



National Park Service
U.S. Department of the Interior

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

Fort Necessity National
Battlefield & Friendship
Hill National Historic Site

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Approved:


Date: May 31, 2016
Stephen M. Clark
General Superintendent

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 Fort Necessity National Battlefield (FONE) and Friendship Hill National Historic Site (FRHI). 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 (General):

- The park is open daily from Sunrise to Sunset.
- Visitor center and public buildings are open as scheduled and posted at the facility and/or through press releases.
- Park Visitor Center and other public facilities are closed on the following Federal Holidays; New Year's Day (January 1) and Christmas Day (December 25).
- The park superintendent may close park facilities due to severe weather on an as needed basis.

Fort Necessity NB:

- Main Park Road is open daily from sunrise to sunset. From the Visitor Center to the picnic loop closed November 1 through April 30.
- Gist Road (Picnic Area Road) and Picnic Area is open daily from sunrise to sunset, May 1 through October 31, closed November 1 through April 30.

- Jumonville Glen is open daily sunrise to sunset May 1 through October 31, closed November 1 through April 30.
- Braddock's Grave is open to foot traffic year-round. Closed to vehicles depending upon weather conditions.
- Visitor Center is open daily 9:00 a.m. to 5:00 p.m. unless otherwise posted or closed for holiday observance as noted.

Friendship Hill NHS:

- Gallatin House Gate is open daily from 9:00 a.m. to 5:00 p.m. when park facilities are open.
- Visitor Center is open daily 9:00 a.m. to 5:00 p.m. from April 1 through October 31, unless otherwise posted.
- Visitor Center is open 9:00 a.m. to 5:00 p.m. Saturdays and Sundays, November 1 through March 31, unless otherwise posted.

Closures (General):

- The following areas are closed to the general public:
 - All abandoned surface and underground mine areas.
 - All construction sites.
 - All employee residence areas and access roads, maintenance areas and access roads, and the pump house and access roads.

These closures are established to protect the health and safety of park visitors, the privacy of park residents, and safe park operations. They are the minimum restrictions necessary to achieve such protection.

Fort Necessity NB:

- The following areas are closed to the general public:
 - The Mount Washington Tavern, except for the first and second floors, is closed to the public.
 - The Rush property life estate tract and its access roads are closed to the public.

These closures are established to protect the health and safety of park visitors, the fragile nature of historic structures, and the privacy of resident park in-holders. They are the minimum restrictions necessary to achieve such protection.

Friendship Hill NHS:

- The following areas are closed to the general public:
 - The Albert Gallatin House, except for the first floor, second floor exhibit areas, and the basement restroom.
 - The area of artificial wetlands used in the acid mine drainage (AMD) study and the AMD facility building.
 - The areas within 50 feet of all natural gas wells.

These closures are established to protect the health and safety of park visitors and the fragile nature of historic structures. They are the minimum restrictions necessary to achieve such protection.

(a)(2) The following areas are designated for a specific use or activity and/or the following conditions or restrictions are imposed on a specific use or activity:

Motor Vehicles:

- Motor vehicles are allowed on the following roadways:
 - FONE: The main park road, the picnic area road (Gist Road), the Mount Washington Tavern parking loop, the Braddock Grave Site parking loop, and the Jumonville Glen parking loop.
 - FRHI: The main park road, the Knoll Road for handicapped access/parking only.
 - Note: These roadways are subject to seasonal closures.
- Motor vehicles are prohibited on all trails, pipelines, transmission line rights-of-way, non-designated roadways, or other unimproved surfaces except for: management use of pipeline and transmission line rights-of-way as detailed in appropriate agreements between the utility company and the National Park Service, wheeled vehicles used for accommodation of handicapped individuals on established walkways, and by park employees pursuant to approved uses and methods in conducting park management, maintenance, or law enforcement operations.

This condition 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.

Picnicking:

- Picnicking is allowed anywhere in the parks, except:
 - FONE: Within 100 feet of the Mount Washington Tavern, Braddock's Grave Site, and the Jumonville Glen rocks; anywhere within the Great Meadows battlefield surrounding the Fort and stockade; within 100 feet of the Visitor Center, except within designated areas where park-provided picnic tables are located.
 - FRHI: Within 300 feet of the Gallatin House.

