§ 7.93

north and south mouth of Jim Creek, South Narrows, and the lakeshore road between Mormon Point and the south mouth of Jim Creek. On the east side of Bighorn Lake beginning at the junction of U.S. Highway 14A and the John Blue road, northerly on the John Blue road to the first road to the left, on said road in a westerly direction to its terminus at the shoreline of Bighorn Lake. All frozen lake surfaces are closed to snowmobiling.

(2) On roads designated for snowmobile use only that portion of the road or parking area intended for other motor vehicle use may be used by snowmobiles. Such roadway is available for snowmobile use only when the designated road or parking area is closed by snow depth to all other motor vehicles used by the public. These routes will be marked by signs, snow poles or other appropriate means. The superintendent shall determine the opening and closing dates for use of designated snowmobile routes each year. Routes will be open to snowmobile travel when they are considered to be safe for travel but not necessarily free of safety hazards. Snowmobiles may travel in these areas with the permission of the superintendent, but at their own risk.

(3) Snowmobile use outside designated routes is prohibited.

(c) Fishing. Unless otherwise designated, fishing in any manner authorized under applicable State law is allowed.

(d) Personal Watercraft (PWC). (1) PWC use is allowed in Bighorn Canyon National Recreation Area, except in the following areas:

(i) In the gated area south of Yellowtail Dam’s west side to spillway entrance works and Bighorn River from Yellowtail Dam to cable 3,500 feet north.

(ii) At Afterbay Dam from fenced areas on west side of dam up to the dam.

(iii) In Afterbay Lake, the area between dam intake works and buoy/cable line 100 feet west.

(iv) At Government docks as posted.

(v) At the Ok-A-Beih gas dock, except for customers.

(vi) From Yellowtail Dam upstream to the log boom.

(vii) In Bighorn Lake and shoreline south of the area known as the South Narrows (legal description R94W, T57N at the SE corner of Section 6, the SW corner of Section 5, the NE corner of Section 7, and the NW corner of Section 8). Personal watercraft users are required to stay north of the boundary delineated by park installed buoys.

(2) The Superintendent may temporarily limit, restrict, or terminate access to the areas designated for PWC use after taking into consideration public health and safety, natural and cultural resource protection, and other management activities and objectives.

[36 FR 21666, Nov. 12, 1971, as amended at 48 FR 25865, June 30, 1983; 52 FR 34777, Sept. 15, 1987; 70 FR 31353, June 1, 2005]

§ 7.93 Guadalupe Mountains National Park.

(a) Cave entry. No person shall enter any cave or passageway of any cave without a permit.

[48 FR 30296, June 30, 1983]

§§ 7.94–7.95 Reserved

§ 7.96 National Capital Region.

(a) Applicability of regulations. This section applies to all park areas administered by National Capital Region in the District of Columbia and in Arlington, Fairfax, Loudoun, Prince William, and Stafford Counties and the City of Alexandria in Virginia and Prince Georges, Charles, Anne Arundel, and Montgomery Counties in Maryland and to other federal reservations in the environs of the District of Columbia, policed with the approval or concurrence of the head of the agency having jurisdiction or control over such reservations, pursuant to the provisions of the act of March 17, 1948 (62 Stat. 81).

(b) Athletics—(1) Permits for organized games. Playing baseball, football, croquet, tennis, and other organized games or sports excepted pursuant to a permit and upon the grounds provided for such purposes, is prohibited.

