United States Department of the Interior

 National Capital Parks-East

 NATIONAL PARK SERVICE

 National Capital Region

 1900 Anacostia Drive, S.E.

 Washington, D.C. 20020

May 14, 2024

In Reply Refer to:

10.B (NCR-NACE)

 United States Department of the Interior

 National Capital Parks-East

 NATIONAL PARK SERVICE

 National Capital Region

 1900 Anacostia Drive, S.E.

 Washington, D.C. 20020

 April 3, 2024

Subject: Record of Determination for a Temporary Closure of Anacostia Drive SE in Anacostia Park

Pursuant to 36 C.F.R. § 1.5, the National Park Service is imposing a temporary closure of certain parkland within National Capital Parks - East, specifically Anacostia Drive SE in Anacostia Park. These areas will be closed during a permitted event for the following period of time:

Periods of Closure:

* Anacostia Drive SE and all inbound access roads in Anacostia Park will be closed to vehicular traffic for the period of May 19, 2024 from 6:00 am to 9:30 am.

This temporary closure is necessary for the protection of visitors during the Girls on the Run 5k permitted event. Additionally, all of Anacostia Park will remain open to pedestrian visitors.

This temporary and partial closure is not of a nature, magnitude and duration that will result in a "significant alteration in the public use pattern.” Indeed, other nearby park areas will remain open to the public. The closure will not adversely affect the park's natural, aesthetic, or cultural values; nor require significant modification to the resource management objections; nor is it of a highly controversial nature.

Accordingly, the National Park Service determines that publication as rulemaking in the Federal Register, is unwarranted per 36 C.F.R. § l.5(c). This is consistent with hundreds of earlier partial and temporary park closures, the legal opinion of the Office of the Solicitor, and judicial adjudications. Picciotto v. United States. No. 99-2113 (D.D.C.); Picciotto v. United States, No. 94-1935 (D.D.C.); Picciotto v. Lulan, No. 90-1261 (D.D.C.); Picciotto v. Hodel, No. 87-3290 (D.D.C.); Spiegel v. Babbitt, 855 F.Supp. 402 (D.D.C. 1994), affld in part w/o op. 56 F.3d 1531 (D.C. Cir. 1995).

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

Michael Commisso

Deputy Superintendent