This condition is established to preserve and honor the integrity of battlefield areas, grave sites, and other areas of solemn value, and is the minimum restriction necessary to achieve such protection.

Trails:

- All trails, either paved or unimproved, are open to foot traffic only, except for wheeled vehicles used for accommodation of handicapped individuals on established walkways.

- FONE: established walkways for wheeled vehicles, including Segways, used for handicapped accommodation, includes the paved path from the Visitor Center to the Fort.
- FRHI: established walkways for wheeled vehicles, including Segways, used for handicapped accommodation, includes the paved path from the parking lot to the Gallatin House, and the area between the handicapped parking on the knoll to the Gallatin House.

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.

Bicycles:

- Bicycles are open to use on established park roads and parking areas open to motor vehicle traffic. Bicycle use is prohibited on all trails in the parks. See also 36 CFR § 4.30.
- Roller skates, scooters, skate boards, and other wheeled recreational equipment are prohibited in all areas of the parks. See also 36 CFR § 2.20.

This condition is established to protect the health and safety of park visitors, and 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.

Camping:

- Please refer to 36 CFR § 2.10 for detailed camping area designations.

Kite Flying, Ball Playing, Frisbee Throwing:

- Recreation activities of these or similar types are not permitted on or within 50 feet of any walkway, trail, parking lot, road, or within 300 feet of park buildings (including the Fort and stockade).

This condition 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.

Radio Controlled and unmanned aerial vehicles (drones).

Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the National Park Service (NPS) within the boundaries is prohibited except as approved in writing by the Associate Director Resource and Visitor Protection. *National Park Service units are designed to provide for visitor experiences in which the park's natural and cultural resources are protected in such a manner as to provide for their enjoyment by future generations. Noise and nuisance complaints have been documented in other NPS units where there has been use of unmanned aircraft systems. Their use is not compatible with visitors enjoying their National Parks in an*

unimpaired state. Additionally, unmanned aircraft systems have been shown to impact wildlife. Activities which disturb nesting, breeding and other activities are prohibited under 36 CFR § 2.2.

In addition to preserving the natural and cultural resource qualities, visitor solitude, and ecosystem processes of the park, this closure is also necessary to provide for the security of closed park areas. The use of unmanned aircraft systems would provide an unacceptable security threat to areas of the park which are closed to the public. Less restrictive measures are not sufficient for security due to the sensitive nature of these closed areas.

Conditions and Exceptions:

1. This closure does not apply to the following activities:
 - (a) Administrative use of unmanned aircraft as approved in writing by the Associate Director of Visitor Resource Protection for such purposes as scientific study, search and rescue operations, fire operations, and law enforcement. Administrative use includes the use of unmanned aircraft by (i) NPS personnel as operators or crew; (ii) cooperators such as government agencies and universities that conduct unmanned aircraft operations for the NPS pursuant to a written agreement; and (iii) other entities, including commercial entities, conducting unmanned aircraft operations for the NPS, provided such entities are in compliance with all applicable FAA and Department of the Interior requirements.
 - (b) Activities conducted under a Scientific Research and Collecting Permit that specifically authorizes launching, landing, or operating an unmanned aircraft and is approved in writing by the Associate Director of Visitor Resource Protection in consultation with the Associate Director for Natural Resource Stewardship and Science.
 - (c) Activities conducted under a Special Use Permit (NPS Form 10-930) that specifically authorizes launching, landing, or operating an unmanned aircraft and is approved in writing by the Associate Director of Visitor Resource Protection.

Pertinent Aircraft and Air Delivery information are stated in 36 CFR §2.17

This condition 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.

Swimming

- Swimming, wading, bathing, snorkeling, and underwater diving are prohibited in the park. See also 36 CFR § 3.16 of this document.

This condition is established to protect the health and safety of park visitors, and is the minimum restriction necessary to achieve such protection.

(a)(3) The following restrictions, limits, closures, designations, conditions, or visiting hour restrictions imposed under §§(a)(1) or (2) have been terminated: None.

36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

Activities requiring a permit are listed above under Public Use Limits and throughout this document under the specific 36 CFR Section that authorizes or requires the issuance of a permit.