(2) Wet grounds. Persons holding a permit to engage in athletics at certain times and at places authorized for this use are prohibited from exercising the privilege of play accorded by the permit if the grounds are wet or otherwise
unsuitable for play without damage to
the turf.
(3) Golf and tennis; fees. No person
may use golf or tennis facilities with-
out paying the required fee, and in
compliance with conditions approved
by the Regional Director. Trespassing,
intimidating, harassing or otherwise
interfering with authorized golf play-
ers, or interfering with the play of ten-
nis players is prohibited.
(4) Ice skating. Ice skating is prohib-
ited except in areas and at times des-
ignated by the Superintendent. Skat-
ing in such a manner as to endanger
the safety of other persons is prohib-
ited.
(c) Model planes. Flying a model pow-
ered plane from any park area is pro-
hibited without a permit.
(d) Fishing. Unless otherwise des-
ignated, fishing in a manner authorized
under applicable State law is allowed.
(e) Swimming. Bathing, swimming or
wading in any fountain or pool except
where officially authorized is prohib-
ited. Bathing, swimming or wading in
the Tidal Basin, the Chesapeake and
Ohio Canal, or Rock Creek, or entering
from other areas covered by this sec-
tion the Potomac River, Anacostia
River, Washington Channel or George-
town Channel, except for the purpose of
saving a drowning person, is prohib-
ited.
(f) Commercial vehicles and common
carriers—(1) Operation in park areas pro-
hibited; exceptions. Commercial vehicles
and common carriers, loaded or un-
loaded, are prohibited on park roads
and bridges except on the section of
Constitution Avenue east of 19th
Street or on other roads and bridges
designated by the Superintendent, or
when authorized by a permit or when
operated in compliance with paragraph
(f)(2) of this section.
(2) George Washington Memorial Park-
way; passenger-carrying vehicles; permits;
fees. (i) Taxicabs licensed in the Dis-
trict of Columbia, Maryland, or Vir-
ginia, are allowed on any portion of the
George Washington Memorial Parkway
without a permit or payment of fees.
(ii) Passenger-carrying vehicles for hire
or compensation, other than taxi-
cabs, having a seating capacity of not
more than fourteen (14) passengers, ex-
cluding the operator, when engaged in
services authorized by concession
agreement to be operated from the
Washington National Airport and/or
Dulles International Airport, are al-
lowed on any portion of the George
Washington Memorial Parkway in Vir-
ginia without a permit or payment of
fees. However, when operating on a
sightseeing basis an operator of such a
vehicle shall comply with paragraph
(f)(2)(iv) of this section.
(iii) Passenger-carrying vehicles for
hire or compensation, other than those
to which paragraphs (f)(2) (i) and (ii) of
this section apply, are allowed on the
George Washington Memorial Parkway
upon issuance of a permit by the Re-
gional Director, under the following
conditions:
(A) When operating on a regular
schedule: to provide passenger service
on any portion between Mount Vernon
and the Arlington Memorial Bridge, or
provide limited direct nonstop pas-
senger service from Key Bridge to a
terminal at the Central Intelligence
Agency Building at Langley, Virginia,
and direct return, or to provide limited
direct nonstop passenger service from
the interchange at Route 123 to a ter-
minus at the Central Intelligence
Agency Building at Langley, Virginia,
and direct return, or to provide limited
direct nonstop passenger service from
the interchange at Route 123 to a ter-
minus at the Central Intelligence
Agency Building at Langley, Virginia,
and direct return, Permittees shall file
a schedule of operation and all sched-
ule changes with the Regional Director
showing the number of such vehicles
and total miles to be operated on the
parkway.
(B) When operating nonscheduled di-
rect, nonstop service primarily for the
accommodation of air travelers arriv-
ing at or leaving from Dulles Inter-
national Airport or Washington Na-
tional Airport: between Dulles Inter-
national Airport and a terminal in
Washington, D.C., over the George
Washington Memorial Parkway be-
tween Virginia Route 123 and Key
Bridge; or between Washington Na-
tional Airport and a terminal in
Washington, D.C., over the George
Washington Memorial Parkway be-
tween Virginia Route 123 and Key
Bridge; or between Washington Na-
tional Airport and a terminal in
Washington, D.C., over the George
Washington Memorial Parkway be-
tween Virginia Route 123 and Key
Bridge; or between Dulles Inter-
national Airport and Washington Na-
tional Airport over the George Wash-
ington Memorial Parkway between
Virginia Route 123 and Washington Na-
tional Airport. Permittees shall file a
§ 7.96 36 CFR Ch. I (7–1–13 Edition)

report of all operations and total miles operated on the George Washington Memorial Parkway with the Regional Director.

(C) Permits are issued to operators of vehicles described in paragraphs (f)(2)(iii) (A) and (B) normally for a period of one year, effective from July 1 until the following June 30, at the rate of one cent (1) per mile for each mile each such vehicle operates upon the parkway. Payment shall be made quarterly within twenty (20) days after the end of the quarter based upon a certification by the operator of the total mileage operated upon the parkway.

(iv) Sightseeing passenger-carrying vehicles for hire or compensation other than taxicabs may be permitted on the George Washington Memorial Parkway upon issuance of a permit by the Regional Director, to provide sightseeing service on any portion of the parkway. Permits may be issued either on an annual basis for a fee of three dollars ($3.00) for each passenger-carrying seat in such vehicle; on a quarterly basis for a fee of seventy-five cents (75) per seat; or on a daily basis at the rate of one dollar ($1.00) per vehicle per day.

(3) Taxicabs—(i) Operations around Memorials. Parking, except in designated taxicab stands, or cruising on the access roads to the Washington Monument, the Lincoln Memorial, the Jefferson Memorial, and the circular roads around the same, of any taxicab or hack without passengers is prohibited. However, this section does not prohibit the operation of empty cabs responding to definite calls for hack service by passengers waiting at such Memorials, or of empty cabs which have just discharged passengers at the entrances of the Memorials, when such operation is incidental to the empty cabs’ leaving the area by the shortest route.

(ii) Stands. The Superintendent may designate taxicab stands in suitable and convenient locations to serve the public.

(4) The provisions of this section prohibiting commercial trucks and common carriers do not apply within other Federal reservations in the environs of the District of Columbia and do not apply on that portion of Suitland Parkway between the intersection with Maryland Route 337 and the end of the Parkway at Maryland Route 4, a length of 0.6 mile.

(5) Parking. Violation of a traffic control device regulating parking is punishable by fine. In any violation of a traffic control device regulating parking, proof that the described vehicle was parked in violation, together with proof that the defendant was at the time the registered owner of the vehicle, shall constitute a prima facie presumption that the registered owner of the vehicle was the person who committed the violation.

(g) Demonstrations and special events—

(1) Definitions. (i) The term “demonstration” includes demonstrations, picketing, speechmaking, marching, holding vigils or religious services and all other like forms of conduct that involve the communication or expression of views or grievances, engaged in by one or more persons, the conduct of which is reasonably likely to draw a crowd or onlookers. This term does not include casual park use by visitors or tourists that is not reasonably likely to attract a crowd or onlookers.

