf.
- Saugus Iron Works National Historic Site - Public assemblies/meetings are permitted at the following areas: The grass area near the flag pole at the visitor center parking lot.

36 CFR §2.52 – SALE OR DISTRIBUTION OF PRINTED MATTER

(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

(b) The scattering of human ashes from cremation is prohibited, except pursuant to the terms and conditions of a permit.

36 CFR §3 – BOATING AND WATER USE ACTIVITIES

36 CFR §3.3 – PERMITS

Generally, you are not required to obtain a permit to operate a vessel in a park area. However, in certain circumstances, taking into consideration public safety, protection of park resources, and weather and park management objectives, the superintendent may require a permit for use of a vessel within a park area, under §§ [1.5](#) and [1.7](#), and will issue permits consistent with § [1.6](#) of this chapter.

Docking, anchoring, mooring and or tying up of any vessel is by permit only.

36 CFR §3.7 – PFD REQUIREMENTS

All occupants on any vessels within the park must wear personal flotation devices in accordance with State of Massachusetts and U.S. Coast Guard regulations.

36 CFR §3.8 – PROHIBITED VESSEL OPERATIONS

(a)(2) Unless otherwise posted, launching and retrieving of vessels is permitted only on Derby Wharf Beach by hand, hand cart or dolly. No vehicle or mechanized launching permitted.

(a)(4) Allowable vessels must be no longer than 26' and powered by a motor not to exceed 4HP.

(b)(3) Vessels may not create a wake or exceed 5mph throughout the park area, in accordance with Salem Harbor regulations.

36 CFR §3.9 – PERSONAL WATER CRAFT

(a)(1) Personal Water Crafts not permitted at either park.

36 CFR §3.12 – WATERSKIING

(a)(1) Waterskiing is not permitted at either park.

36 CFR §3.16 – SWIMMING AND BATHING

(a)(1) Swimming and bathing is not permitted at either park.

36 CFR §3.18 – DIVING AND SCUBA ACTIVITIES

(a)(1) Diving and scuba activities are not permitted at either park

36 CFR §4.30 – BICYCLES

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

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. Such permission may be granted only if the notice or advertisement is of goods, services, or facilities available within the park area and such notices and advertisements are found by the Superintendent to be desirable and necessary for the convenience and guidance of the public.

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 – COMMERCIAL PHOTOGRAPHY

(a) Before any motion picture may be filmed or any television production or sound track may be made by any person other than bona fide news media, radio or television personnel, written permission must first be obtained from the Superintendent.

(b) Taking photographs of any vehicle or other articles of commerce or models for the purpose of commercial advertising without a written permit from the Superintendent is prohibited.

36 CFR §5.6 – COMMERCIAL VEHICLES

(b) & (c) Using commercial vehicles on government roads within 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, except in accordance with the provisions of a valid permit, contract, or other written agreement with the United States.