Applications for permits for the above-listed activities may be obtained by accessing the park web sites at:

- Fort Necessity NB: www.nps.gov/fone/planyourvisit/permits
- Friendship Hill NHS: www.nps.gov/frhi/planyourvisit/permits
- Or by calling Fort Necessity National Battlefield at 1-724-329-2013

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

(a)(4) Dead wood on the ground may be collected for use as fuel for campfires within the park in the following areas:

- Fort Necessity: dead and down wood may be collected for personal use in the park by park visitors as campfire fuel in the Picnic Area only.
- Friendship Hill: the collection of firewood by park visitors is prohibited.

(a)(5) Walking on, climbing, entering, ascending, descending, or traversing an archeological or cultural resource, monument, or statute is prohibited.

- FONE: Climbing or walking on the earthworks surrounding the Fort is prohibited.
- Braddock's Grave Site: Climbing on the Braddock Grave memorial is prohibited
- Jumonville Glen: Climbing, ascending, descending, traversing or rappelling the Jumonville Glen rock bluffs is prohibited.

(b) Hiking or pedestrian traffic is restricted to the trail(s) or walkway(s) listed in 36 CFR §1.5 of this document.

Under, §2.1(a) collecting natural materials from the park is generally prohibited. However, pursuant to §2.1(c), 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 possession and consumption restrictions:

- All fruits, limited to one (1) gallon per person/group per day.
- All berries, limited to one (1) gallon per person/group per day.
- All nuts, limited to one (1) pound per person/group per day.
- Mushrooms, limited to one-half (1/2) pound per person/group per day.

This condition is established to allow for collection of fruits, nuts, berries, and mushrooms by hand and for personal consumption in the quantities outlined above, which will not adversely affect park resources, and is the minimum restriction necessary to achieve such protection.

36 CFR §2.2 - WILDLIFE PROTECTION

(d) The following conditions and procedures for transporting lawfully taken wildlife through the park area are in place:

- Lawfully taken game that must be retrieved from or transported through the parks is allowable only after prior notification is made and approval granted by the Superintendent or a law enforcement ranger. Approval will be granted only if there is no other method or route to transport the wildlife. Hunters are prohibited from retrieving game unless accompanied by a park staff member, and may not be in possession of a weapon while being escorted through park property.

(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 §2.4 – WEAPONS, TRAPS, AND NETS

- 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. Additionally, historic weapons may be used by appropriate staff member and/or volunteer individuals or groups who are invited and sponsored by the park to participate in official and regulated historic weapons living history programs.
- Traps and nets may only be carried, possessed, or used by appropriate staff members and/or authorized researchers while conducting natural resources studies and require a permit from the Superintendent.

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) 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:

- Fort Necessity: camping is allowed at the picnic area only, and requires a permit from the Superintendent. Camping is by tent only, no trailers or other recreational vehicles are allowed.
- Friendship Hill: camping is prohibited.
- Living History encampments are allowed in areas designated by the Superintendent other than those listed above, in support of interpretive programs or special events. A permit is required from the Superintendent.

(d) Conditions for the storage of food are in effect, as noted, for the following areas:

- Food must be stored at designated camping areas to adequately protect it from wildlife.

36 CFR §2.11 – PICNICKING

Certain areas have been closed to picnicking and are listed in 36 CFR § 1.5(a)(1) of this document.

Conditions for Picnicking:

- The use of fires, grills, or stoves for food preparation is prohibited as part of incidental picnicking outside of the designated picnic areas containing park-provided fire grills.

36 CFR §2.12 – AUDIO DISTURBANCES

(a)(2) Operating a power saw in developed areas is prohibited, except pursuant to the terms and conditions of a permit.

(a)(3) Operating any type of portable motor or engine, or device powered by a portable motor or engine in undeveloped areas is prohibited, except pursuant to the terms and conditions of a permit.

(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/or receptacles, and under the conditions noted:

Designated Areas:

- Wood fires are permitted only in park-provided grills or fire pits within designated picnic areas or group camp sites.

Receptacles Allowed:

- Other than park-provided grills or fire pits, fires may be maintained in portable gas or charcoal grills brought to the parks by visitors. See "Established Conditions" below.

Established Conditions for Fires:

- Portable gas or charcoal grills must be located on or adjacent to park-provided picnic tables.
- in designated picnic areas. Constructing a rock-ring, or lighting a fire in a rock-ring is prohibited.
- Fires used in conjunction with approved historic demonstrations may be permitted.
- Fires may be lit by park employees or other approved officials in support of resource management activities as outlined by the approved park Fire Management Plan.
- No fire (gas, charcoal, or wood) may be left unattended.
- Only dead and down firewood collected from within the Fort Necessity National Battlefield, or firewood collected or purchased within the confines of Fayette County, PA may be used or possessed within the park.