(ii) The term “special events” includes sports events, pageants, celebrations, historical reenactments, regattas, entertainments, exhibitions, parades, fairs, festivals and similar events (including such events presented by the National Park Service), which are not demonstrations under paragraph (g)(1)(i) of this section, and which are engaged in by one or more persons, the conduct of which has the effect, intent or propensity to draw a crowd or onlookers. This term also does not include casual park use by visitors or tourists which does not have an intent or propensity to attract a crowd or onlookers.

(iii) The term “national celebration events” means the annually recurring special events regularly scheduled by the National Capital Region, which are listed in paragraph (g)(4)(i) of this section.

(iv) The term “White House area” means all park areas, including sidewalks adjacent thereto, within these bounds; on the south, Constitution Avenue NW.; on the north, H Street NW.; on the east, 15th Street, NW.; and on the west, 17th Street NW.
The term “White House sidewalk” means the south sidewalk of Pennsylvania Avenue NW., between East and West Executive Avenues NW.

The term “Lafayette Park” means the park areas, including sidewalks adjacent thereto, within these bounds: on the south, Pennsylvania Avenue NW.; on the north, H Street NW.; on the east, Madison Place NW.; and on the west, Jackson Place NW.

The term “Ellipse” means the park areas, including sidewalks adjacent thereto, within these bounds: on the south, Constitution Avenue NW.; on the north, E Street, NW.; on the west, 17th Street NW.; and on the east, 15th Street NW.

The term “Regional Director” means the official in charge of the National Capital Region, National Park Service, U.S. Department of the Interior, or an authorized representative thereof.

The term “other park areas” includes all areas, including sidewalks adjacent thereto, other than the White House area, administered by the National Capital Region.

The term “Vietnam Veterans Memorial” means the structures and adjacent areas extending to and bounded by the south curb of Constitution Avenue on the north, the east curb of Henry Bacon Drive on the west, the north side of the north Reflecting Pool walkway on the south and a line drawn perpendicular to Constitution Avenue two hundred (200) feet from the east tip of the memorial wall on the east (this is also a line extended from the east side of the western concrete border of the steps to the west of the center steps to the Federal Reserve Building extending to the Reflecting Pool walkway).

(2) Permit requirements. Demonstrations and special events may be held only pursuant to a permit issued in accordance with the provisions of this section except:

(i) Demonstrations involving 25 persons or fewer may be held without a permit provided that the other conditions required for the issuance of a permit are met and provided further that the group is not merely an extension of another group already availing itself of the 25-person maximum under this provision or will not unreasonably interfere with other demonstrations or special events.

(ii) Demonstrations may be held in the following park areas without a permit provided that the conduct of such demonstrations is reasonably consistent with the protection and use of the indicated park area and the other requirements of this section. The numerical limitations listed below are applicable only for demonstrations conducted without a permit in such areas. Larger demonstrations may take place in these areas pursuant to a permit.

(A) Franklin Park. Thirteenth Street, between I and K Streets NW., for no more than 500 persons.

(B) McPherson Square. Fifteenth Street, between I and K Streets NW., for no more than 500 persons.

(C) U.S. Reservation No. 31. West of 18th Street and south of H Street NW., for no more than 100 persons.

(D) Rock Creek and Potomac Parkway. West of 23rd Street, south of P Street NW., for no more than 1,000 persons.

(E) U.S. Reservation No. 46. North side of Pennsylvania Avenue, west of Eighth Street and south of D Street, SE., for no more than 25 persons and south of D Street SE., for no more than 25 persons.

(3) Permit applications. Permit applications may be obtained at the Division of Permits Management, National Mall and Memorial Parks, 900 Ohio Drive SW., Washington DC 20024. Applicants shall submit permit applications in writing on a form provided by the National Park Service so as to be received by the Regional Director at the Division of Permits Management at least 48 hours in advance of any proposed demonstration or special event. This 48-hour period will be waived by the Regional Director if the size and nature of the activity will not reasonably require the commitment of park resources or personnel in excess of that which are normally available or which can reasonably be made available within the necessary time period. The Regional Director shall accept permit applications only during the hours of 8 a.m.–4 p.m., Monday through Friday, holidays excepted. All demonstration applications, except those seeking waiver of the numerical limitations applicable to Lafayette Park (paragraph...
(g)(5)(ii) of this section), are deemed granted, subject to all limitations and restrictions applicable to said park area, unless denied within 24 hours of receipt. However, where a permit has been granted, or is deemed to have been granted pursuant to this subsection, the Regional Director may revoke that permit pursuant to paragraph (g)(6) of this section.

(i) White House area. No permit may be issued authorizing demonstrations in the White House area, except for the White House sidewalk, Lafayette Park and the Ellipse. No permit may be issued authorizing special events, except for the Ellipse, and except for annual commemorative wreath-laying ceremonies relating to the statutes in Lafayette Park.

(ii) Other park areas. Demonstrations and special events are not allowed in the following other park areas:

(A) The Washington Monument, which means the area enclosed within the inner circle that surrounds the Monument’s base, except for the official annual commemorative Washington birthday ceremony.