(b) Fires must be extinguished according to the following conditions:

- Charcoal and wood fires must be extinguished with water immediately after their use, and any cold ashes or other extinguished materials placed in proper trash receptacles. (not provided by the park, see "Sanitation and Refuse" below)

36 CFR §2.14 – SANITATION and REFUSE

(a)(2) Using park refuse receptacles or facilities for dumping household, commercial or industrial refuse is prohibited.

- FONE and FRHI are "trash free" parks. Visitors are responsible for their own trash management, collection, and removal from the parks. Disposal of refuse in restroom vaults or port-a-johns is prohibited.

36 CFR §2.15 – PETS

(a)(1) The following structures and/or areas are closed to the possession of pets:

- Pets are not allowed in any public building or office except for service animals.
- Pets are permitted in all other areas of the parks, provided they are equipped with collars, identification and vaccination tags, and under control on a leash.

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

- Pet excrement shall be removed from picnic areas, trails, and all areas of frequent public use by the pet owner.

(e) Pets may be kept by park residents under the following conditions:

- Pets are allowed in single-family government quarters only by written permission from the Superintendent.
- Pets are prohibited from government multi-occupancy or dormitory quarters.

36 CFR §2.16 – HORSES and PACK ANIMALS

(b) The use of horses or pack animals is prohibited outside of the following trails, routes or areas designated for their use:

- There are no trails, routes or areas designated for horses and pack animals. Horses and pack animals are prohibited in the parks, except by Special Use Permit.

36 CFR §2.19 – WINTER ACTIVITIES

(a) Skiing, snowshoeing, ice skating, sledding, inner tubing, tobogganing, and similar winter sports are prohibited on park roads and in parking areas open to motor vehicle traffic, except under the conditions below:

- FONE: On the picnic loop road, on park trails or roads seasonally closed to motor vehicle traffic, and on other park roads only at designated trail crossings.
- FRHI: On park trails closed to motor vehicle traffic, and on park roads only at designated trail crossings.

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 which includes the use of ENDS (Electronic Nicotine Delivery System) as noted:

All park buildings.

- Within 25 feet of any entrance or exit primarily accessed by the visiting public.
- Within 25 feet of any entrance or exit not generally accessed by the public, where smoking would result in smoke traveling through doorways, windows, air ducts or other openings.
- Within any type of government-owned or leased vehicle, including heavy equipment, watercraft, or aircraft.

36 CFR §2.22 – PROPERTY

(a)(2) Leaving property unattended for longer than 24 hours is prohibited, except in the following locations or under the following conditions:

- Unattended property is prohibited in the parks, including property associated with the activity known as "Geo-caching."

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:

- FONE: entrance fee is \$5.00 per person, excluding those visitors 15 years old or younger, and any pass holder.
- FRHI: no entrance fee is charged,
- FONE & FRHI: an Interpretive Fee of \$2.00 per person is charged during certain Special Events and Living History Programs, as allowed for in 16 U.S.C. 1a-2(g),

36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

(a)(3)(i) The following areas and 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,
- The possession and/or consumption of alcohol is prohibited within the Fort Necessity NB Great Meadows, Braddock's Grave unit, and Jumonville Glen unit and Friendship Hill NHS.

These conditions are established in order to prevent inappropriate activities related to these specific locations and because such activity is inappropriate considering the other uses of these areas. These closures are necessary to protect the historic significance of the visitor experience in these areas.

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 -- DEMONSTRATIONS

(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: see attached maps.

Fort Necessity NB- South Side of Visitor Center Parking lot at retaining wall.

Friendship Hill NHS- Parking Area, southeast side of circle, west of Picnic Area.

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) A permit is required for the scattering of ashes from cremated human remains.

- No teeth or identifiable bones shall be included in the ashes.

36 CFR §3.16 – SWIMMING AND WADING

Swimming or wading is prohibited in the park pursuant to the closures outline in 36 CFR § 1.5 of this document.

6 CFR §4.21 – SPEED LIMITS

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

- Speed limit on the Friendship Hill NHS Gallatin House knoll road is 5 mph.
- Speed limit on all other roadways designated for vehicle travel at both Fort Necessity NB and Friendship Hill NHS is 20 mph.