(B) The Lincoln Memorial, which means that portion of the park area which is on the same level or above the base of the large marble columns surrounding the structure, and the single series of marble stairs immediately adjacent to and below that level, except for the official annual commemorative Lincoln birthday ceremony.

(C) The Jefferson Memorial, which means the circular portion of the Jefferson Memorial enclosed by the outermost series of columns, and all portions on the same levels or above the base of these columns, except for the official annual commemorative Jefferson birthday ceremony.

(D) The Vietnam Veterans Memorial, except for official annual Memorial Day and Veterans Day commemorative ceremonies.

(E) Maps of the park areas designated in this paragraph are as follows. The darkened portions of the diagrams show the areas where demonstrations or special events are prohibited.
(4) Permit processing. (i) NPS processes permit applications for demonstrations and special events in order of receipt. NPS will not accept applications more than one year in advance of a proposed continuous event (including set-up time, if any). Use of a particular area is allocated in order of receipt of applications.
National Park Service, Interior § 7.96

fully executed applications, subject to the limitations in this section.

(ii) Specific national celebration events have priority use of particular park areas as shown in the following table:

<table>
<thead>
<tr>
<th>The following event</th>
<th>Has priority use of the following area</th>
<th>At the following time</th>
</tr>
</thead>
<tbody>
<tr>
<td>(A) Lighting of the National Christmas Tree and Christmas Pathway of Peace.</td>
<td>Northern half of the oval portion of the Ellipse.</td>
<td>The last four weeks in December as well as necessary set-up and take-down between October 1 through February 1.</td>
</tr>
<tr>
<td>(B) Cherry Blossom Festival</td>
<td>Park areas adjacent to the Tidal Basin and the sidewalk areas adjacent to Constitution Avenue, between 15th &amp; 17th Streets NW.</td>
<td>Two weeks usually in late March or early April as well as the an additional two weeks for the necessary set-up and take-down.</td>
</tr>
<tr>
<td>(C) Fourth of July Celebration</td>
<td>Washington Monument Grounds and the Lincoln Memorial Reflecting Pool area.</td>
<td>Time required for necessary staging and fireworks set-up and take-down, totaling three weeks in late June and early July.</td>
</tr>
<tr>
<td>(D) Smithsonian Folklife Festival</td>
<td>The area bounded on the south by Jefferson Drive NW; on the north by Madison Drive, NW; on the east by 7th Street, NW; on the west by 14th Street, NW.</td>
<td>For a two-week period in approximately late June and early July and an additional eight weeks for the necessary set-up and take-down.</td>
</tr>
<tr>
<td>(E) Columbus Day Commemorative Wreath-Laying.</td>
<td>At the Columbus statue on the Union Plaza.</td>
<td>On Columbus Day.</td>
</tr>
<tr>
<td>(F) Presidential Inaugural Ceremonies</td>
<td>See paragraph (g)(4)(iii) of this section.</td>
<td>See paragraph (g)(4)(iii) of this section.</td>
</tr>
</tbody>
</table>

(iii) In connection with Presidential Inaugural Ceremonies the following areas are reserved for priority use as set forth in this paragraph.

(A) The White House sidewalk and Lafayette Park, exclusive of the northeast quadrant for the exclusive use of the Presidential Inaugural Committee on Inaugural Day.

(B) Portions of Pennsylvania Avenue, National Historic Park and Sherman Park, as designated in the maps included in paragraph (g)(4)(iii)(E) of this section, for the exclusive use of the Presidential Inaugural Committee on Inaugural Day for:

1. Ticketed bleachers viewing and access areas, except that members of the public may use a ticketed bleacher seat that has not been claimed by the ticket holder 10 minutes before the Inaugural Parade is scheduled to pass the bleacher’s block;
2. Portable toilets, except that they will be available to the public;
3. Television and radio media and Armed Forces Inaugural Committee parade support structures;
4. The area in front of the John A. Wilson Building for the District of Columbia reviewing stand;
5. Viewing areas designated for individuals with disabilities, except that they will be available to any disabled persons.

(C) The area of the National Mall between 14th and 1st Streets, for the exclusive use of the Armed Forces Inaugural Committee on Inaugural Day for the assembly, staging, security and weather protection of the pre-Inaugural parade components and floats on Inaugural Day, except for:

1. The placement of jumbotrons and sound towers by the Architect of the Capitol or the Joint Congressional Committee on Inaugural Ceremonies so that the Inaugural ceremony may be observed by the Joint Congressional Committee’s ticketed standing room ticket holders between 4th and 1st Streets and the general public between 7th and 4th Streets; and
2. A 150-foot-by-200-foot area on the National Mall just east of 7th Street, for the exclusive use of the Presidential Inaugural Committee for television and radio media broadcasts on Inaugural Day.

(D) The Presidential Inaugural Committee may also use portions of its designated areas reasonably necessary for setting up and taking down stands, bleachers, media and parade support structures as shown in the following table:
The Presidential Inaugural Committee may use the following area . . .


(2) Pennsylvania Avenue, National Historic Park and Sherman Park. December 7 through February 10.


(E) Maps of designated portions of Pennsylvania Avenue, National Historic Park and Sherman Park referred to in paragraph (g)(4)(iii)(B) of this section are as follows:
(iv) Other demonstrations or special events are permitted in park areas under permit for the National Celebration Events listed in paragraph (g)(4)(i) of this section to the extent that they do not significantly interfere with the National Celebration Events.
§ 7.96

Except for Inaugural ceremony activities, no activity containing structures is permitted closer than 50 feet to another activity containing structures without the mutual consent of the sponsors of those activities.

(v) NPS will issue a permit for a demonstration on the White House sidewalk and in Lafayette Park at the same time only if the requirements of this paragraph are met. The organization, group, or other sponsor of the demonstration must undertake in good faith all reasonable action, including the provision of sufficient marshals, to ensure that the sponsor:

(A) Maintains good order and self-discipline in conducting the demonstration and any necessary movement of persons; and
(B) Observes the numerical limitations and waiver provisions described in paragraphs (g)(5)(i) and (ii) of this section.

(vi) NPS will issue permits authorizing demonstrations or special events for the periods shown in the following table. NPS may extend these periods for demonstrations only, unless another application requests use of the particular area and that application precludes double occupancy.

<table>
<thead>
<tr>
<th>Park area</th>
<th>Permit validity period for reasonable and necessary set-up and take-down activities for the White House Sidewalk and Lafayette Park.</th>
</tr>
</thead>
<tbody>
<tr>
<td>(A) White House area, except the Ellipse.</td>
<td>Between October 24 through April 1 for activities conducted on the White House sidewalk.</td>
</tr>
<tr>
<td>(B) The Ellipse and all other park areas.</td>
<td>Between December 7 through February 10 for activities conducted in Lafayette Park.</td>
</tr>
</tbody>
</table>

(vii) A permit may be denied in writing by the Regional Director upon the following grounds:

(A) A fully executed prior application for the same time and place has been received, and a permit has been or will be granted authorizing activities which do not reasonably permit multiple occupancy of the particular area; in that event, an alternate site, if available for the activity, will be proposed by the Regional Director to the applicant.

(B) It reasonably appears that the proposed demonstration or special event will present a clear and present danger to the public safety, good order, or health.

(C) The proposed demonstration or special event is of such a nature or duration that it cannot reasonably be accommodated in the particular area applied for; in that event, the Regional Director shall propose an alternate site to the applicant, if available for the activity; in this connection, the Regional Director shall reasonably take into account possible damage to the park, including trees, shrubbery, other plantings, park installations and statues.

(D) The application proposes activities contrary to any of the provisions of this section or other applicable law or regulation.

(5) Permit limitations. Issuance of a permit is subject to the following limitations:

(i) No more than 750 persons are permitted to conduct a demonstration on the White House sidewalk at any one time.

(ii) No more than 3,000 persons are permitted to conduct a demonstration in Lafayette Park at any one time.

(A) The Regional Director may waive the 3,000 person limitation for Lafayette Park and/or the 750 person limitation for the White House Sidewalk upon a showing by the applicant that good faith efforts will be made to plan and marshal the demonstration in such a fashion so as to render unlikely any substantial risk of unreasonable disruption or violence.

(B) In making a waiver determination, the Regional Director shall consider and the applicant shall furnish at least ten days in advance of the proposed demonstration, the functions the marshals will perform, the means by which they will be identified, and their method of communication with each other and the crowd. This requirement will be satisfied by completion and submission of the same form referred to in paragraph (g)(3) of this section.

(iii) No permit will be issued for a demonstration on the White House
Sidewalk and in Lafayette Park at the same time except when the organization, group, or other sponsor of such demonstration undertakes in good faith all reasonable action, including the provision of sufficient marshals, to insure good order and self-discipline in conducting such demonstration and any necessary movement of persons, so that the numerical limitations and waiver provisions described in paragraphs (g)(5) (i) and (ii) of this section are observed.

(iv) The Regional Director may restrict demonstrations and special events weekdays (except holidays) between the hours of 7:00 to 9:30 a.m. and 4:00 to 6:30 p.m. if it reasonably appears necessary to avoid unreasonable interference with rush-hour traffic.

(v) Special events are not permitted unless approved by the Regional Director. In determining whether to approve a proposed special event, the Regional Director shall consider and base the determination upon the following criteria:

(A) Whether the objectives and purposes of the proposed special event relate to and are within the basic mission and responsibilities of the National Capital Region, National Park Service.

(B) Whether the park area requested is reasonably suited in terms of accessibility, size, and nature of the proposed special event.

(C) Whether the proposed special event can be permitted within a reasonable budgetary allocation of National Park Service funds considering the event’s public appeal, and the anticipated participation of the general public therein.

(D) Whether the proposed event is duplicative of events previously offered in National Capital Region or elsewhere in or about Washington, DC.

(E) Whether the activities contemplated for the proposed special event are in conformity with all applicable laws and regulations.