36 CFR §4.30 – BICYCLES

(a) The use of a bicycle is prohibited except on park roads, in parking areas, and on routes designated for bicycle use. See also 36 CFR § 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.

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 §5.5 – 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 newsreel or news 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.

EXHIBIT A

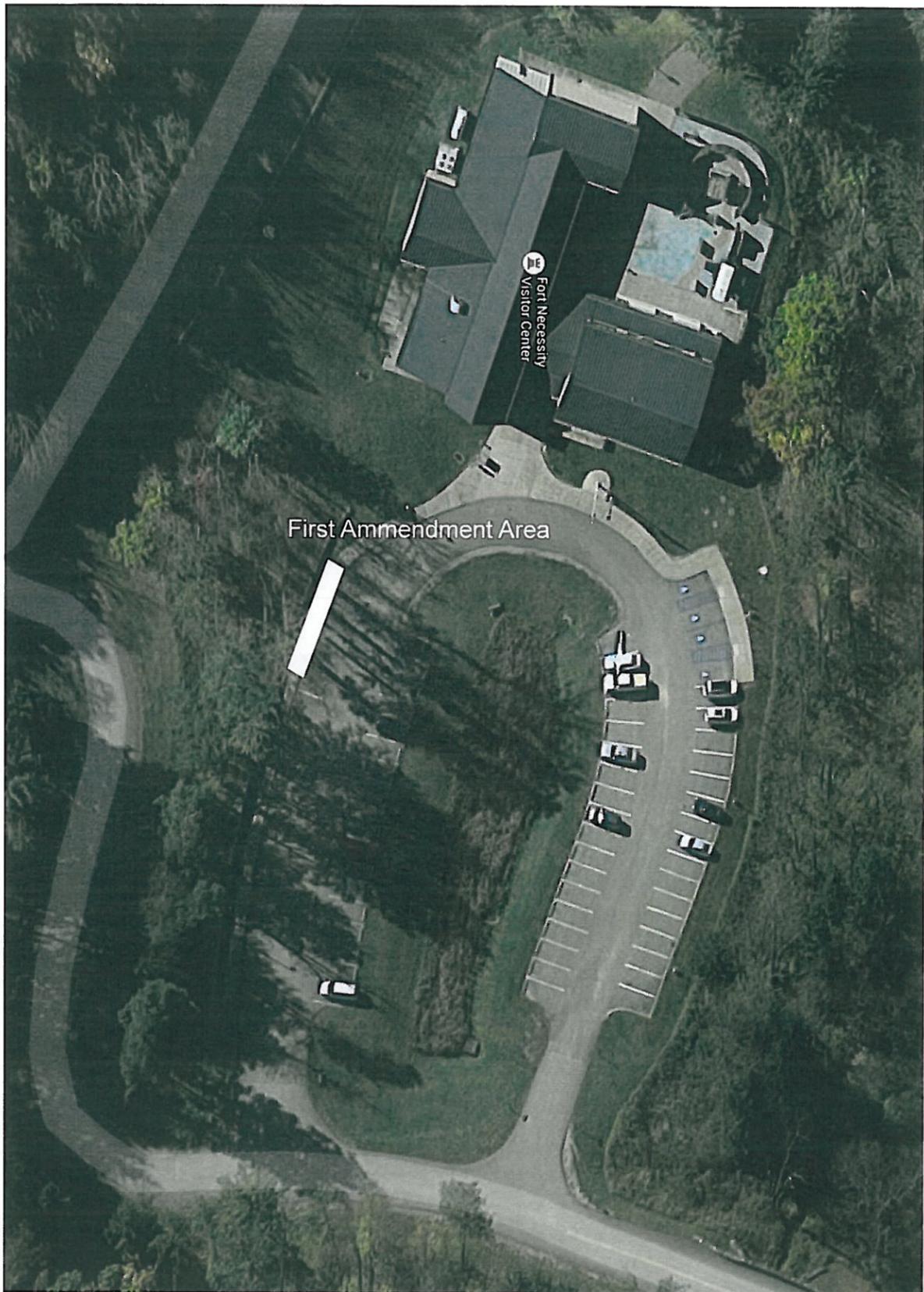


EXHIBIT B