(vi) In connection with permitted demonstrations or special events, temporary structures may be erected for the purpose of symbolizing a message or meeting logistical needs such as first aid facilities, lost children areas, or the provision of shelter for electrical and other sensitive equipment or displays. Temporary structures may not be used outside designated camping areas for living accommodation activities such as sleeping, or making preparations to sleep (including the laying down of bedding for the purpose of sleeping), or storing personal belongings, or making any fire, or doing any digging or earth breaking or carrying on cooking activities. The above-listed activities constitute camping when it reasonably appears, in light of all the circumstances, that the participants, in conducting these activities, are in fact using the area as a living accommodation regardless of the intent of the participants or the nature of any other activities in which they may also be engaging. Temporary structures are permitted to the extent described above, provided prior notice has been given to the Regional Director, except that:

(A) Structures are not permitted on the White House sidewalk.

(B) All such temporary structures shall be erected in such a manner so as not to harm park resources unreasonably and shall be removed as soon as practicable after the conclusion of the permitted demonstration or special event.

(C) The Regional Director may impose reasonable restrictions upon the use of temporary structures in the interest of protecting the park areas involved, traffic and public safety considerations, and other legitimate park value concerns.

(D) Any structures utilized in a demonstration extending in duration beyond the time limitations specified in paragraphs (g)(5) (iv) (A) and (B) of this section shall be capable of being removed upon 24 hours notice and the site restored, or, the structure shall be secured in such a fashion so as not to interfere unreasonably with use of the park area by other permittees authorized under this section.

(E) Individuals or groups of 25 persons or fewer demonstrating under the small group permit exemption of paragraph (g)(2)(i) of this section are not allowed to erect temporary structures other than small lecterns or speakers'
platforms. This provision does not restrict the use of portable signs or banners.

(vii) No signs or placards shall be permitted on the White House sidewalk except those made of cardboard, posterboard or cloth having dimensions no greater than three feet in width, twenty feet in length, and one-quarter inch in thickness. No supports shall be permitted for signs or placards except those made of wood having cross-sectional dimensions no greater than three-quarter of an inch by three-quarter of an inch. Stationary signs or placards shall be no closer than three feet from the White House sidewalk fence. All signs and placards shall be attended at all times that they remain on the White House sidewalk. No supports shall be permitted for signs or placards except those made of wood having cross-sectional dimensions no greater than three-quarter of an inch by three-quarter of an inch. Stationary signs or placards shall be no closer than three feet from the White House sidewalk fence. All signs and placards shall be attended at all times that they remain on the White House sidewalk. Signs or placards shall be considered to be attended only when they are in physical contact with a person. No signs or placards shall be permitted for signs or placards except those made of wood having cross-sectional dimensions no greater than three-quarter of an inch by three-quarter of an inch. Stationary signs or placards shall be no closer than three feet from the White House sidewalk fence. All signs and placards shall be attended at all times that they remain on the White House sidewalk. Signs or placards shall be considered to be attended only when they are in physical contact with a person. No signs or placards shall be tied, fastened, or otherwise attached to or leaned against the White House fence, lamp posts or other structures on the White House sidewalk. No signs or placards shall be held, placed or set down on the center portion of the White House sidewalk, comprising ten yards on either side of the center point on the sidewalk: Provided, however, that individuals may demonstrate while carrying signs on that portion of the sidewalk if they continue to move along the sidewalk.

(viii) No parcel, container, package, bundle or other property shall be placed or stored on the White House sidewalk or on the west sidewalk of East Executive Avenue NW., between Pennsylvania Avenue NW., and E Street NW., or on the north sidewalk of E Street NW., between East and West Executive Avenues NW.; Provided, however, that such property, except structures, may be momentarily placed or set down in the immediate presence of the owner on those sidewalks.

(ix) The following are prohibited in Lafayette Park:

(A) The erection, placement or use of structures of any kind except for the following:

(1) Structures that are being hand-carried are allowed.

(2) When one hundred (100) or more persons are participating in a demonstration in the Park, a temporary speaker’s platform as is reasonably required to serve the demonstration participants is allowed as long as such platform is being erected, dismantled or used, provided that only one speaker’s platform is allowed per demonstrating group, and provided further that such speaker’s platform is authorized by a permit issued pursuant to paragraph (g) of this section.

(3) When less than one hundred (100) persons are participating in a demonstration in the Park, a temporary “soapbox” speaker’s platform is allowed as long as such platform is being erected, dismantled or used, providing that only one speaker’s platform is allowed per demonstrating group, and provided further that the speaker’s platform is no larger than three (3) feet in length, three (3) feet in width, and three (3) feet in height, and provided further that such speaker’s platform is authorized by a permit issued pursuant to paragraph (g) of this section.

(4) For the purpose of this section, the term “structure” includes props and displays, such as coffins, crates, crosses, theaters, cages, and statues; furniture and furnishings, such as desks, chairs, tables, bookcases, cabinets, platforms, podiums and lecterns; shelters, such as tents, boxes and other enclosures; wagons and carts; and all other similar types of property which might tend to harm park resources including aesthetic interests. Provided however that the term “structure” does not include signs; bicycles, baby carriages and baby strollers lawfully in the Park that are temporarily placed in, or are being moved across, the Park, and that are attended at all times while in the Park (the term “attended” is defined as an individual being within three (3) feet of his or her bicycle, baby carriage or baby stroller); and wheelchairs and other devices for the handicapped in use by handicapped persons.

(B) The use of signs except for the following:

(1) Hand-carried signs are allowed regardless of size.

(2) Signs that are not being hand-carried and that are no larger than four (4) feet in length, four (4) feet in width and one-quarter (¼) inch in thickness (exclusive of braces that are reasonably...
required to meet support and safety re-
requirements and that are not used so as
to form an enclosure of two (2) or more
sides) may be used in Lafayette Park,
provided that no individual may have
more than two (2) such signs in the
Park at any one time, and provided fur-
ther that such signs must be attended
at all times (the term ‘attended’ is de-
 fined as an individual being within
three (3) feet of his or her sign(s)), and
provided further that such signs may not
be elevated in a manner so as to exceed
a height of six (6) feet above the ground
at their highest point, may not be ar-
ranged or combined in a manner so as
to exceed the size limitations set forth
in this paragraph, and may not be ar-
ranged in such a fashion as to form an
enclosure of two (2) or more sides. For
example, under this provision, two
four-feet by four-feet signs may not be
combined so as to create a sign eight
feet long and four feet wide, and three
such signs may not be arranged to cre-
ate a sign four feet long and twelve feet
wide, and two or more signs of any size
may not be leaned or otherwise placed
together so as to form an enclosure of
two or more sides, etc.
(x) Stages and sound amplification
may not be placed closer than one hun-
dred (100) feet from the boundaries of
the Vietnam Veterans Memorial and
sound systems shall be directed away
from the memorial at all times.
(xi) Sound amplification equipment
is allowed in connection with per-
mitted demonstrations or special
events, provided prior notice has been
given to the Regional Director, except
that:
(A) Sound amplification equipment
may not be used on the White House
sidewalk, other than hand-portable
sound amplification equipment which
the Regional Director determines is
necessary for crowd-control purposes.
(B) The Regional Director reserves
the right to limit the sound amplifi-
cation equipment so that it will not
unreasonably disturb nonparticipating
persons in, or in the vicinity of, the
area.
(xii) A permit may contain addi-
tional reasonable conditions and addi-
tional time limitations, consistent with
this section, in the interest of
protecting park resources, the use of
nearby areas by other persons, and
other legitimate park value concerns.
(xiii) A permit issued under this sec-
tion does not authorize activities out-
side of areas under administration by
the National Capital Region. Applic-
ants may also be required to obtain a
permit from the District of Columbia
or other appropriate governmental en-
tity for demonstrations or special
events sought to be conducted either
wholly or in part in other than park
areas.
(6) Permit revocation. A permit issued
for a demonstration is revocable only
upon a ground for which an application
therefor would be subject to denial
under paragraphs (g) (4) or (5) of this
section. Any such revocation, prior to
the conduct of the demonstration, shall
be in writing and shall be approved by
the Regional Director. During the con-
duct of a demonstration, a permit may
be revoked by the ranking U.S. Park
Police supervisory official in charge if
continuation of the event presents a
clear and present danger to the public
safety, good order or health or for any
violation of applicable law or regula-
tion. A permit issued for a special
event is revocable, at any time, in the
reasonable discretion of the Regional
Director.
(7) Further information on admin-
istering these regulations can be found
in policy statements published at 47 FR
24299, June 4, 1982, and at 47 FR 24302,
June 4, 1982. Copies of the policy state-
ments may be obtained from the Re-
gional Director.
(h) Soliciting. (1) The in-person solici-
ting or demanding of money or funds
for donation on Federal park land is
prohibited, unless it occurs as part of a
permit issued for a demonstration or
special event.
(2) Persons permitted to solicit must
not:
(i) Give false or misleading informa-
tion regarding their purposes or affili-
ations;
(ii) Give false or misleading informa-
tion as to whether any item is avail-
able without donation.
(i) Camping. (1) Camping is defined as
the use of park land for living accom-
modation purposes such as sleeping ac-
tivities, or making preparations to
sleep (including the laying down of
bedding for the purpose of sleeping), or storing personal belongings, or making any fire, or using any tents or shelter or other structure or vehicle for sleeping or doing any digging or earth breaking or carrying on cooking activities. The above-listed activities constitute camping when it reasonably appears, in light of all the circumstances, that the participants, in conducting these activities, are in fact using the area as a living accommodation regardless of the intent of the participants or the nature of any other activities in which they may also be engaging. Camping is permitted only in areas designated by the Superintendent, who may establish limitations of time allowed for camping in any public campground. Upon the posting of such limitations in the campground, no person shall camp for a period longer than that specified for the particular campground.

(2) Further information on administering these regulations can be found in policy statements published at 47 FR 24302 (June 4, 1982). Copies of the policy statements may be obtained from the Regional Director.

(j)(1) In Lafayette Park the storage of construction material, tools, lumber, paint, tarps, bedding, luggage, pillows, sleeping bags, food, clothing, literature, papers and all other similar property is prohibited.

(2) Notwithstanding (j)(1) of this section, a person in Lafayette Park may have literature, papers, food, clothing, blankets and a reasonable cover to protect such property, occupying up to three (3) cubic feet of space, so long as such property is attended at all times while in the Park (the term “attended” is defined as a person being within three (3) feet of his or her property).

(k) Sales. (1) No sales shall be made nor admission fee charged and no article may be exposed for sale without a permit except as noted in the following paragraphs.

(2) No merchandise may be sold during the conduct of special events or demonstrations except for books, newspapers, leaflets, pamphlets, buttons and bumper stickers. A permit is required for the sale or distribution of permitted merchandise when done with the aid of a stand or structure. Such stand or structure may consist of one table per site, which may be no larger than 2 1/2 feet by 8 feet or 4 feet by 4 feet. The dimensions of a sales site may not exceed 6 feet wide by 15 feet long by 6 feet high. With or without a permit, such sale or distribution is prohibited in the following areas:

(i) Lincoln Memorial area which is on the same level or above the base of the large marble columns surrounding the structure, and the single series of marble stairs immediately adjacent to and below that level.

(ii) Jefferson Memorial area enclosed by the outermost series of columns, and all portions on the same levels or above the base of these columns.

(iii) Washington Monument area enclosed within the inner circle that surrounds the Monument’s base.

(iv) The interior of all park buildings, including, but not limited to, those portions of Ford’s Theatre administered by the National Park Service.

(v) The White House Park area bounded on the north by H Street, NW; on the south by Constitution Avenue, NW; on the west by 17th Street, NW; and on the east by 15th Street, NW; except for Lafayette Park, the White House sidewalk (the south Pennsylvania Avenue, NW sidewalk between East and West Executive Avenues) and the Ellipse; Provided, however, that the free distribution of literature conducted without the aid of stands or structures, is permitted on East Executive Avenue.

(vi) Vietnam Veterans Memorial area extending to and bounded by the south curb of Constitution Avenue on the north, the east curb of Henry Bacon Drive on the west, the north side of the north Reflecting Pool walkway on the south and a line drawn perpendicular to Constitution Avenue two hundred (200) feet from the east tip of the memorial wall on the east (this is also a line extended from the east side of the western concrete border of the steps to the west of the center steps to the Federal Reserve Building extending to the Reflecting Pool walkway); Provided, however, that the free distribution of literature conducted without the aid of stands or structures, is permitted on the Constitution Avenue and Henry
Bacon Drive sidewalks adjacent to the Vietnam Veterans Memorial.

(3) Persons engaged in the sale or distribution of printed matter under this section shall not obstruct or impede pedestrians or vehicles, harass park visitors with physical contact, misrepresent the purposes or affiliations of those engaged in the sale or distribution, or misrepresent whether the printed matter is available without cost or donation.

(1) Rock Creek Park. (1) Notwithstanding the provisions of 36 CFR 5.1, the Superintendent of Rock Creek Park may permit the recognition of and the advertising by the primary sponsor or sponsors of not more than two professional tennis tournaments per year at the Rock Creek Tennis Center.

(2) All activities conducted under this paragraph shall be appropriate to park values and consistent with the protection of park resources and shall comply with criteria specified in a written permit.

(3) Any permit issued under this paragraph shall be valid only for those periods of time during which a professional tennis tournament is being held, and shall limit all advertising and recognition to the confines of the tennis stadium structure and the contiguous paved plaza, not to include any of the fields or paved parking lots except within the interior of permitted tents on Parking Lot A. These areas shall be marked on a map available in the Superintendent’s office.

(4) No advertising or recognition activities may take place without a written permit as specified in this paragraph. Any person who violates a provision of this paragraph is subject to the penalty provisions of 36 CFR 1.3 and revocation of the permit if a permit exists.

(m) Information collection. The information collection requirements contained in this section have been approved by the Office of Management and Budget under 44 U.S.C. 3507 and assigned clearance number 1024-0021. The information is being collected to provide notification to park managers, United States Park Police, Metropolitan Police, and the Secret Service of the plans of organizers of large-scale demonstrations and special events in order to assist in the provision of security and logistical support. This information will be used to further those purposes. The obligation is required to obtain a benefit.

§7.97 Golden Gate National Recreation Area.

(a) Boat landings—Alcatraz Island. Except in emergencies, the docking of any privately-owned vessel, as defined in §1.4 of this chapter, or the landing of any person at Alcatraz Island without a permit or contract is prohibited. The Superintendent may issue a permit upon a determination that the applicant’s needs cannot be provided by authorized commercial boat transportation to Alcatraz Island and that the proposed activities of the applicant are compatible with the preservation and protection of Alcatraz Island.

(b) Powerless flight. The use of devices designed to carry persons through the air in powerless flight is allowed at times and locations designated by the superintendent, pursuant to the terms and conditions of a permit.

(c) Designated bicycle routes. The use of a bicycle is permitted according to §4.30 of this chapter and, in non-developed areas, as follows:

(1) Bicycle use is permitted on routes which have been designated by the Superintendent as bicycle routes by the posting of signs, and as designated on maps which are available in the office of the superintendent and other places convenient to the public.

(2) Bicycle speed limits are as follows:

(i) 15 miles per hour: Upon all designated routes in Golden Gate National Recreation Area.

(ii) 5 miles per hour: On blind curves and when passing other trail users.

(3) The following are prohibited:

(i) The possession of a bicycle on routes not designated as open to bicycle use.